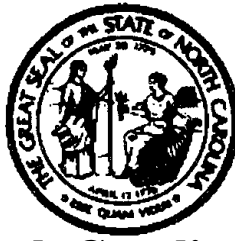


Michael F. Easley, Governor
Buck Lattimore, Chairman



Bernadine S. Ballance, Commissioner
Thomas J. Bolch, Commissioner
Laura K. Mavretic, Commissioner
Christopher Scott, Commissioner
Dianne C. Sellers, Commissioner
Pamela T. Young, Commissioner

North Carolina Industrial Commission

IMPORTANT NOTICE TO ALL PARTIES

Your attention is directed to the Rules of the Industrial Commission as they apply to hearings before the Full Commission. All briefs or motions to the Commission should be submitted in triplicate.

For cases set on the attached calendar before the Full Commission on December 11, 13 & 15, 2006, all motions, requests for continuances, and telephone inquiries should be directed to the attention of Kristi Bellamy, Agency Legal Specialist to Commissioner Bernadine S. Ballance. Dobbs Building, 4336 Mail Service Center, Raleigh, North Carolina 27699. The telephone number for Ms. Bellamy is (919) 807-2542.

Requests for continuances must be submitted at least two weeks prior to the date of hearing or oral argument may be waived in lieu of continuances for the requesting parties. Unexpected emergencies will be the exception. **In the event a case is continued, the case will be heard before the same panel at a later date.**

ALL BRIEFS AND FORMS 44 should be directed to the attention of Linda Langdon, Docket Director. Stipulations for first extensions of time to file Forms 44 or briefs may be submitted in writing and also directed to the attention of the Docket Director. If both parties agree to the extension of time, there will be no need to submit a formal Order to the Commission; however, please inform the Commission, in writing, as to the extension of time agreed between the parties. A party represented by counsel who fails to timely file a brief may not be allowed oral argument before the Full Commission.

The attached cases are scheduled for disposition by the Full Commission. Some may be determined without oral argument per I. C. Rule 701(8). The parties will be notified by Order of the Commission a week prior to the hearing dates below if oral argument is declined. If no such Order is issued, oral arguments will be held as scheduled below:

DECEMBER 11, 13 & 15, 2006
DOBBS BUILDING
SECOND FLOOR, ROOM 2173
430 NORTH SALISBURY STREET
RALEIGH, NC 27611

Hearings will be held in the Industrial Commission Hearing Room, Room No. 2173, (Second Floor) Dobbs Building, Raleigh, North Carolina. Please enter the building through the receptionist's area located on the third floor (on the mall area).

Please review the enclosed calendar to determine the exact date on which your case will be heard. The docket prior to your case may be dismissed or continued. If you are not present in court when your case is reached, the Commission will consider the record and will render its decision without hearing oral argument.

NORTH CAROLINA INDUSTRIAL COMMISSION

A handwritten signature in cursive script that reads "Linda D. Langdon".

Linda D. Langdon
Docket Director

NORTH CAROLINA INDUSTRIAL COMMISSION
FULL COMMISSION
REVIEW DOCKET

BERNADINE S. BALLANCE, CHAIR
CHRISTOPHER SCOTT, COMMISSIONER
THOMAS J. BOLCH, COMMISSIONER

MONDAY, DECEMBER 11, 2006

9:30 A.M. RALEIGH, NORTH CAROLINA

448024 SG 9:30	JOHN W. BLANCHARD v COUNTY OF SAMPSON SEDGWICK CLAIMS MANAGEMENT	PLF: R. JAMES LORE CARY, N.C. DFT: TEAGUE CAMPBELL DENNIS & GORHAM, RALEIGH, N.C.
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491013 BH 9:30	JAMES F. SAUL v TRANSPORT SYSTEM, INC. U.S. FIDELITY AND GUARANTY INSURANCE CO.	PLF: WALDEN & WALDEN WINSTON-SALEM, N.C. DFT: ROBINSON & LAWING WINSTON-SALEM, N.C.
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517755 MC 9:30	RAYFORD LEE WELLS, JR. v FOOD LION WAREHOUSE (RISK MANAGEMENT SERVICES)	PLF: HARDISON & LEONE RALEIGH, N.C. DFT: HEDRICK EATMAN GARDNER & KINCHELOE, RALEIGH, N.C.
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273029 RR RE-SET 9:30	JIMMY K. WILLIAMSON v FLUOR CORPORATION SELF-INSURED (CNA)	PLF: BRENT ADAMS & ASSOCIATES DUNN, N.C. DFT: TEAGUE CAMPBELL DENNIS & GORHAM, RALEIGH, N.C.
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(BALLANCE *, SCOTT & YOUNG)

159628 MC RE-SET 9:30	BEVERLY LYNN MCKIVER v BURLINGTON INDUSTRIES INC. SELF-INSURED (CRAWFORD & COMPANY)	PLF: HARRINGTON SAUNDERS & JONES GREENVILLE, N.C. DFT: HEDRICK EATMAN GARDNER & KINCHELOE, CHARLOTTE, N.C.
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(BALLANCE*, SCOTT & YOUNG)

514180 PH 9:30	F. SCOTT BRITTAIN v CRESCENT GOLF CLUB KEY RISK MANAGEMENT SERVICES	PLF: DORAN SHELBY PETHEL & HUDSON SALISBURY, N.C. DFT: HEDRICK EATMAN GARDNER & KINCHELOE, CHARLOTTE, N.C.
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NORTH CAROLINA INDUSTRIAL COMMISSION
FULL COMMISSION
REVIEW DOCKET

BERNADINE S. BALLANCE, CHAIR
CHRISTOPHER SCOTT, COMMISSIONER
THOMAS J. BOLCH, COMMISSIONER

MONDAY, DECEMBER 11, 2006

1:30 P.M. RALEIGH, NORTH CAROLINA

385197 RR 1:30	KENNETH B. GOSNELL v L.A. WINGARD D/B/A W & W CONTRACTORS S & N COMMUNICATION LIBERTY MUTUAL INS GROUP AND TRAVELERS INDEMNITY CO OF ILLILNOIS	PLF: BROKER & HAMRICK ASHEVILLE, N.C. DFT: CRANFILL SUMNER & HARTZOG RALEIGH, N.C. ----- WOMBLE CARLYLE SANDRIDGE & RICE, RTP, N.C.
399509 MC 1:30	RONALD DEAN DAVIS v STEELCASE, INC. SELF-INSURED (LIBERTY MUTUAL INS CO.	PLF: DAVID A. GANTT ASHEVILLE, N.C. DFT: VAN WINKLE BUCK WALLS STARNES & DAVIS, ASHEVILLE, N.C.
980559 JDE 1:30	INA CAROL HARMON v ARVIN MERITOR, INC. RISCO	PLF: ELEANOR M. MACCORKLE ASHEVILLE, N.C. DFT: WILLSON JONES CARTER & BAXLEY GREENVILLE, S.C.
411409 PH 1:30	MICHAEL D. SMITH v NORTHEAST MEDICAL CENTER ALLIED CLAIMS ADMINISTRATION	PLF: THE LAW OFFICE OF G. LEE MARTIN CONCORD, N.C. DFT: JONES HEWSON & WOOLARD CHARLOTTE, N.C.
490606 RH 1:30	RHONDA P. SHERRILL v SIGNATURE SEATING, INC. ST. PAUL TRAVELERS INS CO.	PLF: YOUNG MORPHIS BACH & TAYLOR HICKORY, N.C. DFT: MULLEN HOLLAND & COOPER GASTONIA, N.C.

NORTH CAROLINA INDUSTRIAL COMMISSION
FULL COMMISSION
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BERNADINE S. BALLANCE, CHAIR
CHRISTOPHER SCOTT, COMMISSIONER
THOMAS J. BOLCH, COMMISSIONER

WEDNESDAY, DECEMBER 13, 2006

9:30 A.M. RALEIGH, NORTH CAROLINA

259356 PB 9:30	RONALD DAMERON v PATSY SMITH SPLICING BUILDERS MUTUAL INS CO.	PLF: THE JERNIGAN LAW FIRM RALEIGH, N.C. DFT: CRANFILL SUMNER & HARTZOG RALEIGH, N.C.
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351523 & 396203 PB 9:30	DION COOPER v EVANS MACHINERY N.C. INURANCE GUARANTY ASSOC FOR LEGION INS CO. AND EVEREST INS CO.	PLF: MORRISON LAW FIRM WILSON, N.C. DFT: BROOKS STEVENS & POPE CARY, N.C. BROTHERTON FORD YEOMAN & WORLEY, GREENSBORO, N.C.
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376262 & 403017 MC 9:30	EMILIO DAVIS v CITY OF NEW BERN SELF-INSURED (CRAWFORD & COMPANY)	PLF: EDWARDS & RICCI GREENVILLE, N.C. DFT: TEAGUE CAMPBELL DENNIS & GORHAM, RALEIGH, N.C.
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TA-18559 WT 9:30	DAVID E. GURGANUS, GUARDIAN AD LITEM FOR JUAN RAMIREZ, MINOR CHILD v EAST CAROLINA UNIVERSITY	PLF: KEEL O' MALLEY TUNSTALL TARBORO, N.C. DFT: NC DEPARTMENT OF JUSTICE RALEIGH, N.C.
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065150 KL ADM APP 9:30	WILLIAM HUNTER v DSM CATALYTICA PHARMACEUTICALS THE HARTFORD INS CO.	PLF: PRO SE. DFT: CRANFILL SUMNER & HARTZOG RALEIGH, N.C.
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(COURT RECESS)
(ORAL ARGUMENTS TO RESUME AT 1:30 P.M.)

NORTH CAROLINA INDUSTRIAL COMMISSION
FULL COMMISSION
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BERNADINE S. BALLANCE, CHAIR
CHRISTOPHER SCOTT, COMMISSIONER
THOMAS J. BOLCH, COMMISSIONER

WEDNESDAY, DECEMBER 13, 2006

1:30 P.M. RALEIGH, NORTH CAROLINA

171258 KL RE-SET 1:30	CHRISTOPHER PARKER v DUKE UNIVERSITY SELF-INSURED	PLF: SCUDDER & HEDRICK RALEIGH, N.C. DFT: CRANFILL SUMNER & HARTZOG RALEIGH, N.C.
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(SELLERS*, BALLANCE & SCOTT)

143955 MG 1:30	HUBERT MILLS v LEE'S PLASTERING SERVICE, INC. HANOVER INSURANCE CO.	PLF: DONALDSON & BLACK GREENSBORO, N.C. DFT: HEDRICK EATMAN GARDNER & KINCHELOE, CHARLOTTE, N.C.
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(SELLERS*, BOLCH & SCOTT)

209462 JDE 1:30	ANDREA GREGORY v W.A. BROWN & SONS PMA INSURANCE GROUP	PLF: DEVORE ACTON & STAFFORD CHARLOTTE, N.C. DFT: HEDRICK EATMAN GARDNER & KINCHELOE, CHARLOTTE, N.C.
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(SELLERS*, BALLANCE & BOLCH)

835987 BH 1:30	BRENDA CLONCH v WAL-MART STORES, INC. INSURANCE COMPANY OF THE STATE OF PENNSYLVANIA (CLAIMS MANAGEMENT, INC.)	PLF: LAW OFFICE OF FRANKLIN SMITH ELKIN, N.C. DFT: YOUNG MOORE & HENDERSON RALEIGH, N.C.
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445285 & 474522 BD 1:30	CHRISTINE HENDRICKSON v SOUTHCO DISTRIBUTING CO. INC. ZENITH INSURANCE CO.	PLF: WARD & SMITH NEW BERN, N.C. DFT: TEAGUE CAMPBELL DENNIS & GORHAM, RALEIGH, N.C.
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431559 RR 1:30	MARIO CASTRO v MILLARD REFRIGERATED SERVICES SENTRY INSURANCE CO.	PLF: LAW OFFICES OF STEFAN R. LATORRE CHARLOTTE, N.C. DFT: CRANFILL SUMNER & HARTZOG RALEIGH, N.C.
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NORTH CAROLINA INDUSTRIAL COMMISSION
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BERNADINE S. BALLANCE, CHAIR
CHRISTOPHER SCOTT, COMMISSIONER
THOMAS J. BOLCH, COMMISSIONER

FRIDAY, DECEMBER 15, 2006

9:30 A.M. RALEIGH, NORTH CAROLINA

432467 PH 9:30	DONALD BALLARD v DDT WINDSOR WAREHOUSE, LTD NC FARM BUREAU INS CO.	PLF: BRUMBAUGH MU & KING JACKSONVILLE, N.C. DFT: YOUNG MOORE & HENDERSON RALEIGH, N.C.
299240 JG 9:30	GEORGIA T. LANIER v BERTIE AMBULANCE SERVICE CONNECTICUT INDEMNITY	PLF: BRUMBAUGH MU & KING JACKSONVILLE, N.C. DFT: BROOKS STEVENS & POPE CARY, N.C.
432461 MC 9:30	MARSHA A. JAMES v NEW HANOVER REGIONAL MEDICAL CENTER (ALLIED CLAIMS)	PLF: BRUMBAUGH MU & KING JACKSONVILLE, N.C. DFT: PATTERSON DILTHEY CLAY BRYSON & ANDERSON, WILMINGTON, N.C.
470776 MG 9:30	BOBBY BARNES, II v ARBY'S TRI-FECTA FOODS, INC. COMPANION PROPERTY & CASUALTY COMPANY	PLF: BRUMBAUGH MU & KING JACKSONVILLE, N.C. DFT: CRANFILL SUMNER & HARTZOG WILMINGTON, N.C.
471695 PH 9:30	MARK A. DANA v PGT INDUSTRIES BROADSPIRE	PLF: BRUMBAUGH MU & KING JACKSONVILLE, N.C. DFT: WILSON & RATLEDGE RALEIGH, N.C.
500684 BH 9:30	DAIL L. MCLAMB v CAPE FEAR VALLEY HEALTH SYSTEM SELF-INSURED	PLF: BRUMBAUGH MU & KING JACKSONVILLE, N.C. DFT: MORRIS YORK WILLIAMS SURLES & BARRINGER, CHARLOTTE, N.C.

(COURT RECESS)
(ORAL ARGUMENTS TO RESUME AT 1:30 P.M.)

NORTH CAROLINA INDUSTRIAL COMMISSION
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THOMAS J. BOLCH, COMMISSIONER

FRIDAY, DECEMBER 15, 2006

1:30 P.M. RALEIGH, NORTH CAROLINA

475481 BH 1:30	RONALD WILCOX v KINDRED NURSING CENTER CONSTITUTION STATE SERVICE CO.	PLF: SELLERS HINSHAW AYERS DORTCH & LYONS, CHARLOTTE, N.C. DFT: GOLDING HOLDEN & POPE CHARLOTTE, N.C.
406538 AP 1:30	SAMUEL ROBINSON v ALTRIA GROUP, INC. INDEMNITY COMPANY OF NORTH AMERICA / ACE USA	PLF: SELLERS HINSHAW AYERS DORTCH & LYONS, CHARLOTTE, N.C. DFT: HUNTON & WILLIAMS CHARLOTTE, N.C.
298275 & 365167 SG 1:30	THOMAS MAYFIELD v MARK III INSURANCE SERVICES, INC. D/B/A MARK III FINANCIAL SERVICES, INC. HANOVER INSURANCE COMPANY	PLF: LAW OFFICES OF SETH M. BERNANKE CHARLOTTE, N.C. DFT: MORRIS YORK WILLIAMS SURLES & BARRINGER, CHARLOTTE, N.C.
463622 AP 1:30	ROSELINE FRANCES WILSON CORPENING v BROYHILL FURNITURE INDUSTRIES COMP MANAGEMENT INC.	PLF: RANDY DUNCAN HICKORY, N.C. DFT: MORRIS YORK WILLIAM SURLES & BARRINGER, CHARLOTTE, N.C.
405118 RR 1:30	GLENDA SHARON MULLETT v HICKORY SPRINGS MFG CO. LIBERTY MUTUAL INS CO.	PLF: RANDY DUNCAN HICKORY, N.C. DFT: MULLEN HOLLAND & COPPER GASTONIA, N.C.
