



STATE OF NORTH CAROLINA  
OFFICE OF ADMINISTRATIVE HEARINGS

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1711 New Hope Church Rd  
Raleigh, NC 27609-6285

March 21, 2014

Meredith Henderson  
Industrial Commission  
**Sent via email to Meredith.Henderson@in.nc.gov**

Re: Objections to Rules 04 NCAC 10A .0601, .0609A; and  
10E .0103, .0104.

Dear Ms. Henderson:

At its meeting yesterday, the Rules Review Commission objected to the above-captioned rules in accordance with G.S. 150B-21.10.

The Commission objected to Rule 04 NCAC 10A .0601, finding the deletion of the language in Paragraph (a) relating to the reasonable sanctions not prohibiting the employer or the carrier from contesting compensability and liability for the claim creates ambiguity by appearing to abrogate statutory requirements.

The Commission objected to Rule 04 NCAC 10A .0609A, finding the Industrial Commission lacks authority in Paragraph (h) of the Rule to set a specific timeframe for depositions and transcripts of the same without allowing the Deputy Commissioners to reduce or enlarge that period of time, as set forth in G.S. 97-25(g).

The Commission objected to Rule 04 NCAC 10E .0103 based upon ambiguity. The rule language was unclear what actions the Industrial Commission would take after receiving an application for *pro hac vice* admission.

The Commission objected to Rule 04 NCAC 10E .0104 based upon ambiguity. The Commission found that the rule language as submitted was unclear regarding the process for attorneys to request and take secured leave.

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Assistants  
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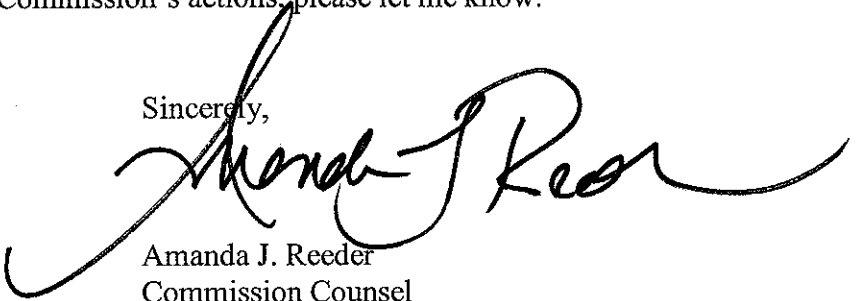
Clerk's Office  
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Please respond to this letter in accordance with the provisions of G.S. 150B-21.12. If you have any questions regarding the Commission's actions, please let me know.

Sincerely,

A handwritten signature in black ink, appearing to read "Amanda J. Reeder". The signature is fluid and cursive, with a large initial "A" and a long, sweeping underline.

Amanda J. Reeder  
Commission Counsel