



**ST. LOUIS, MISSOURI
APRIL 8 - 12, 2013**

William Jay Riley, Chief Judge - Omaha, Nebraska

Circuit Judges in Active Service

**Roger L. Wollman - Sioux Falls, SD
James B. Loken - Minneapolis, MN
Diana E. Murphy - Minneapolis, MN
Kermit E. Bye - Fargo, ND
Lavenski R. Smith - Little Rock, AR
Steven M. Colloton - Des Moines, IA
Raymond W. Gruender - St. Louis, MO
Duane Benton - Kansas City, MO
Bobby E. Shepherd - El Dorado, AR**

Circuit Judges Who Have Taken Senior Status

**Myron H. Bright - Fargo, ND
Pasco M. Bowman - Kansas City, MO
C. Arlen Beam - Lincoln, NE
Morris S. Arnold - Little Rock, AR
Michael J. Melloy - Cedar Rapids, IA**

NOTICE TO ALL COUNSEL

Please review the entire calendar, as you may have more than one case scheduled for oral argument. Please check the calendar carefully for the starting time for your day and division.

Court will be held in the Thomas F. Eagleton Courthouse at 111 S. 10th Street, St. Louis, Missouri. Division I will be held in the En Banc Courtroom on floor 28. Division II will be held in the Southeast Courtroom on floor 27. Division III will be held in the Northeast Courtroom on floor 27, and Division IV will be held in the Southwest Courtroom on floor 27. Counsel presenting oral argument should report to the clerk's office, Room 24.329, 30 minutes before Court convenes.

Counsel may not waive oral argument without prior leave of court. Absent leave of court, only one attorney is permitted to present the argument for a party. However, if the parties on a side are separately represented and have filed separate briefs, each party on that side is permitted to argue; in such a case, counsel must confer and decide how they will split the time shown on the calendar. Questions should be addressed to the Clerk of Court.

Counsel are required to file an "Argument Response/Appearance" form with the Clerk's Office identifying the party or parties they will be representing at oral argument. If an "Appearance" form has not already been filed, the "Argument Response/Appearance" form serves as your notice of appearance in the case. Every attorney who presents oral argument must be admitted to the Eighth Circuit Bar unless appointed to represent a party proceeding in forma pauperis.

The time allotted for each side's argument is noted to the right of the case. *Cases designated as NO ARG will be submitted to the Court on the briefs and record without oral argument, and counsel are not required to appear for cases designated NO ARG.*

Michael E. Gans
Clerk of Court
www.ca8.uscourts.gov

The following visiting judges are sitting with the court in April:

*The Honorable Beth Phillips
U.S. District Judge
Kansas City, Missouri

*The Honorable Brian C. Wimes
U.S. District Judge
Kansas City, Missouri

*The Honorable Stephanie M. Rose
U.S. District Judge
Des Moines, Iowa

Updated 04/05/13

**DIVISION I
En Banc Courtroom
28th Floor**

**MONDAY, APRIL 8, 2013
BEFORE JUDGES WOLLMAN, BEAM, MURPHY**

			BWB
12-3328	NI	United States v. Walter Dixon	NO ARG
12-3547	SI	United States v. Brandon Sutton	NO ARG
12-3597	EM	United States v. Robert Simmons	NO ARG
12-3771	WM	United States v. Artie Tatum	NO ARG
12-3822	SI	United States v. David Davis, Jr.	NO ARG

**TUESDAY, APRIL 9, 2013 BEGINNING AT 9:00 A.M.
BEFORE JUDGES RILEY, BYE, BENTON**

			YML
1	12-1352	WA Hortica-Florists' Mutual Insurance Company v. Pittman Nursery Corporation, et al.	
	12-1434	WA Hortica-Florists' Mutual Insurance Company v. Pittman Nursery Corporation, et al.	20
2	12-2739	NI Amera-Seiki Corporation v. The Cincinnati Insurance Company	15
3	12-3113	EM Mark Robbins, et al. v. Randy Becker, Sr., et al.	15
	12-3281	WM Todd Hallquist, et al. v. SunTrust Mortgage, et al.	NO ARG
4	12-3315	EM Spirtas Company v. Nautilus Insurance Company	15

**DIVISION I
En Banc Courtroom
28th Floor**

**WEDNESDAY, APRIL 10, 2013 BEGINNING AT 9:00 A.M.
BEFORE JUDGES RILEY, BYE, BENTON**

				KAS
1	12-3090	WA	ABF Freight System v. International Brotherhood of Teamsters, et al.	15
	11-3832	WA	United States v. Reynaldo Roblero-Ramirez	NO ARG
	12-3028	WA	United States v. David Nicklas	NO ARG
	12-2716	NI	United States v. Shawn Jones	NO ARG
	12-3298	NI	United States v. Curtis Grandon	NO ARG

**THURSDAY, APRIL 11, 2013 BEGINNING AT 9:00 A.M.
BEFORE JUDGES LOKEN, GRUENDER, *WIMES**

				DMW
1	12-3498	EM	The Doe Run Resources Corporation v. Lexington Insurance Company	15
2	12-2939	NI	Jennifer Jenkins v. Medical Laboratories of Eastern Iowa	10
	12-3430	WA	United States v. Ricardo Vega	NO ARG
3	12-3588	EM	United States v. Jeriel Brooks	10
4	12-2968	SI	United States v. Brian Reynolds	15

**BEGINNING AT 2:00 P.M.
BEFORE JUDGES LOKEN, COLLOTON, BENTON**

	11-3583	SI	United States v. Bruce Douglas, Jr.	15
--	---------	----	-------------------------------------	----

**DIVISION I
En Banc Courtroom
28th Floor**

****EN BANC SESSION****

DMS

FRIDAY, APRIL 12, 2013 BEGINNING AT 8:30 A.M.

**BEFORE JUDGES RILEY, WOLLMAN, LOKEN, MURPHY, BYE,
MELLOY, SMITH, COLLOTON, GRUENDER, BENTON, SHEPHERD**

11-3530 MN Greg Herden, et al. v. United States 20

**BEFORE JUDGES RILEY, BRIGHT, WOLLMAN, LOKEN, MURPHY,
BYE, SMITH, COLLOTON, GRUENDER, BENTON, SHEPHERD**

11-3039 NE United States v. Larry Rouillard
11-3634 SD United States v. James Bruguier 20

**DIVISION II
Southeast Courtroom
27th Floor**

**MONDAY, APRIL 8, 2013
BEFORE JUDGES LOKEN, BOWMAN, GRUENDER**

12-3059	NI	United States v. Jeremy Stanberg	JPP NO ARG
12-3282	NI	United States v. James Byers	NO ARG
12-3493	NI	United States v. Nickolas Beck	NO ARG
12-3833	WM	United States v. Gregory Jacobs	NO ARG
12-3659	EA	United States v. Walter Ewing	NO ARG

**TUESDAY, APRIL 9, 2013 BEGINNING AT 9:00 A.M.
BEFORE JUDGES WOLLMAN, BEAM, MURPHY**

			CMD	
1	12-3716	EA	Kennith McDowell, et al. v. Elbert Price, et al.	20
2	12-3485	EM	United States v. James Tebeau	15
3	12-3450	EA	Elaine Thompson v. Ulenzen King, et al.	15
4	12-3563	SI	Midamerican Pension and Employee Benefits Plans Administrative Committee v. Michael Cox, Sr., et al.	10
5	12-3351	NI	United States v. Kenneth Pappas	10

**DIVISION II
Southeast Courtroom
27th Floor**

**WEDNESDAY, APRIL 10, 2013 BEGINNING AT 9:00 A.M.
BEFORE JUDGES WOLLMAN, BEAM, MURPHY**

				LAD
1	12-3386	NI	United States v. Kurt Alexander	15
2	12-3448	EM	Abdullah Abdul-Rahim, et al. v. John LaBarge, Jr.	15
	12-2316	NI	United States v. Larry Phillips	
	12-2550	NI	United States v. Quintel Phillips	NO ARG
	12-3533	WM	United States v. Gilberto Lara-Ruiz	NO ARG
	12-3111	SI	United States v. Ruben Avila	NO ARG

**THURSDAY, APRIL 11, 2013 BEGINNING AT 9:00 A.M.
BEFORE JUDGES RILEY, BRIGHT, BENTON**

				LMT REMOVED
	12-2893	EA	United States v. Alvin Clay	REMOVED
	12-2654	EA	Jenny Evance v. Trumann Health Services, et al.	NO ARG
1	12-3131	WM	United States v. Michael Scott	15
2	12-3316	WM	United States v. Frank Martin	10
3	12-3419	EM	United States v. Billy Walker	15

**FRIDAY, APRIL 12, 2013
THERE WILL BE NO ORAL ARGUMENTS IN DIVISION II**

**DIVISION III
Northeast Courtroom
27th Floor**

**MONDAY, APRIL 8, 2013
BEFORE JUDGES BYE, ARNOLD, BENTON**

				LAB
12-3509	SI	United States v. Teodolo Garcia		NO ARG
12-3546	EM	Union Electric Company v. AEGIS Energy Syndicate 1225		NO ARG
12-3634	NI	John Arnzen, III, et al. v. Director Charles Palmer, et al.		NO ARG
12-3657	NI	United States v. Geovanny Hernandez-Garcia		NO ARG
12-3830	WM	United States v. Jessie Andrews		NO ARG

**TUESDAY, APRIL 9, 2013 BEGINNING AT 9:00 A.M.
BEFORE JUDGES LOKEN, GRUENDER, *PHILLIPS**

				LLB	
1	12-3299	EM	United States v. Dwight Rhodes		15
2	12-2698	SI	William Pilger, et al. v. William Sweeney, et al.		15
3	12-3087	NI	Peter Bartlett, et al. v. United States Department of Agriculture, et al.		15
4	12-3119	EA	Indigo LR, et al. v. Advanced Insurance Brokerage of America, et al.		15
	12-3577	NI	United States v. Lamar Outlaw		NO ARG

**DIVISION III
Northeast Courtroom
27th Floor**

**WEDNESDAY, APRIL 10, 2013 BEGINNING AT 9:00 A.M.
BEFORE JUDGES LOKEN, GRUENDER, *PHILLIPS**

				MER
	12-3535	NI	United States v. Jesus Quintero-Felix	NO ARG
	12-3573	NI	United States v. Kirk Gutknecht	NO ARG
1	12-2821	SI	United States v. James Miller	10
2	12-3356	NI	Daniel Scott v. Mary Benson	15
3	12-3152	SI	United States v. Robin Brooks, Jr.	15

**THURSDAY, APRIL 11, 2013 BEGINNING AT 9:00 A.M.
BEFORE JUDGES MURPHY, BEAM, BYE**

				TAB
1	12-3250	SI	Ebony Jackman v. Fifth Judicial District Department of Correctional Services, et al.	15
2	12-2913	SI	United States v. Nathan Ozmon	10
3	12-3220	SI	Lyle Ridout v. JBS USA	15
	12-3813	EM	United States v. Alireza Bakhtiari	NO ARG
4	12-3092	SI	United States v. Richard Mathias	10

**FRIDAY, APRIL 12, 2013
THERE WILL BE NO ORAL ARGUMENTS IN DIVISION III**

**DIVISION IV
Southwest Courtroom
27th Floor**

**MONDAY, APRIL 8, 2013
BEFORE JUDGES COLLOTON, MELLOY, SHEPHERD**

			TAB
12-3295	WM	United States v. Steve Walls	NO ARG
12-3411	EM	United States v. James Hendrix	NO ARG
12-3512	EM	United States v. LeRonald Loper	NO ARG
12-3800	WM	United States v. Jack Van Matre	NO ARG
12-3769	WM	United States v. Anthony Murphy	NO ARG

**TUESDAY, APRIL 9, 2013 BEGINNING AT 9:00 A.M.
BEFORE JUDGES COLLOTON, SHEPHERD, *ROSE**

			BWB
1	12-2502	WM Southern Wine & Spirits of America, et al. v. Division of Alcohol and Tobacco Control, et al.	20
2	12-3853	WM Gerald Geier, et al. v. Missouri Ethics Commission, et al.	15
3	12-3425	WM Linda Williamson v. Hartford Life and Accident Insurance Company	15
4	12-3212	WM United States v. Chris Bausby	15
	12-3236	WM United States v. Dominic Rickett	NO ARG

**DIVISION IV
Southwest Courtroom
27th Floor**

**WEDNESDAY, APRIL 10, 2013 BEGINNING AT 9:00 A.M.
BEFORE JUDGES COLLOTON, SHEPHERD, *ROSE**

				SRD	
1	11-3886	WM	Sean Wright v. Michael Bowersox		15
2	12-3616	WM	United States v. Robert Lunsford		15
3	12-2472	WM	Derrick Millon v. JPMorgan Chase Bank, et al.		15
4	12-3381	WA	CMH Homes, et al. v. Thomas Goodner, et al.		15
	12-2673	EA	United States v. Geff Yielding	NO ARG	

**THURSDAY, APRIL 11, 2013 BEGINNING AT 9:00 A.M.
BEFORE JUDGES COLLOTON, MELLOY, SHEPHERD**

				BNS	
1	12-1525	EA	United States v. James Morris		
	12-1526	EA	United States v. Karen Morris		15
2	12-2195	SI	Adam Musser v. Terry Mapes		15
3	12-3565	WM	Cindy Adair, et al. v. ConAgra Foods, et al.		15
4	12-3055	EM	Simon Mahanna, et al. v. U.S. Bank National Association		10
5	12-3317	EM	United States v. Antonio Reeves		10
6	13-1324	NI	United States v. Jose Millan-Vasquez		15

**FRIDAY, APRIL 12, 2013
THERE WILL BE NO ORAL ARGUMENTS IN DIVISION IV**