



JANUARY 13 - 17, 2014 ST. LOUIS, MISSOURI

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
Jane Kelly - Cedar Rapids, IA

Circuit Judges Who Have Taken Senior Status

Myron H. Bright - Fargo, ND
Pasco M. Bowman - Kansas City, MO
C. Arlen Beam - Lincoln, NE
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, and Division III will be held in the Northeast 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

The following visiting judge is sitting with the Court in January:

*The Honorable E. Richard Webber
Senior U.S. District Judge
St. Louis, Missouri

www.ca8.uscourts.gov

Revised: 01/10/14

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

**MONDAY, JANUARY 13, 2014, BEGINNING AT 9:00 A.M.
BEFORE JUDGES WOLLMAN, SHEPHERD, *WEBBER**

			LAD
1.	12-3433EA	FutureFuel Chemical Company v. Lonza, Inc.	
	13-1396EA	FutureFuel Chemical Company v. Lonza, Inc.	20
2.	12-3918EA	James Gladden, Jr., etc. v. Kenneth Richbourg, etc., et al.	15
3.	12-3640	Walled Agha, et al. v. Eric H. Holder, Jr., etc.	15
4.	13-1751EA	David Duncan, etc., et al. v. American Greetings Corporation	
	13-1966EA	Eugene Chew, Jr., et al. v. American Greetings Corporation	15
5.	13-1947	Yu An Li v. Eric H. Holder, Jr.	10

**TUESDAY, JANUARY 14, 2014, BEGINNING AT 9:00 A.M.
BEFORE JUDGES RILEY, WOLLMAN, SHEPHERD**

			JPP
1.	13-1251MN	Reggie White, et al. v. National Football League, et al.	
	13-1480MN	Reggie White, et al. v. National Football League, et al.	20
2.	12-3526EA	Gary Reece, etc. v. Bank of New York Mellon, etc.	
	13-1245EA	Gary Reece, etc. v. Bank of New York Mellon, etc.	15
3.	13-1566EM	Nadine Hemminghaus v. State of Missouri, et al.	15
	13-2217WM	Gary Lackey, Jr. v. Wells Fargo Bank, N.A., et al.	NO ARG
4.	12-3247WM	United States v. Tyrone Harris	10

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

****EN BANC SESSION****

WEDNESDAY, JANUARY 15, 2014, BEGINNING AT 9:00 A.M.

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

12-1309EA	Terry Plunk v. Ray Hobbs	CMD	20
12-2129EM	Carlyn Johnson v. Securitas Security Services USA, Inc.		20

****AFTERNOON SESSION****

2:00 P.M. BEFORE JUDGES WOLLMAN, MELLOY, GRUENDER

13-1469EA	Little Rock School District v. State of Arkansas, et al.		
13-1483EA	Little Rock School District v. Wilson Community Development Corporation, et al.		
13-1488EA	Lorene Joshua, et al. v. State of Arkansas, et al.	REMOVED	

2:00 P.M. BEFORE JUDGES WOLLMAN, COLLOTON, GRUENDER

13-1189NE	United States v. James Coppock		15
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**DIVISION I
En Banc Courtroom
28th Floor**

**THURSDAY, JANUARY 16, 2014, BEGINNING AT 9:00 A.M.
BEFORE JUDGES WOLLMAN, BYE, MELLOY**

			BNS
1.	13-1072EM	Frank Snider, III v. Matthew Peters, etc.	
	13-1108EM	Frank Snider, III v. State of Missouri	
	13-1410EM	Frank Snider, III v. City of Cape Girardeau	
	13-1618EM	Frank Snider, III v. Matthew Peters, etc.	
	13-1619EM	Frank Snider, III v. State of Missouri	20
2.	13-1321EA	Routy Abernathy v. Ray Hobbs, etc.	15
3.	13-1606EM	Matt Grawitch, et al. v. Charter Communications, Inc.	15
	13-1713SI	United States v. Alfonso Vega Diaz	NO ARG
4.	13-2018SI	United States v. Terri Buczkowski, et al.	
	13-2050SI	United States v. Terri Buczkowski, et al.	15

****AFTERNOON SESSION****

2:00 P.M. BEFORE JUDGES WOLLMAN, BYE, SMITH

13-1739NI	United States v. Angela Johnson	30
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**FRIDAY, JANUARY 17, 2014, BEGINNING AT 8:30 A.M.
BEFORE JUDGES WOLLMAN, BYE, MELLOY**

			YML NO ARG
	13-1975SI	United States v. Douglas Meeks	
1.	13-2296EM	United States v. Michael Glover, etc.	15
2.	13-2072SI	United States v. Harold Melbie, Jr.	10
3.	13-2085WA	United States v. James Curtis	15

BEFORE JUDGES WOLLMAN, BYE, SMITH

12-3726SI	Lloyd Meeks v. United States		
12-3914SI	Douglas Meeks v. United States		NO ARG

**DIVISION II
Southeast Courtroom
27th Floor**

**MONDAY, JANUARY 13, 2014, BEGINNING AT 9:00 A.M.
BEFORE JUDGES LOKEN, MURPHY, SMITH**

			MDS	
1.	13-1027EM	United States v. Martin Sigillito, etc.		20
2.	13-1780	Harry Haury v. Commissioner of Internal Revenue		15
3.	13-1495EA	Bank of England v. M. Rice		15
4.	12-2578EM	United States v. Mask of Ka-Nefer-Nefer, et al.		10
5.	13-1582EA	Joshua Stricklin v. Dolgencorp, LLC, etc.		15

**TUESDAY, JANUARY 14, 2014, BEGINNING AT 9:00 A.M.
BEFORE JUDGES LOKEN, MURPHY, SMITH**

			BWB	
1.	13-1445EM	Athena Bachtel v. Taser International, Inc.		20
2.	12-3495EM	Deborah Masten v. United States		15
3.	13-2160EM	Aubree Ebersole v. Novo Nordisk, Inc., et al.		15
4.	13-1730EA	Roy Burns v. Edward Eaton, etc., et al.		15
5.	13-2020EM	Arnold Crossroads, L.L.C., et al. v. Gander Mountain Company		15

**DIVISION II
Southeast Courtroom
27th Floor**

****AFTERNOON SESSION****

**WEDNESDAY, JANUARY 15, 2014, BEGINNING AT 2:00 P.M.
BEFORE JUDGES LOKEN, BYE, BENTON**

13-1421EA	Vickie Kemp, etc. v. Carolyn Colvin, etc.	DMW	15
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**THURSDAY, JANUARY 16, 2014, BEGINNING AT 9:00 A.M.
BEFORE JUDGES LOKEN, MURPHY, COLLOTON**

		MER	
1.	13-1258SI	United States v. Bryan Holm, etc.	15
2.	13-1457EM	Robert Young, et al. v. Allstate Insurance Company	15
3.	13-1816EA	A. D. Smith, et al. v. Board of Education of the Palestine-Wheatley School District, et al.	15
	13-2720SI	United States v. David Gierlus	NO ARG
4.	13-1206EM	Joan Roe, et al. v. St. Louis University	15
5.	13-2043EM	United States v. Porfirio Ortega	15
6.	12-3896EM	United States v. Warnell Reid	10

**FRIDAY, JANUARY 17, 2014, BEGINNING AT 8:30 A.M.
BEFORE JUDGES LOKEN, MURPHY, COLLOTON**

		KAS	
1.	13-1689EM	United States v. Bruce Humphrey	15
2.	13-2291EM	United States v. Julius Hayden	10
	12-2099WM	Joseph Grooms v. United States	NO ARG

**DIVISION III
Northeast Courtroom
27th Floor**

**MONDAY, JANUARY 13, 2014, BEGINNING AT 9:00 A.M.
BEFORE JUDGES GRUENDER, BRIGHT, KELLY**

			LAB
1.	13-1936WA	El Dorado Chemical Company v. United States Environmental Protection Agency, et al.	20
2.	13-1949	Felix Somoza-Garcia v. Eric H. Holder, Jr., etc.	15
3.	12-3679EM	Fernando Valedéz v. Watkins Motor Lines, Inc., et al.	15
	13-1701	Heidy Cifuentes-Rivera v. Eric H. Holder, Jr.	NO ARG
4.	13-1720EM	Equal Employment Opportunity Commission v. Audrain Health Care, Inc., etc.	15

**TUESDAY, JANUARY 14, 2014, BEGINNING AT 9:00 A.M.
BEFORE JUDGES GRUENDER, BRIGHT, MELLOY**

			JMH
1.	13-1843EM	Graham Construction Services, Inc. v. Hammer & Steel Inc.	
	13-1906EM	Graham Construction Services, Inc. v. Hammer & Steel Inc.	20
2.	13-2214EA	Terry Madden, etc., et al. v. Lumber One Home Center, Inc.	15
3.	13-1657SD	United States v. Patrick Brown Thunder	15
4.	13-2233EM	Salvador Silva, et al. v. Metropolitan Life Insurance Company, et al.	15
5.	13-1307EM	United Fire & Casualty Company v. Titan Contractors Service, Inc.	15

THERE WILL BE NO CASES ARGUED IN DIVISION III ON WEDNESDAY.

**DIVISION III
Northeast Courtroom
27th Floor**

**THURSDAY, JANUARY 16, 2014, BEGINNING AT 9:00 A.M.
BEFORE JUDGES GRUENDER, BENTON, KELLY**

			TAB
	12-3000WA	Mountain Home Flight Service, Inc. v. Baxter County, Arkansas, et al.	NO ARG
1.	13-2241EA	Broderick Fourte v. Faulkner County, Arkansas, et al.	15
	13-1243EA	Keith Deaton v. Ray Hobbs, etc.	NO ARG
2.	13-1560EA	Cecil Edwards, Jr., et al. v. Karl Byrd, etc., et al.	15

BEFORE JUDGES WOLLMAN, GRUENDER, KELLY

	13-1569EM	Lloyd Grass v. Robert Reitz	15
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**FRIDAY, JANUARY 17, 2014, BEGINNING AT 8:30 A.M.
BEFORE JUDGES GRUENDER, BENTON, KELLY**

			LMT
1.	13-1549EA 13-1672EA	United States v. Ronald White United States v. Jorge Rojas-Olivera	20
2.	13-1660EA 13-1661EA	United States v. Jason Holmes United States v. Juan Rendon, etc.	15
	13-1159EA	United States v. Caruthers Dukes	NO ARG
3.	13-2845EA	United States v. Manuel Aguilar	15
	12-3703EA	United States v. William Axsom, II	NO ARG