



****SPECIAL SESSION****
DRAKE UNIVERSITY LAW SCHOOL
NOVEMBER 5, 2015

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
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
Kermit E. Bye - Fargo, ND
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 at Drake University Law School in Des Moines, Iowa. Counsel presenting oral argument should report to the Smith Legal Clinic, Neal and Bea Smith Law Center, 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 the attorney has been appointed to represent a party proceeding in forma pauperis or represents the United States.

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

DIVISION I
Smith Legal Clinic
Neal and Bea Smith Law Center

THURSDAY, NOVEMBER 5, 2015, BEGINNING AT 1:00 P.M.
BEFORE JUDGES SMITH, COLLOTON, KELLY

1	15-2096	NI	National Surety Corporation v. Dustex Corporation	
	15-2328	NI	National Surety Corporation v. Miron Construction Co.	20
2	15-2032	SI	Clarke County Development Corporation v. Affinity Gaming, et al.	15
3	15-2105	NI	Kathy Kelleher v. Wal-Mart Stores	15