



ST. PAUL, MINNESOTA OCTOBER 16 - 20, 2017

Lavenski R. Smith, Chief Judge - Little Rock, Arkansas

Circuit Judges in Active Service

**Roger L. Wollman - Sioux Falls, SD
James B. Loken - Minneapolis, MN
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
Ralph R. Erickson - Fargo, ND**

Circuit Judges Who Have Taken Senior Status

**Pasco M. Bowman - Kansas City, MO
C. Arlen Beam - Lincoln, NE
Morris S. Arnold - Little Rock, AR
Diana E. Murphy - Minneapolis, MN
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 Warren E. Burger Federal Building & U.S. Courthouse at 316 N. Robert Street, St. Paul, Minnesota. Counsel presenting oral argument should report to the Clerk's Office, Room 500, 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

The following visiting judges will sit with the court during the October session:

*The Honorable Richard W. Goldberg
Senior Judge, U.S. Court of International Trade
New York, New York

*The Honorable John R. Tunheim
Chief Judge, U.S. District Court
Minneapolis, Minnesota

Updated 10/13/17

**DIVISION I
Courtroom 5A**

**MONDAY, OCTOBER 16, 2017 BEGINNING AT 9:00 A.M.
BEFORE JUDGES SMITH, MURPHY, COLLOTON**

				CYZ
1	16-3467	ND	Lonesome Dove Petroleum v. John Holt, et al.	
	16-3611	ND	Lonesome Dove Petroleum v. John Holt, et al.	20
2	16-4069	MN	Steven Wirtz v. Specialized Loan Servicing	15
3	16-4075		Barbara Wigley v. Michael Wigley, et al.	15
4	16-4123	MN	Juan Berenguer v. Anoka County, et al.	15
5	16-4372	SI	Cara Williams, et al. v. Wells Fargo Bank	15
6	16-4376	SI	Charlene Eggers v. Wells Fargo Bank	15

BEFORE JUDGES SMITH, GRUENDER, BENTON

16-3742	NI	United States v. Janis Kreitinger	NO ARG
16-3553		Jose Garcia-Carranza v. Loretta E. Lynch	NO ARG
16-3958	NI	United States v. Walter Jones	NO ARG
16-3974	NI	United States v. Kenneth Haag	NO ARG
16-3980	ND	United States v. Levell Durr	NO ARG
17-1871	SD	United States v. Larry Rederick	NO ARG

**DIVISION I
Courtroom 5A**

****EN BANC SESSION****

TUESDAY, OCTOBER 17, 2017 BEGINNING AT 9:00 A.M.

**BEFORE JUDGES SMITH, WOLLMAN, LOKEN, MURPHY,
COLLTON, GRUENDER, BENTON, SHEPHERD, KELLY**

				JMM	
1	16-1046	WM	Fineola Ingram, et al. v. Cole County, et al.		20
2	16-1073	SI	Jerry Faidley v. United Parcel Service of America		20

**DIVISION I
Courtroom 5A**

**WEDNESDAY, OCTOBER 18, 2017 BEGINNING AT 9:00 A.M.
BEFORE JUDGES SMITH, GRUENDER, BENTON**

				CYZ
1	16-3419	SI	Cheri Dahlin v. Lyondell Chemical Company, et al.	
	16-4472	SI	Cheri Dahlin v. Lyondell Chemical Company, et al.	20
2	16-3686		International Alliance of Theatrical Stage Employees v. National Labor Relations Board	
	16-3940		National Labor Relations Board v. International Alliance of Theatrical Stage Employees	15
	16-2164		Daniel Onduso v. Jefferson B. Sessions, III	
	17-1526		Daniel Onduso v. Jefferson B. Sessions, III	NO ARG
	16-4345	SD	Jeanette Luze v. Zurich American Insurance Company	DISMISSED
3	16-4015	MN	United Food and Commercial Workers, Local 653 v. Fresh Seasons Market, et al.	15
	16-4305	MN	Paul Batsche, et al. v. Thomas E. Price	NO ARG

**BEGINNING AT 3:30 P.M.
BEFORE JUDGES COLLOTON, BEAM, BENTON**

	16-1571		Luis Garcia-Urbano v. Jefferson B. Sessions, III	15
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**DIVISION I
Courtroom 5A**

**THURSDAY, OCTOBER 19, 2017 BEGINNING AT 9:00 A.M.
BEFORE JUDGES GRUENDER, BENTON, *TUNHEIM**

				JMM
1	16-4313	SD	Charles Sisney, et al. v. Denny Kaemingk, et al.	
	16-4480	SD	Charles Sisney v. Denny Kaemingk, et al.	20
2	16-3696	SI	MCC Iowa, et al. v. City of Iowa City, et al.	15
3	16-3903		Jose Romero-Larin v. Jefferson B. Sessions, III	
	17-1868		Jose Romero-Larin v. Jefferson B. Sessions, III	15
4	16-4283	SD	Sisseton-Wahpeton Oyate of the Lake Traverse Reservation, et al. v. United States Corps of Engineers, et al.	15
5	16-4275	NI	Levi Wilson, et al. v. Scott Lamp, et al.	
	16-4337	NI	Levi Wilson, et al. v. Jessica Dorhout-VanEngen	15
	17-1225	SI	United States v. Randy Ford	NO ARG

**BEGINNING AT 1:30 P.M.
BEFORE JUDGES WOLLMAN, GRUENDER, SHEPHERD**

				LMT
	16-2820	SD	Gillman Long v. United States	15

**DIVISION I
Courtroom 5A**

**FRIDAY, OCTOBER 20, 2017 BEGINNING AT 8:30 A.M.
BEFORE JUDGES LOKEN, GRUENDER, BENTON**

				DMW	
1	16-4519	SI	United States v. Curlie Quarterman		15
2	16-3988	MN	United States v. Charles Pettis		15
	16-4014		J. Cruz Ramirez-Barajas v. Jefferson B. Sessions, III		
	17-1618		J. Cruz Ramirez-Barajas v. Jefferson B. Sessions, III	NO ARG	
	16-4503	MN	United States v. Ronald Class	NO ARG	
	17-1222	SI	United States v. Kent Sorenson	NO ARG	
3	16-3832	MN	United States v. Lee Paul		15

**DIVISION II
Courtroom 5B**

**MONDAY, OCTOBER 16, 2017
BEFORE JUDGES WOLLMAN, BEAM, SHEPHERD**

			LMT
16-3547	SD	United States v. Juan Herrera-Rodriguez	NO ARG
16-3734	NI	United States v. Manuel Sanchez-Rojas	NO ARG
16-3764	ND	United States v. Jonathon Kinney	NO ARG
16-3843	NI	United States v. Tearon Jackson	NO ARG
16-3842	MN	United States v. Raymond Smith	NO ARG
16-4039	NI	United States v. Ricky Peoples	NO ARG

**TUESDAY, OCTOBER 17, 2017
There will be no oral arguments in Division II**

**WEDNESDAY, OCTOBER 18, 2017 BEGINNING AT 9:00 A.M.
BEFORE JUDGES WOLLMAN, BEAM, SHEPHERD**

			LMT	
	17-1306	ND	Vanessa Dundon, et al. v. Kyle Kirchmeier, et al.	NO ARG
1	16-3260	SI	CeCelia Ibson v. United Healthcare Services	15
2	16-3949	NI	Charleen Corrado, et al. v. Life Investors Insurance Company of America, et al.	15
3	16-3930	SI	Dustin Burnikel v. Michael Fong, et al.	15
4	16-4153	MN	Little Otters of Love, et al. v. Kailen Rosenberg, et al.	15
	17-1053		Carlos Arguello-Rodriguez v. Jefferson B. Sessions, III	NO ARG

**DIVISION II
Courtroom 5B**

**THURSDAY, OCTOBER 19, 2017 BEGINNING AT 9:00 A.M.
BEFORE JUDGES WOLLMAN, SHEPHERD, *GOLDBERG**

				LMT
1	16-1624	NI	Tracey Kuehl, et al. v. Pamela Sellner, et al.	
	16-3147	NI	Tracey Kuehl, et al. v. Pamela Sellner, et al.	20
2	16-4517	MN	Qwinstar Corporation v. Curtis Anthony, et al.	
	17-1809	MN	Qwinstar Corporation v. Curtis Anthony, et al.	15
3	16-3770	SI	Lauren Hales v. Casey's Marketing Company	15
	16-4019	ND	Gerald Groenewold, Ph.D. v. Robert Kelley, Ph.D., et al.	REMOVED
4	16-4433		Jhonny Garcia-Moctezuma v. Jefferson B. Sessions, III	15
5	17-1023	MN	United States v. William Libby, Jr.	10

**FRIDAY, OCTOBER 20, 2017
BEFORE JUDGES WOLLMAN, SHEPHERD, *GOLDBERG**

				LMT
	16-4252	MN	United States v. Jason Claybron	NO ARG
	16-4091	SD	United States v. James Thompson	NO ARG
	16-4308	MN	United States v. Prentiss Crumble	NO ARG
	16-4054	MN	United States v. Jeffrey Gardner	NO ARG
	16-4420	MN	United States v. Mark Hammerschmidt	
	16-4422	MN	United States v. Ornella Hammerschmidt	NO ARG
	16-4465	MN	United States v. Edgar Gonzalez	NO ARG

**DIVISION III
Courtroom 5C**

**MONDAY, OCTOBER 16, 2017
BEFORE JUDGES LOKEN, MURPHY, COLLOTON**

16-3901		Hang Dinh v. Loretta E. Lynch	DMW NO ARG
16-3598	NI	United States v. Brandon Wilson	NO ARG
16-3618	MN	United States v. Kennett McElderry	NO ARG
16-3626	NI	United States v. Jeremy Saul	NO ARG
16-3745	NI	United States v. Jermaine Harris	NO ARG
16-3850	MN	United States v. Calvin Wedington	NO ARG

**TUESDAY, OCTOBER 17, 2017
There will be no oral arguments in Division III**

**WEDNESDAY, OCTOBER 18, 2017 BEGINNING AT 9:00 A.M.
BEFORE JUDGES LOKEN, MURPHY, COLLOTON**

				DMW
1	16-3679	MN	HIP, Inc. v. Hormel Foods Corporation, et al.	
	16-3872	MN	HIP, Inc. v. Hormel Foods Corporation, et al.	20
2	16-4186	MN	State of North Dakota, et al. v. Nancy Lange, et al.	15
3	16-4209	SI	Skip Rogers, et al. v. Aaron King, et al.	15
4	16-3454	NE	Merwyn Levering v. United States	15
5	16-4212		Pauline Sagoe v. Jefferson B. Sessions, III	15
	16-4457		Caren De Lopez v. Jefferson B. Sessions, III	NO ARG

**DIVISION III
Courtroom 5C**

**THURSDAY, OCTOBER 19, 2017 BEGINNING AT 9:00 A.M.
BEFORE JUDGES LOKEN, BEAM, COLLOTON**

				DMW
1	16-4485	SI	United States v. Manuel Espinoza	10
	16-4486	SI	United States v. Jose Tizoc	NO ARG
2	16-4429	MN	Walter Franklin, III v. Lucas Peterson, et al.	15
3	16-4102	MN	United States v. Sharrod Rowe	15
4	16-4260	SD	John Graham v. Darin Young	
	16-4448	SD	John Graham v. Darin Young	15
5	17-1084	MN	United States v. Elena Polukhin	10
6	16-4150	MN	United States v. Phillip Loyd	10

**FRIDAY, OCTOBER 20, 2017
There will be no oral arguments in Division III**