



ST. LOUIS, MISSOURI SEPTEMBER 19 - 23, 2016

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
Morris S. Arnold - Little Rock, AR
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 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, and 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 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

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

**MONDAY, SEPTEMBER 19, 2016
BEFORE JUDGES RILEY, MURPHY, SMITH**

15-3648	Joe Estrada-Ramos v. Loretta E. Lynch, etc.	NO ARG
15-3760EM 15-3844EM	United States v. Pierre Starks, etc. United States v. Pierre Starks, etc.	NO ARG
15-3784SI	United States v. Julilath Kouangvan, etc.	NO ARG
15-3890WM	United States v. Frank Scharschell	NO ARG
15-3734EA	United States v. Rafael McDaniel, etc.	NO ARG
15-3985WA	John Dunn, et al. v. Bank of America N.A., etc., et al.	NO ARG

****EN BANC SESSION****

BEGINNING AT 2:00 P.M.

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

14-3099	MikLin Enterprises, Inc., etc. v. National Labor Relations Board, et al.	
14-3211	National Labor Relations Board, et al. v. MikLin Enterprises, Inc., etc.	20

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

**TUESDAY, SEPTEMBER 20, 2016, BEGINNING AT 9:00 A.M.
BEFORE JUDGES RILEY, MURPHY, SMITH**

1.	16-1357EM	United States v. Pierre Watson	15
2.	15-3318	William Stuart, Jr., etc. v. Commissioner of Internal Revenue	
	15-3319	Arnold Walters, Jr., etc. v. Commissioner of Internal Revenue	
	15-3320	Estate of James Stuart, Jr., etc. v. Commissioner of Internal Revenue	
	15-3321	Robert Joyce, etc. v. Commissioner of Internal Revenue	15
3.	15-3925	National Labor Relations Board, et al. v. Chipotle Services, LLC, etc.	
	15-3955	Chipotle Services, LLC, etc. v. National Labor Relations Board, et al.	15
4.	15-3465EA	Jacobi Malone v. Robert Hinman, etc., et al.	15
5.	16-1450	National Labor Relations Board, et al. v. Missouri Red Quarries, Inc.	
	16-1682	Missouri Red Quarries, Inc. v. National Labor Relations Board, et al.	15

**WEDNESDAY, SEPTEMBER 21, 2016, BEGINNING AT 9:00 A.M.
BEFORE JUDGES RILEY, MURPHY, SMITH**

1.	16-1760WA	Justin Guenther, etc., et al. v. Griffin Construction Company, Inc.	20
2.	15-2792WM	Ronald Tussey, et al. v. ABB, Inc., et al.	
	16-1127WM	Ronald Tussey, et al. v. ABB, Inc., et al.	20
	15-3581EM	Allan Hinshaw v. Sheriff Keith Moore, et al.	NO ARG
3.	15-3514EM	Richard Aguilar, et al. v. PNC Bank, N.A.	15
4.	15-3406WA	Eddie Robinson, etc. v. EOR-ARK, LLC, et al.	15
5.	16-1956SI	United States v. Cynthia Hobbs	10

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

**THURSDAY, SEPTEMBER 22, 2016, BEGINNING AT 9:00 A.M.
BEFORE JUDGES RILEY, MURPHY, SMITH**

1.	15-3538EM	Brian Knowlton, etc., et al. v. Anheuser-Busch Companies Pension Plan, et al.	
	15-3851EM	Brian Knowlton, etc., et al. v. Anheuser-Busch Companies Pension Plan, et al.	20
2.	16-1526	CRP Holdings, A-1, LLC v. Casey O'Sullivan	15
3.	15-3378EA	Nationwide Property & Casualty Insurance Company v. Donald Faircloth, Jr.	15
4.	16-1046WM	Fineola Ingram, et al. v. Cole County, et al.	15
5.	15-3279EA	Jacquelyn Wallace, etc. v. Nancy Cummings, etc.	15

****AFTERNOON SESSION****

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

15-3705WM	United States v. Meigel Craddock	10
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**FRIDAY, SEPTEMBER 23, 2016
BEFORE JUDGES RILEY, MURPHY, SMITH**

15-3445SI	United States v. Christopher Payne-Owens	NO ARG
15-3717SI	United States v. Stephen Thomas	NO ARG
16-1095SI	United States v. Joseph McGrew	NO ARG
15-3950SI	United States v. Victor Jones	NO ARG

**DIVISION II
Southeast Courtroom
27th Floor**

**MONDAY, SEPTEMBER 19, 2016
BEFORE JUDGES WOLLMAN, ARNOLD, KELLY**

16-1086WM	United States v. Joshua Randolph	NO ARG
15-3861EM	United States v. Ron Hill	NO ARG
16-1495EA	United States v. Galvin Henderson, etc.	NO ARG
16-1306WA	United States v. Gilberto Ramos	NO ARG
15-3740EM 15-3742EM	United States v. Christopher Booker United States v. Christopher Booker	NO ARG
16-1028WM	United States v. Sharrod Dace	NO ARG

**TUESDAY, SEPTEMBER 20, 2016, BEGINNING AT 9:00 A.M.
BEFORE JUDGES WOLLMAN, ARNOLD, KELLY**

1.	15-3573EM	Barbara Williams v. Employers Mutual Casualty Co., et al.	20
2.	15-3281	Salvador Gonzalez-Vega v. Loretta E. Lynch, etc.	10
3.	15-3846EM	Diane Bolderson v. City of Wentzville, Missouri	15
4.	15-3117	Hughes Martine v. Loretta E. Lynch, etc.	10
5.	15-3482EM	Ricco Johnson v. United States	10

**DIVISION II
Southeast Courtroom
27th Floor**

**WEDNESDAY, SEPTEMBER 21, 2016, BEGINNING AT 9:00 A.M.
BEFORE JUDGES WOLLMAN, ARNOLD, KELLY**

1.	15-2857WM	Ryan Ferguson v. John Short, etc., et al.	20
2.	15-3804EM	Schnuck Markets, Inc. v. First Data Merchant Services Corp., et al.	15
3.	15-3723EA	Star City School District v. ACI Building Systems, LLC	15
4.	16-1268EM	Eduardo Custodio v. Cecilia Marianela Torres Samil	15
5.	15-3400WM	Mike MacMann, et al. v. Mike Matthes, et al.	15

**THURSDAY, SEPTEMBER 22, 2016, BEGINNING AT 9:00 A.M.
BEFORE JUDGES WOLLMAN, BRIGHT, KELLY**

1.	15-3191WM 15-3286WM	Robert McKeage, et al. v. TMBC, LLC Robert McKeage, et al. v. TMBC, LLC	20
2.	15-3363EA	Sierra Club, et al. v. Nucor Steel - Arkansas, et al.	15
3.	16-1400EM	Dale Neidenbach, et al. v. Amica Mutual Insurance Company	15
4.	15-2845EM	United States v. David Gentles	15
5.	16-1152EA	Douglas Atwood, etc. v. Stephen Peterson, et al.	15

**FRIDAY, SEPTEMBER 23, 2016, BEGINNING AT 8:30 A.M.
BEFORE JUDGES WOLLMAN, BRIGHT, KELLY**

	15-2314WM	United States v. Bonnie Cortez-Hernandez	NO ARG
1.	15-3602EA	United States v. James McKnight	10
2.	15-3563EM	United States v. Coleman Carpenter	10
	16-1019EM	United States v. Shameris Jefferson	NO ARG
3.	16-1393WA	United States v. Gregory Gibson	10

**DIVISION III
Northeast Courtroom
27th Floor**

**MONDAY, SEPTEMBER 19, 2016
BEFORE JUDGES LOKEN, BEAM, GRUENDER**

15-2736SI	United States v. Dayton Heins	NO ARG
16-1279EA	United States v. Derrick Parker, etc.	NO ARG
16-1196EM	United States v. Altonio Graves	NO ARG
16-1283WA	United States v. Mario Thomas, etc.	NO ARG
16-1373SI	United States v. James Bailey	NO ARG
15-3757WM	United States v. Jeffrey Treta	NO ARG

**TUESDAY, SEPTEMBER 20, 2016, BEGINNING AT 9:00 A.M.
BEFORE JUDGES LOKEN, BEAM, BENTON**

1.	15-2703NI	Gary Hughes, et al. v. City of Cedar Rapids, Iowa, et al.	20
2.	15-2781SI	Sarah Brooks, et al. v. City of Des Moines, Iowa, et al.	20
3.	16-1174EA	LeKeysia Wilson v. Arkansas Department of Human Services	10
4.	16-1433EM	Ronda Walker v. Progressive Direct Insurance Company, et al.	15
5.	16-1403NI	United States v. Randy Beltramea	15

**DIVISION III
Northeast Courtroom
27th Floor**

**WEDNESDAY, SEPTEMBER 21, 2016, BEGINNING AT 9:00 A.M.
BEFORE JUDGES LOKEN, GRUENDER, BENTON**

1.	15-3728EM	Warner Bros. Entertainment, Inc., et al. v. X One X Productions, etc., et al.	20
2.	16-1186WA 16-1187WA	City of Ozark, Arkansas, etc. v. Union Pacific Railroad Company City of Ozark, Arkansas, etc. v. Union Pacific Railroad Company	15
3.	16-1371NE	Robert Parker v. Crete Carrier Corporation, et al.	15
4.	16-1012EA	J.D. Fields & Company, Inc. v. Nucor-Yamato Steel Company	15
5.	16-1171EA	Selena Capers, etc. v. National Railroad Passenger Corporation, etc.	15

**THURSDAY, SEPTEMBER 22, 2016, BEGINNING AT 9:00 A.M.
BEFORE JUDGES LOKEN, GRUENDER, BENTON**

1.	15-2964WM	Michael Biffle, et al. v. Sho-Me Power Electric Cooperative, et al.	30
2.	16-1232SI	Curtis Igo v. Carolyn W. Colvin, etc.	15
3.	16-1436SI	James Tippe v. Carolyn W. Colvin, etc.	15
4.	16-1841NI	Nancy Harvey v. Carolyn W. Colvin, etc.	15
	15-3837SI	Juan Arteaga Talavera v. United States	NO ARG

**FRIDAY, SEPTEMBER 23, 2016, BEGINNING AT 8:30 A.M.
BEFORE JUDGES LOKEN, GRUENDER, BENTON**

1.	16-1109NI	United States v. Dennis Yorgensen	15
	16-1558NI	United States v. Timothy Postley	NO ARG
	16-1398WM	United States v. Juan Long	NO ARG
2.	15-3449NI	United States v. Jose Machorro-Xochicale	10
3.	16-1525EM	United States v. Damien Morgan	15

**DIVISION IV
Southwest Courtroom
27th Floor**

**MONDAY, SEPTEMBER 19, 2016
BEFORE JUDGES COLLOTON, MELLOY, SHEPHERD**

15-3364NI	United States v. German Robles-Garcia	NO ARG
15-3739EA	United States v. John Winston	NO ARG
16-1320WM	United States v. Rolando Downey	NO ARG
15-3737WA	United States v. Donald Lamoureux	NO ARG
15-3744EM	United States v. Steven Hudson	NO ARG
15-3956WM	United States v. Amy Jones	NO ARG

**TUESDAY, SEPTEMBER 20, 2016, BEGINNING AT 9:00 A.M.
BEFORE JUDGES COLLOTON, MELLOY, SHEPHERD**

1.	15-3872EM	Jo Ann Howard and Associates, P.C., etc., et al. v. National City Bank, et al.	
	15-3878EM	Jo Ann Howard and Associates, P.C., etc., et al. v. National City Bank, et al.	30
2.	16-1190SI	Jason Powell v. Larry Noble, etc., et al.	15
3.	15-2987	Michael Alvarado-Arenas v. Loretta E. Lynch, etc.	10
4.	15-3765EA	Shelby County Health Care Corporation, etc. v. Southern Farm Bureau Casualty Insurance Company, et al.	15
5.	15-3103	Eluid Villatoro-Ochoa v. Loretta E. Lynch, etc.	10

**DIVISION IV
Southwest Courtroom
27th Floor**

**WEDNESDAY, SEPTEMBER 21, 2016, BEGINNING AT 9:00 A.M.
BEFORE JUDGES COLLOTON, MELLOY, SHEPHERD**

1.	15-3271EA	Planned Parenthood Arkansas & Eastern Oklahoma, etc., et al. v. John Selig, etc.	20
2.	15-3192WM	Edward Blackorby, et al. v. BNSF Railway Company	15
3.	15-3958EM	United States v. James Braden, Jr.	10
4.	15-3656EA	Gyronne Buckley v. Keith Ray, etc., et al.	15
5.	15-3532NE	Kelly Heim v. BNSF Railway Company	10

**THURSDAY, SEPTEMBER 22, 2016, BEGINNING AT 9:00 A.M.
BEFORE JUDGES COLLOTON, MELLOY, SHEPHERD**

1.	15-2879EA	Rudy Webb, et al. v. Exxon Mobil Corporation, et al.	20
2.	15-2583WM	Kevin Ward v. Bradley Smith, et al.	15
3.	16-1324WM	John Young, et al. v. Mercer County Commission, etc., et al.	15
4.	15-3508EA	Shana Donathan v. Oakley Grain, Inc., et al.	10
5.	16-1689WM	Shahryar Gilani v. John Matthews, etc., et al.	15

**FRIDAY, SEPTEMBER 23, 2016, BEGINNING AT 8:30 A.M.
BEFORE JUDGES COLLOTON, MELLOY, SHEPHERD**

1.	16-1797EM	United States v. Hosea Swopes	10
2.	16-1611NI 16-1688NI 16-1761NI	United States v. William Aosse, Jr. United States v. Midamar Corporation United States v. Jalel Aosse	15
3.	16-1248NI	United States v. Mark Fuehrer	10
4.	15-3787NI	United States v. Jason Schultz	10
5.	15-3237SI	United States v. Lemarcus Wright	10