



**FEBRUARY 9 - 13, 2009  
ST. PAUL, MINNESOTA**

**James B. Loken, Chief Judge - Minneapolis, Minnesota**

**Circuit Judges in Active Service**

**Roger L. Wollman - Sioux Falls, SD  
Diana E. Murphy - Minneapolis, MN  
Kermit E. Bye - Fargo, ND  
William Jay Riley - Omaha, NE  
Michael J. Melloy - Cedar Rapids, IA  
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  
John R. Gibson - Kansas City, MO  
Pasco M. Bowman - Kansas City, MO  
C. Arlen Beam - Lincoln, NE  
David R. Hansen - Cedar Rapids, IA  
Morris S. Arnold - Little Rock, AR**

## 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.

Appearance forms of counsel, if not previously submitted, must be completed and forwarded immediately to the clerk's office. 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](http://www.ca8.uscourts.gov)

*Updated 02/06/09*

**DIVISION I  
Courtroom 5A**

**MONDAY, FEBRUARY 9, 2009  
BEFORE JUDGES LOKEN, MELLOY, BENTON**

			<b>CYZ</b>	
08-2187	NI	United States v. Jemere Frazier		<b>NO ARG</b>
08-2404	MN	United States v. Wilmer Scurlark		<b>NO ARG</b>
08-1969	MN	United States v. Michael Hill		<b>NO ARG</b>
08-1770	MN	United States v. Tony Lussier		<b>NO ARG</b>
08-2386	SI	United States v. Bert Clark		<b>NO ARG</b>

**TUESDAY, FEBRUARY 10, 2009 BEGINNING AT 9:00AM  
BEFORE JUDGES LOKEN, MELLOY, BENTON**

			<b>JMB</b>	
1	08-2997	NI	United States v. Tony Goodson	10
2	08-3118	NI	United States v. Benjamin Thomas	10
	08-2488	NI	United States v. Tracy Brunken	
	08-2783	NI	United States v. Amy Whitlock	<b>NO ARG</b>
	08-3042	NI	United States v. Tamara Miller	<b>NO ARG</b>
	08-3103	NI	United States v. Jay Christensen, Jr.	<b>NO ARG</b>

**WEDNESDAY, FEBRUARY 11, 2009 BEGINNING AT 9:00AM  
BEFORE JUDGES LOKEN, MELLOY, BENTON**

			<b>JMB</b>	
1	07-2956	MN	United States v. Christopher Smith	20
2	08-2612	NI	Charles Hertz, et al. v. Woodbury County Iowa	15
3	08-2152	NI	James Thomas, et al. v. Stephen Johnson, et al.	20
4	08-2177		Chanh Lovan v. Eric H. Holder, Jr.	15
5	08-2026	ND	United States v. Joseph DeMarce	15

**DIVISION I**  
**Courtroom 5A**

**THURSDAY, FEBRUARY 12, 2009 BEGINNING AT 9:00AM**  
**BEFORE JUDGES LOKEN, MELLOY, BENTON**

				<b>CYZ</b>	
1	07-1316	ND	United States v. Alfonso Rodriguez, Jr.		30
2	08-1540	SD	Harding County, South Dakota, et al. v. Ron Frithiof, et al.		20
3	08-2831	ND	United States v. Richard Lovelace		10
4	08-1647	SD	Mindy Kahle v. Jermaine Leonard		
	08-2578	SD	Mindy Kahle v. Jermaine Leonard		15
5	08-1962	SI	Dennis Brummett, et al. v. Maurice Taylor, Jr.		15

**FRIDAY, FEBRUARY 13, 2009 BEGINNING AT 8:30AM**  
**BEFORE JUDGES LOKEN, MELLOY, BENTON**

				<b>CYZ</b>	
	08-2734	NE	Continental Casualty Company v. Jeffrey Orr, et al.		
	08-2735	NE	Continental Casualty Company v. Steve Sickler, et al.	<b>DISMISSED</b>	
1	08-2067	ND	Kip Kaler v. Susan Bala		15
	08-2560	MN	Rosemary Delgado v. Rodney Hajicek, et al.	<b>NO ARG</b>	
2	08-2654	SD	Ronald McNamara v. Yellow Transportation		10
3	08-2034	MN	Omar Yanez v. State of Minnesota		15

## DIVISION II

### Courtroom 5B

**MONDAY, FEBRUARY 9, 2009**

**BEFORE JUDGES BYE, GIBSON, GRUENDER**

				<b>JMH</b>	
08-1873	NI	United States v. Tyris Easley			<b>NO ARG</b>
08-1062	MN	United States v. Keith Wells			<b>NO ARG</b>
08-2253	MN	United States v. Suzula Bidon			
08-2445	MN	United States v. Suzula Bidon			<b>NO ARG</b>

**TUESDAY, FEBRUARY 10, 2009 BEGINNING AT 9:00AM**

**BEFORE JUDGES BYE, GIBSON, GRUENDER**

				<b>JMH</b>	
1	08-2399	SD	United States v. Jason Pumpkin Seed		15
2	08-2618	NI	Darin Crooks v. Rick Lynch, et al.		15
3	08-2449	NI	Scott Cook v. United States		10
4	08-2322	MN	United States v. James Cook		10
5	08-2703	MN	United States v. Javier Torres		10
6	08-1642	NI	United States v. Travis O'Connor		10
7	08-1804	NI	United States v. Ira Chase		10

**WEDNESDAY, FEBRUARY 11, 2009 BEGINNING AT 9:00AM**

**BEFORE JUDGES BYE, GIBSON, GRUENDER**

				<b>JMH</b>	
1	08-2280	SD	United States v. Adam Bordeaux		15
2	08-1423	MN	United States, et al. v. Northshore Mining Company		
	08-1529	MN	United States v. Northshore Mining Company, et al.		
	08-1533	MN	United States, et al. v. State of Minnesota, et al.		20
3	08-2271	MN	Francisca Sandoval, et al. v. American Building Maintenance Industries, et al.		20
	08-1685	NI	United States v. Abdel-Ilah Elmardoudi		<b>REMOVED</b>
4	08-1224		Rose Mambwe v. Eric H. Holder, Jr.		15

## DIVISION II

### Courtroom 5B

#### THURSDAY, FEBRUARY 12, 2009 BEGINNING AT 9:00AM BEFORE JUDGES WOLLMAN, HANSEN, BYE

				JMH	
1	08-2100	MN	Joel Karnitz, et al. v. Wells Fargo Bank		15
2	08-1754	MN	Rickey Jones, et al. v. City of Minneapolis, et al.		20
3	08-1908	MN	United States, et al. v. Gary Bailey, et al.		15
	08-1391	MN	CIBC World Markets v. Ramy El-Batravi	REMOVED	
4	08-1967	MN	Steven Hirtzinger v. Pinnacle Airlines		15
5	08-2306	MN	United States v. Edward Septon		15

#### FRIDAY, FEBRUARY 13, 2009 BEGINNING AT 8:30AM BEFORE JUDGES WOLLMAN, HANSEN, BYE

				JMH	
1	08-1686	ND	James Norman v. Tim Schuetzle, et al.		
	08-2219	ND	James Norman v. Dan Wrolstad		15
	08-1882	MN	United States v. Mark Miles		NO ARG
2	08-2012	MN	Naomi Chial v. Sprint/United Management		15
	08-2212	MN	Patricia Crumley v. Time Warner Cable		NO ARG