



**JUNE 8 - 12, 2009**  
**ST. LOUIS, MISSOURI**

**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 Thomas F. Eagleton Courthouse at 111 S. 10<sup>th</sup> Street, St. Louis, Missouri. Division I will be held in the En Banc Courtroom on Floor 28. 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.

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)

**DIVISION I**  
**28<sup>th</sup> Floor**  
**En Banc Courtroom**

**MONDAY, JUNE 8, 2009**  
**BEFORE JUDGES BYE, HANSEN, BENTON**

08-3276	EM	United States v. Rodger Roberson	<b>NO ARG</b>
08-3360	WA	United States v. Bernardo Ruiz	<b>NO ARG</b>
08-3494	WM	United States v. Ramon Hernandez-Pacheco	<b>NO ARG</b>
08-3278	EM	United States v. Tiewyon Wiley	<b>NO ARG</b>
08-3364	WA	United States v. Randy Werst	<b>NO ARG</b>
08-3367	WA	United States v. Donald Stevens	<b>NO ARG</b>

**TUESDAY, JUNE 9, 2009 BEGINNING AT 9:00 AM**  
**BEFORE JUDGES BYE, HANSEN, BENTON**

1	08-3836	WM	United States v. Darren Frank	20
2	08-3488	EM	United States v. Leobardo Barraza	20
3	08-3304		James Gitimu, et al. v. Eric H. Holder, Jr.	15
4	08-3469	EA	Anderson-Tully Company v. Dustin McDaniel	15
5	08-3597	WM	Sammie Sappington, et al. v. Rental Services Corporation	10

**DIVISION I**  
**28<sup>th</sup> Floor**  
**En Banc Courtroom**

**WEDNESDAY, JUNE 10, 2009 BEGINNING AT 9:00 AM**  
**BEFORE JUDGES BYE, HANSEN, BENTON**

1	08-3417	EM	D.G. and G. v. FlexSol Packaging	15
2	08-3505	WM	Ruth Jobe v. Medical Life Insurance Company	15
3	08-3543	WA	Jan McRaven v. Lt. McMurrian, et al.	15
4	08-2856		Malkhaz Devadze v. Eric H. Holder, Jr.	10
5	08-3546	EA	Belinda Moore v. Michael J. Astrue	10
6	08-3369	SI	Linda Downey v. City of Carlisle, Iowa, et al.	15

**THURSDAY, JUNE 11, 2009 BEGINNING AT 9:00 AM**  
**BEFORE JUDGES BYE, HANSEN, BENTON**

1	08-3866	EM	Ford Motor Credit, et al. v. Dennis Mierkowski, et al.	20
2	09-1030	EM	Nuvell Credit Company, et al. v. Lisa Callicott	15
3	08-3448	EA	Southeastern Stud & Components v. American Eagle Design Build Studios	15
4	08-3535	EA	Clarendon National Insurance Company v. United Fire & Casualty Company	15
5	08-3544	EA	Jon Brawner, et al. v. Allstate Indemnity Company	15

**DIVISION I**  
**28<sup>th</sup> Floor**  
**En Banc Courtroom**

**FRIDAY, JUNE 12, 2009 BEGINNING AT 8:30 AM**  
**BEFORE JUDGES BYE, HANSEN, BENTON**

1	08-3090	EM	United States v. Travis Yates	
	08-3271	EM	United States v. Michael Luleff	15
2	08-3421	EM	United States v. Earl Parish	15
3	08-3446	EM	United States v. Glen Dotson	15
4	08-3598	EM	United States v. Edward Gray	10
5	09-1752	EA	United States v. Paul Lilly	10