



**ST. PAUL, MINNESOTA
FEBRUARY 11 - 15, 2013**

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
Kermit E. Bye - Fargo, ND
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
Pasco M. Bowman - Kansas City, MO
C. Arlen Beam - Lincoln, NE
Morris S. Arnold - Little Rock, AR
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 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

Updated 02/11/13

**DIVISION I
Courtroom 5A**

**MONDAY, FEBRUARY 11, 2013
BEFORE JUDGES SMITH, ARNOLD, MELLOY**

12-2476	MN	Andrew Alexander, et al. v. Mary Jo Jensen-Carter, et al.	JMB NO ARG
12-2961	SI	United States v. Gary Mumford, Sr.	NO ARG
12-2957	MN	United States v. Anthony Brown	NO ARG
12-3002	MN	United States v. Samuel Myles	NO ARG
12-2290	SI	United States v. Jerrell Moore	NO ARG

**TUESDAY, FEBRUARY 12, 2013 BEGINNING AT 9:00 A.M.
BEFORE JUDGES SMITH, MELLOY, BENTON**

			JMB	
1	12-1806	MN	American Bank of St. Paul v. TD Bank	
	12-1862	MN	American Bank of St. Paul v. TD Bank	
	12-2399	MN	American Bank of St. Paul v. TD Bank	20
	12-2143	NE	Union Pacific Railroad Company v. United States Department of Homeland Security, et al.	REMOVED
	12-2111		National Labor Relations Board v. Relco Locomotives	
	12-2203		Relco Locomotives v. National Labor Relations Board	REMOVED
	12-2447		National Labor Relations Board v. Relco Locomotives	
	12-2503		Relco Locomotives v. National Labor Relations Board	REMOVED
2	12-2594	MN	Charles Elwell v. Scott Fisher	15

**DIVISION I
Courtroom 5A**

**WEDNESDAY, FEBRUARY 13, 2013 BEGINNING AT 9:00 A.M.
BEFORE JUDGES SMITH, MELLOY, BENTON**

				JMB
1	11-3437	NE	United States v. Shannon Williams	
	12-1941	NE	United States v. Shannon Williams	
	12-1949	NE	United States v. Shannon Williams	
	13-1200	NE	United States v. Shannon Williams	20
	12-1134	MN	Johnson Brothers Liquor Company, et al. v. Brown-Forman Corporation	
	12-2668	MN	Johnson Brothers Liquor Company, et al. v. Brown-Forman Corporation	DISMISSED
2	12-1605	SI	Iowa Right To Life Committee v. W. Charles Smithson, et al.	20
3	12-1947	MN	Mavis Hartman, et al. v. Brian Smith, et al.	
	12-2012	MN	Mavis Hartman, et al. v. Prime Security Bank	15
	12-1981	NI	Emerson Jackson v. United States	NO ARG

**THURSDAY, FEBRUARY 14, 2013 BEGINNING AT 9:00 A.M.
BEFORE JUDGES SMITH, MELLOY, BENTON**

				CYZ
1	12-1752	MN	Land O'Lakes v. Employers Insurance Company of Wausau, et al.	20
2	12-1887	MN	The Travelers Indemnity Company v. White Mountains Reinsurance Company of America	
	12-1889	MN	Employers Insurance Company of Wausau v. White Mountains Reinsurance Company of America	15
	12-2104		Rasha Hassanien v. Eric H. Holder, Jr.	REMANDED
3	12-2292	ND	The Spirit Lake Tribe of Indians, et al. v. The National Collegiate Athletic Association	15
4	12-2489		Francis Gathungu, et al. v. Eric H. Holder, Jr.	15

**DIVISION I
Courtroom 5A**

**FRIDAY, FEBRUARY 15, 2013 BEGINNING AT 8:30 A.M.
BEFORE JUDGES SMITH, MELLOY, BENTON**

				CYZ NO ARG
	12-2109	ND	United States v. Justin Yankton	
1	12-2554	MN	United States v. Richard Kay	10
2	12-2450	MN	United States v. Delmarcus Johnson	15
	12-2552	MN	United States v. Dennis Chase	NO ARG
3	12-2175	ND	United States v. Rodney Goodwin	15