



**ST. PAUL, MINNESOTA  
FEBRUARY 13 - 17, 2023**

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

**Circuit Judges in Active Service**

**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  
L. Steven Grasz - Omaha, NE  
David R. Stras - Minneapolis, MN  
Jonathan A. Kobes - Sioux Falls, SD**

**Circuit Judges Who Have Taken Senior Status**

**Roger L. Wollman - Sioux Falls, SD  
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 courtroom, 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 "Oral 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 "Oral 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

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**DIVISION I  
Courtroom 5A  
5<sup>th</sup> Floor**

**MONDAY, FEBRUARY 13, 2023  
BEFORE JUDGES LOKEN, COLLOTON, BENTON**

22-1401	NI	United States v. David Wright, Jr.	<b>NO ARG</b>
22-1609	NI	United States v. George Ashby	<b>NO ARG</b>
22-1705	EM	United States v. David Twine	<b>NO ARG</b>
22-1210	WM	United States v. Anthony Harris	<b>NO ARG</b>
22-1495	EM	United States v. Brian White	<b>NO ARG</b>
22-1254	SI	United States v. Austin Nichols	
22-1441	SI	United States v. Antonio Herrera	
22-1477	SI	United States v. Jacob Trujillo	
22-1524	SI	United States v. Mario Herrera	
22-2055	SI	United States v. Jose Pena	<b>NO ARG</b>

**TUESDAY, FEBRUARY 14, 2023, BEGINNING AT 9:00 A.M.  
BEFORE JUDGES LOKEN, COLLOTON, BENTON**

1.	21-3052	MN	Pollyanna Burns, et al. v. School Service Employee Union Local 284, et al.	15
2.	21-3779		Flavio Pacheco-Moran v. Merrick B. Garland	
	22-2383		Flavio Pacheco-Moran v. Merrick B. Garland	15
3.	22-2002	ND	United States v. Deshonte Dickson	15
4.	22-2125	MN	Todd Mortier v. LivaNova USA	15
5.	22-2129	SD	Venture Communications Cooperative v. James Valley Cooperative Telephone Company, et al.	
	22-2190	SD	Venture Communications Cooperative v. James Valley Cooperative Telephone Company, et al.	15

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**WEDNESDAY, FEBRUARY 15, 2023, BEGINNING AT 9:00 A.M.  
BEFORE JUDGES COLLOTON, BENTON, KELLY**

1.	22-1613	MN	Larry Johnson v. Schulte Hosp. Group	15
2.	22-2927	NI	Parents Defending Education, et al. v. Linn Mar Community School District, et al.	15
3.	22-2201	ND	United States v. Roger Cooley	15
4.	22-2277	SD	Aarin Nygaard v. Tricia Taylor, et al.	15
5.	22-2276	MN	United States v. Michael Voelz	10

**THURSDAY, FEBRUARY 16, 2023, BEGINNING AT 9:00 A.M.  
BEFORE JUDGES COLLOTON, BENTON, KELLY**

1.	22-1787	SD	United States v. Larry Rederick	15
2.	22-2346	ND	United States v. Michael Eckis	15
3.	22-2020	ND	WPX Energy Williston v. Hon. B.J. Jones, et al.	
	22-2025	ND	WPX Energy Williston v. Gabriel Fettig, et al.	15
4.	22-2012	ND	Marco Gonzalez v. Salem Shahin, et al.	15
5.	22-2282	MN	United States v. Dywan Conley	10

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**FRIDAY, FEBRUARY 17, 2023, BEGINNING AT 8:30 A.M.  
BEFORE JUDGES COLLOTON, BENTON, KELLY**

1.	22-2112	SD	United States v. Elizabeth Pounds	15
2.	22-1889	MN	United States v. Darnell Stennis	15
3.	22-2196	ND	United States v. Javaar Watkins	15
4.	22-2176	SD	United States v. Kimo Little Bird, Sr.	15
5.	22-1887	SD	United States v. Garrett Waters	15