



ST. LOUIS, MISSOURI JANUARY 14 - 18, 2019

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

**Pasco M. Bowman - Kansas City, MO
Roger L. Wollman - Sioux Falls, SD
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 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

www.ca8.uscourts.gov

Revised: 1/11/2019

DIVISION I
En Banc Courtroom
28th Floor

MONDAY, JANUARY 14, 2019
BEFORE JUDGES SMITH, COLLOTON, ERICKSON

18-1276EA	United States v. Michael Saguto	BWB NO ARG
18-1256NE	United States v. Adrean Newson	NO ARG
18-1369EM	United States v. Casey Peebles	NO ARG
18-1488NI	United States v. Paris Lyes	NO ARG
18-1208SI	United States v. Fred Chapman	DISMISSED
18-1419EA	United States v. Oscar Canamore	NO ARG

****AFTERNOON SESSION****

BEGINNING AT 1:30 P.M.

BEFORE JUDGES SMITH, COLLOTON, ERICKSON

		SRD	
1.	18-1126SI	Ivan Swearingen, etc., et al. v. James Carle, etc., et al.	15
2.	18-2591EM	United States v. Anthony Wilson	15
3.	17-3409NI	Michael Ingram v. United States	15
4.	18-1594EM 18-1596EM	United States v. Joe Edger United States v. Joe Edger	10
5.	18-2265SI	United States v. Joshimar Rodriguez Lozano	10

DIVISION I
En Banc Courtroom
28th Floor

TUESDAY, JANUARY 15, 2019, BEGINNING AT 9:00 A.M.
BEFORE JUDGES SMITH, COLLOTON, ERICKSON

			KAS
1.	17-2378EA	Connie Smith, etc., et al. v. Connie Arnett, et al.	
	17-2396EA	Connie Smith, etc., et al. v. Kathleen Cambiano, et al.	DISMISSED
	17-2607EA	Connie Smith, etc., et al. v. Charter Land Co., LLC	
	17-2610EA	Connie Smith, etc., et al. v. Kimberly Wyborne, et al.	
	17-3443EA	Connie Smith, etc., et al. v. Connie Arnett, et al.	20
2.	17-3636EA	Connie Smith, etc. v. SEECO, Inc., etc., et al.	20
3.	18-2343	Stefan Tolin v. Commissioner of Internal Revenue	15
4.	18-1591EM	Enterprise Financial Group, Inc. v. Richard Podhorn, et al.	15
	17-3767EM	Enterprise Financial Group, Inc. v. Richard Podhorn, et al.	NO ARG

WEDNESDAY, JANUARY 16, 2019, BEGINNING AT 9:00 A.M.
BEFORE JUDGES SMITH, COLLOTON, ERICKSON

			YML
1.	17-2516	National Labor Relations Board v. Anderson Excavating Company	15
2.	17-3716EM	Roger Cottrell, et al. v. American Family Mutual Insurance Company, etc.	15
3.	18-1674EM	Ronald Calzone v. Sandra Karsten, etc.	15
4.	18-1823EM	Kayla Robinson v. Angela Hawkins, etc., et al.	15
5.	18-1966EM	Carl Duffner, et al. v. City of St. Peters, Missouri, etc.	15

****AFTERNOON SESSION****

2:00 P.M. BEFORE JUDGES SMITH, BEAM, COLLOTON

17-2300MN	United States v. Wakinyan McArthur	REMOVED
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DIVISION I
En Banc Courtroom
28th Floor

THURSDAY, JANUARY 17, 2019, BEGINNING AT 9:00 A.M.
BEFORE JUDGES SMITH, COLLOTON, ERICKSON

			AEV
	18-1446NI	Equal Employment Opportunity Commission v. CRST Van Expedited, Inc.	REMOVED
1.	18-1584SI	National Elevator Bargaining Association, et al. v. International Union of Elevator Constructors, et al.	15
2.	18-1786	R. Ray Fulmer, II v. Fifth Third Equipment Finance Company, et al.	15
3.	18-2124EM	Ahmed Soueidan v. St. Louis University	15
4.	18-1324EM	Gregory Clark v. Austin Clark, etc.	15

There will be no cases argued on Friday in Division I.

DIVISION II
Southeast Courtroom
27th Floor

MONDAY, JANUARY 14, 2019
BEFORE JUDGES GRUENDER, WOLLMAN, SHEPHERD

18-1352	Samiul Alim Lesum v. Matthew G. Whitaker, etc.	TAB NO ARG
18-1509NI	United States v. Kevin Bassham	NO ARG
18-1232SI	United States v. Brady Rogers	NO ARG
18-1322NI	United States v. Michael Vandenberg	NO ARG
18-1149SI	United States v. Dawn Cooper	NO ARG
18-1426SI 18-1427SI	United States v. Anthony Brown, etc. United States v. Anthony Brown, etc.	NO ARG

TUESDAY, JANUARY 15, 2019, BEGINNING AT 9:00 A.M.
BEFORE JUDGES GRUENDER, WOLLMAN, SHEPHERD

	18-1365EM 18-1367EM	United States v. Mark Palmer United States v. Samuel Leinicke	MER NO ARG
1.	18-1559SI	Melissa Maher v. Iowa State University	15
	18-1074	Jonathan Zazueta v. Matthew G. Whitaker, etc.	NO ARG
	18-1230	Amela Dolic v. Matthew G. Whitaker, etc.	NO ARG
	18-1709SI	Johnny Johnson v. William Sperfslage	NO ARG

DIVISION II
Southeast Courtroom
27th Floor

WEDNESDAY, JANUARY 16, 2019, BEGINNING AT 9:00 A.M.
BEFORE JUDGES GRUENDER, WOLLMAN, SHEPHERD

			LMT
1.	18-1735EM	Acuity, A Mutual Insurance Company v. Rex, LLC, et al.	20
2.	18-2138NI	Kali Myers v. Sioux City, Iowa, etc., et al.	15
3.	18-1580EM	Michael Holloway v. Union Pacific Railroad Company	15
4.	18-1859WM	United States v. Eric Quinn	10

****AFTERNOON SESSION****

BEGINNING AT 2:00 P.M.

BEFORE JUDGES GRUENDER, KELLY, GRASZ

			BWB
1.	17-1649WM	United States v. Andre Dewberry	15
2.	17-2214WM	Derrick Jones v. United States	15

THURSDAY, JANUARY 17, 2019, BEGINNING AT 9:00 A.M.
BEFORE JUDGES GRUENDER, WOLLMAN, SHEPHERD

			BDG
	18-2507SI	Delaine Petersen v. State Farm Mutual Automobile Insurance Company	NO ARG
	17-3609NI	Kirk Grummitt v. United States	
	17-3622NI	Jeremy Phelps v. United States	
	17-3625NI	Kurt Campbell v. United States	
	17-3628NI	Edward Williams v. United States	NO ARG
1.	18-1965SI	Dan Charleston v. Bill McCarthy, etc.	15
	17-2849SI	Edward Dembry v. United States	NO ARG

DIVISION II
Southeast Courtroom
27th Floor

FRIDAY, JANUARY 18, 2019, BEGINNING AT 8:30 A.M.
BEFORE JUDGES GRUENDER, WOLLMAN, SHEPHERD

	18-1516SI	United States v. Alvin Houston	MDS NO ARG
1.	18-1406EM	United States v. Mark Beckham	15
	17-3489NI	Rodney Hunt v. United States	REMANDED
2.	18-1640EM	United States v. Michael Anderson	10
3.	18-2197SI	United States v. Nicholas Beattie	10
4.	18-2233WM	United States v. Ronald White, Jr.	10

DIVISION III
Northeast Courtroom
27th Floor

MONDAY, JANUARY 14, 2019
BEFORE JUDGES LOKEN, GRASZ, STRAS

18-1515NI	United States v. Todd Goodson	KAS NO ARG
17-3760EA	United States v. Dominic Smith	NO ARG
18-1179NI	United States v. Dante Rhodes	NO ARG
18-1476EM	United States v. Lawrence Strickland	NO ARG
18-1343SI	United States v. America Haileselassie	NO ARG
18-1245NI	United States v. Elba Torres	NO ARG

TUESDAY, JANUARY 15, 2019, BEGINNING AT 9:00 A.M.
BEFORE JUDGES LOKEN, GRASZ, STRAS

		LAD	
1.	14-2800WM	United States v. Wesley Coonce, Jr.	30
2.	14-2742WM	United States v. Charles Hall	30
	18-1653EM	Julian Rodriguez v. Commissioner, Social Security Administration	NO ARG
3.	18-2035EM	Ripal Patel v. LM General Insurance Company	10

DIVISION III
Northeast Courtroom
27th Floor

WEDNESDAY, JANUARY 16, 2019, BEGINNING AT 9:00 A.M.
BEFORE JUDGES LOKEN, GRASZ, STRAS

			DMW
1.	18-1826EA	Marilyn Louise Beavers, etc. v. Arkansas Housing Authorities Property & Casualty Self-Insured Fund, Inc., etc., et al.	
	18-1874EA	Clyde Hatchett, etc. v. Arkansas Housing Authorities Property & Casualty Self-Insured Fund, Inc., etc., et al.	
	18-1932EA	Furlandare Singleton, etc. v. Arkansas Housing Authorities Property & Casualty Self-Insured Fund, Inc., etc., et al.	20
2.	17-1420WM	Jerry Brown v. United States	15
3.	17-3385SI	Clay Thomas v. Scott Eschen, et al.	15
4.	18-2327WA	EMC Insurance Companies v. Entergy Arkansas	15
5.	18-1370SI	Husein Cejvanovic v. Nick Ludwick, etc., et al.	10

DIVISION III
Northeast Courtroom
27th Floor

THURSDAY, JANUARY 17, 2019, BEGINNING AT 9:00 A.M.
BEFORE JUDGES LOKEN, GRASZ, STRAS

			JPP
1.	18-1687	Martin Capiz-Fabian, etc. v. Matthew G. Whitaker, etc.	15
2.	18-1312EM 18-1313EM	CitiMortgage, Inc. v. Equity Bank, N.A. CitiMortgage, Inc. v. Equity Bank, N.A.	20
3.	18-1927EA	Sherry Despain v. Commissioner, Social Security Administration	10
	18-1577	Carlos Martinez-Avila v. Matthew G. Whitaker, etc.	NO ARG
	18-2514EA	Dwain Bagwell v. Commissioner, Social Security Administration	NO ARG

****AFTERNOON SESSION****

1:30 P.M. BEFORE JUDGES LOKEN, GRASZ, STRAS

1.	17-3817NI 18-2248SI 18-2286NI 18-2562SI	United States v. Kyle Boleyn United States v. Justin Vasey United States v. Demetrius Green United States v. Robert Fisher	20
	18-1021NI	United States v. Erwin Bell	NO ARG

There will be no cases argued on Friday in Division III.

DIVISION IV
Southwest Courtroom
27th Floor

MONDAY, JANUARY 14, 2019
BEFORE JUDGES BENTON, MELLOY, KELLY

		AMT
18-1469NE	United States v. Darnell Gordon	NO ARG
18-1327EM	United States v. Devon Guice	NO ARG
18-1174EA	United States v. Lashawn Harris	NO ARG
18-1196NE	United States v. Stevie Williams, etc.	NO ARG
18-1416EA	United States v. Marvin Meux	NO ARG
18-1173EM	United States v. Rico Long	NO ARG

TUESDAY, JANUARY 15, 2019, BEGINNING AT 9:00 A.M.
BEFORE JUDGES BENTON, MELLOY, KELLY

		TAB
1.	18-1135 Fallou Ndiaye v. Matthew G. Whitaker, etc.	15
2.	18-1060 Andrea Wences Godinez v. Matthew G. Whitaker, etc.	10
3.	17-3462SI United States v. Dico, Inc., et al.	20
4.	17-2115EM Phyllis Schlafly Revocable Trust, etc., et al. v. Anne Cori, etc., et al. 17-3761EM Phyllis Schlafly Revocable Trust, etc., et al. v. Anne Cori, etc., et al.	15
5.	18-1753EM Lawrence Willson v. City of Bel-Nor, Missouri	15

DIVISION IV
Southwest Courtroom
27th Floor

WEDNESDAY, JANUARY 16, 2019, BEGINNING AT 9:00 A.M.
BEFORE JUDGES BENTON, MELLOY, KELLY

			CMD	
1.	18-1890WA	United States v. Jose Sanchez		15
2.	18-1626EM	Alexander Usenko, etc. v. MEMC LLC, et al.		15
3.	18-2264EA	Air Evac EMS, Inc. v. USAble Mutual Insurance Company, etc.		20
	18-1439EA	Corrie Nelson v. USAble Mutual Insurance Company, etc.	NO ARG	
4.	17-3652NE	Dilang Dat v. United States		15
5.	18-2297EA	Adrian Bryant v. Jeffrey Sand Company		15

THURSDAY, JANUARY 17, 2019, BEGINNING AT 9:00 A.M.
BEFORE JUDGES BENTON, MELLOY, KELLY

			JMM	
1.	18-2093EM	James Doe, etc. v. Matthew Hansen, etc., et al.		20
	18-2234	Prairie Land Holdings, L.L.C. v. Federal Aviation Administration	NO ARG	
2.	18-2143NI	Dakota, Minnesota & Eastern Railroad Corporation, et al. v. Ingram Barge Company		15
	18-2096EM	Country Preferred Insurance Company v. Christopher Lee, et al.	NO ARG	
	18-1945EM	Mark Dubuque v. The Boeing Company	NO ARG	
3.	18-2303EA	United States v. Stephen Gustus		10
4.	18-2400EA	United States v. Cornelius Coleman, etc.		10

DIVISION IV
Southwest Courtroom
27th Floor

FRIDAY, JANUARY 18, 2019
BEFORE JUDGES BENTON, MELLOY, KELLY

18-1564EA United States v. Martin Avalos-Rico, etc.

CMH
NO ARG

18-2298EA United States v. Octavious Stovall

NO ARG