



## **ST. LOUIS, MISSOURI JANUARY 13 - 17, 2020**

**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  
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. 10<sup>th</sup> Street, St. Louis, Missouri. Division I will be held in the En Banc Courtroom on the 28<sup>th</sup> Floor. Division II will be held in the Southeast Courtroom; Division III will be held in the Northeast Courtroom; and Division IV will be held in the Southwest Courtroom all on the 27<sup>th</sup> Floor. 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 "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  
En Banc Courtroom  
28<sup>th</sup> Floor**

**MONDAY, JANUARY 13, 2020  
BEFORE JUDGES SMITH, LOKEN, GRUENDER**

19-1431	NI	United States v. Eddie Lee	<b>NO ARG</b>
19-1711	EA	United States v. The-Nimrod Sterling	<b>NO ARG</b>
19-1189	WA	United States v. Richard Ingram, Jr.	<b>NO ARG</b>
19-1612	NI	United States v. Maurice Whitehead	<b>NO ARG</b>
19-1759	SI	United States v. Dana Eller	<b>NO ARG</b>
19-1679	EA	United States v. Derrick Caffey	<b>NO ARG</b>

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

**TUESDAY, JANUARY 14, 2020**

**\*\*EN BANC SESSION\*\***

**BEGINNING AT 9:00 A.M.**

**BEFORE JUDGES SMITH, LOKEN, COLLOTON, GRUENDER,  
BENTON, KELLY, ERICKSON, GRASZ, STRAS, KOBES**

17-3284	WA	Jill Dillard, et al. v. City of Springdale, Arkansas, et al.	
17-3287	WA	Jill Dillard, et al. v. City of Springdale, Arkansas, et al.	20

**BEFORE JUDGES SMITH, LOKEN, GRUENDER**

19-1352	SI	United States v. Craig Farnsworth	<b>NO ARG</b>
19-1465	SI	United States v. Grant Cramer	<b>NO ARG</b>
19-1766	SI	United States v. Salvatore Bruno	<b>NO ARG</b>

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

**WEDNESDAY, JANUARY 15, 2020, BEGINNING AT 9:00 A.M.  
BEFORE JUDGES SMITH, LOKEN, GRUENDER**

1.	19-1553		Nebraska Public Power District, et al. v. Federal Energy Regulatory Commission, et al.	20
2.	19-1912	EM	Cornell McKay v. City of St. Louis, et al.	15
3.	19-2167	EA	Craig Coates, et al. v. Dassault Falcon Jet Corp	15
4.	19-2192	EA	Jeremy Boudoin v. Terral Harsson	15
5.	19-1517		Jacobs Field Services North America v. Eugene Scalia	15

**THURSDAY, JANUARY 16, 2020, BEGINNING AT 9:00 A.M.  
BEFORE JUDGES SMITH, LOKEN, GRUENDER**

1.	19-1774	EM	Trone Health Services, et al. v. Express Scripts Holding Company, et al.	20
2.	19-1607	SI	United States v. Ryan Haynes	15
3.	19-1422	SI	Damon O'Neil v. United States	15
4.	19-1705	SI	Jillian York, et al. v. Wellmark, et al.	15
5.	19-1827	SI	United States v. Jamien Williams	10

**BEGINNING AT 2:00 P.M.  
BEFORE JUDGES LOKEN, BENTON, ERICKSON**

19-2645	WM	Anastasia Wullschleger, et al. v. Royal Canin, U.S.A., et al.	15
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**DIVISION I  
En Banc Courtroom  
28<sup>th</sup> Floor**

**FRIDAY, JANUARY 17, 2020, BEGINNING AT 8:30 A.M.  
BEFORE JUDGES SMITH, LOKEN, GRUENDER**

1.	19-1408	NI	United States v. William Hill	15
2.	19-1478		Bashir Sharif v. William P. Barr	15
3.	19-1131	SI	Alfred Jackson v. United States	15
4.	19-1291	NI	United States v. Dion Clayborn	10
5.	19-2031	EM	United States v. Antonio Harris	10

**DIVISION II**  
**Southeast Courtroom**  
**27<sup>th</sup> Floor**

**MONDAY, JANUARY 13, 2020**  
**BEFORE JUDGES COLLOTON, SHEPHERD, ERICKSON**

19-1247	NI	United States v. Richard Lincoln	<b>NO ARG</b>
19-1346	SI	United States v. Demorris Binion	<b>NO ARG</b>
19-1447	NI	United States v. Octavio Fierros	<b>NO ARG</b>
19-1464	SI	United States v. Alejandro Sandoval	<b>NO ARG</b>
19-2134	EM	United States v. Cyrano Jones	<b>NO ARG</b>
19-2145	EA	United States v. Fontaine Sherman	<b>NO ARG</b>

**TUESDAY, JANUARY 14, 2020**  
**BEFORE JUDGES COLLOTON, SHEPHERD, ERICKSON**

19-1750	EA	United States v. Bobby Banks	
19-1969	EA	United States v. Bobby Banks	<b>NO ARG</b>
19-1754	EA	United States v. James Goolsby	
19-1958	EA	United States v. James Goolsby	<b>NO ARG</b>
19-2103	EM	United States v. Dionne Gatling	<b>NO ARG</b>

**DIVISION II**  
**Southeast Courtroom**  
**27<sup>th</sup> Floor**

**WEDNESDAY, JANUARY 15, 2020, BEGINNING AT 9:00 A.M.**  
**BEFORE JUDGES COLLOTON, SHEPHERD, ERICKSON**

1.	18-3403	SI	Lee Birchansky, M.D., et al. v. Gerd Clabaugh, et al.	20
2.	19-1393	EA	Sheila Main v. Ozark Health	15
3.	19-1842	WA	John Doe, et al. v. University of Arkansas - Fayetteville, et al.	15
4.	19-2045	EM	Antoinette Liggins, et al. v. Michael Cohen	15
5.	19-1507	SI	United States v. Joel Augard	15

**THURSDAY, JANUARY 16, 2020, BEGINNING AT 9:00 A.M.**  
**BEFORE JUDGES COLLOTON, SHEPHERD, ERICKSON**

1.	19-1373	EM	Richard Sherman v. Berkadia Commercial Mortgage	20
2.	19-1619	NI	United States v. Karla Myles	15
3.	19-2226	EA	Hanover Insurance Company v. Dunbar Mechanical Contractors	15
4.	19-1469	EM	Jody Lombardo, et al. v. City of St. Louis, et al.	10
5.	19-1636	NI	United States v. Damon Montano	10

**BEGINNING AT 3:00 P.M.**  
**BEFORE JUDGES COLLOTON, KELLY, ERICKSON**

	19-3618	EA	United States v. Daniel Lee	15
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**DIVISION II**  
**Southeast Courtroom**  
**27<sup>th</sup> Floor**

**FRIDAY, JANUARY 17, 2020, BEGINNING AT 8:30 A.M.**  
**BEFORE JUDGES COLLOTON, SHEPHERD, ERICKSON**

1.	19-1693	SI	United States v. Ricardo Saucedo	15
2.	19-1341	SI	United States v. Elmer Espinal	10
3.	19-1423	SI	United States v. Devin Hodgkiss	10
4.	19-1191	SI	United States v. Maurice Turner	10
5.	19-1151	SI	United States v. Nedzad Juhic	15

**DIVISION III  
Northeast Courtroom  
27<sup>th</sup> Floor**

**MONDAY, JANUARY 13, 2020  
BEFORE JUDGES BENTON, GRASZ, STRAS**

19-1323	NI	United States v. Adner Toj-Velasquez	<b>NO ARG</b>
19-1383	EA	United States v. Robert Coffey	<b>NO ARG</b>
19-1654	SI	United States v. Michael Zeroni	<b>NO ARG</b>
19-2126	EA	United States v. Stuart Mitchell	<b>NO ARG</b>
19-1765	SI	United States v. Jose Ruiz, Jr.	<b>NO ARG</b>
19-1245	EM	United States v. George Gunn	<b>NO ARG</b>

**TUESDAY, JANUARY 14, 2020  
BEFORE JUDGES BENTON, GRASZ, STRAS**

19-1599	SI	United States v. Bryan Odem	<b>NO ARG</b>
19-2023	EM	United States v. Anthony Tobias-Haywood	<b>NO ARG</b>
19-2177	EM	United States v. Gregory McCloud	<b>NO ARG</b>

**DIVISION III  
Northeast Courtroom  
27<sup>th</sup> Floor**

**WEDNESDAY, JANUARY 15, 2020, BEGINNING AT 9:00 A.M.  
BEFORE JUDGES BENTON, GRASZ, STRAS**

1.	17-1833	WA	Mickey Thomas v. Dexter Payne	
	17-2380	WA	Mickey Thomas v. Dexter Payne	30
2.	18-3519	NI	Charles McManemy v. Bruce Tierney, et al.	
	18-3520	NI	Charles McManemy v. Bruce Tierney, et al.	
	18-3554	NI	Charles McManemy v. Bruce Tierney, et al.	15
3.	19-1140	WA	Murphy Oil v. Liberty Mutual Fire Insurance Company	15
4.	19-1816	EM	John Krakowski v. Allied Pilots Association	15
	19-2090	SI	United States v. Marcus Burrage	<b>NO ARG</b>

**THURSDAY, JANUARY 16, 2020, BEGINNING AT 9:00 A.M.  
BEFORE JUDGES BENTON, GRASZ, STRAS**

1.	19-1578	EM	Judy Doe v. Michael L. Parson, et al.	20
2.	19-1481	WA	Hamid Adeli v. Silverstar Automotive	
	19-1602	WA	Hamid Adeli v. Silverstar Automotive	15
3.	19-1414	EM	Jacob Riegelsberger v. Air Evac EMS, et al.	15
	19-1477	NI	United States v. Luis Gonzalez-Esparsa	<b>NO ARG</b>
4.	19-1357	NI	United States v. Domingo Pacheco-Poo	10

**DIVISION III  
Northeast Courtroom  
27<sup>th</sup> Floor**

**FRIDAY, JANUARY 17, 2020, BEGINNING AT 8:30 A.M.  
BEFORE JUDGES BENTON, GRASZ, STRAS**

1.	19-1426	EA	Marion Carter v. Pulaski County Special School District	15
2.	19-1155	NI	Anthony Nicolaus v. United States	15
	19-1001	SI	United States v. Shantae Salther	<b>NO ARG</b>
3.	19-1219	SI	United States v. Juan Carlos Castellanos Muratella	10
4.	19-1327	SI	United States v. Kevin Green	10

**DIVISION IV  
Southwest Courtroom  
27<sup>th</sup> Floor**

**MONDAY, JANUARY 13, 2020  
BEFORE JUDGES KOBES, BEAM, MELLOY**

19-1356	NI	United States v. Jose Ceja	<b>NO ARG</b>
19-1468	SI	United States v. David Rodish	<b>NO ARG</b>
19-1724	NI	United States v. Neil Ness	<b>NO ARG</b>
19-1813	EA	United States v. Peggy Kendrick	<b>NO ARG</b>
19-1070	EA	United States v. Markie Pena	<b>NO ARG</b>
19-1508	SI	United States v. Vyagales Shaw, Jr.	<b>NO ARG</b>

**TUESDAY, JANUARY 14, 2020  
BEFORE JUDGES KELLY, BEAM, KOBES**

19-1289	EA	United States v. Torrioan Neal	<b>NO ARG</b>
19-1537	EA	United States v. Jimmy McVay	<b>NO ARG</b>
19-1410	EA	United States v. Matthew Boyd	<b>NO ARG</b>

**DIVISION IV**  
**Southwest Courtroom**  
**27<sup>th</sup> Floor**

**WEDNESDAY, JANUARY 15, 2020, BEGINNING AT 9:00 A.M.**  
**BEFORE JUDGES KELLY, MELLOY, KOBES**

1.	19-1378	EA	Arkansas Times LP, et al. v. Mark Waldrip, et al.	20
2.	19-1259	SI	Joseph Stephen v. Cornell Smith	15
3.	19-1647	NI	LM Insurance Corporation v. Dubuque Barge and Fleeting Service	10
4.	19-2255	WA	International Union, et al. v. Trane U.S.	10
5.	19-2166	EM	Harry Dapron v. Spire Inc. Retirement Plans Committee	10

**THURSDAY, JANUARY 16, 2020, BEGINNING AT 9:00 A.M.**  
**BEFORE JUDGES KELLY, MELLOY, KOBES**

1.	18-3057	WA	United States v. Jonathan Woods	30
	18-3058	WA	United States v. Randell Shelton, et al.	
2.	19-2317	WA	Exide Technologies v. International Brotherhood of Electrical Workers, Local No. 700	15
3.	18-3263	SI	Michael Rinehart v. Kris Weitzell, et al.	15
4.	19-2233	EM	M.A.B. v. Michelle Mason	15
5.	19-2355	EA	Jeanie Lawrence v. Andrew Saul, Commissioner, Social Security Administration	10

**DIVISION IV**  
**Southwest Courtroom**  
**27<sup>th</sup> Floor**

**FRIDAY, JANUARY 17, 2020, BEGINNING AT 8:30 A.M.**  
**BEFORE JUDGES KELLY, MELLOY, KOBES**

1.	19-2312	EA	United States v. Robert Bowers	15
2.	19-1989	NI	United States v. Codie Fisher	10
3.	19-2068	NI	United States v. Jevonne Coleman	10
4.	19-1972	NI	United States v. Demarcus Timmons	10
5.	19-1742	EM	Johnny Sittner v. Michael Bowersox	15