



OMAHA, NEBRASKA MAY 12 - 16, 2014

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
Jane Kelly - Cedar Rapids, IA

Circuit Judges Who Have Taken Senior Status

Myron H. Bright - Fargo, ND
Pasco M. Bowman - Kansas City, MO
C. Arlen Beam - Lincoln, NE
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.

The cases which are listed for argument will be heard in Omaha, Nebraska, at the Roman L. Hruska Federal Courthouse, 111 S. 18th Plaza. Counsel presenting oral argument should report to the Court of Appeals Courtroom on the 4th Floor, at least 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

DIVISION I
Court of Appeals Courtroom
4th Floor

MONDAY, MAY 12, 2014
BEFORE JUDGES RILEY, BEAM, SMITH

13-3184NE	United States v. Jesus Samaniego-Garcia, etc.	NO ARG
13-3105SI	United States v. Terri Killen	NO ARG
13-3588NI	United States v. Gretchen Hoyle, etc.	NO ARG
13-3175SI	United States v. Aldo Martinez	NO ARG
13-3691NI	United States v. Brian Lynch	NO ARG
13-3068SI	United States v. Enrique Guzman	NO ARG

TUESDAY, MAY 13, 2014, BEGINNING AT 9:00 A.M.
BEFORE JUDGES RILEY, BEAM, SMITH

1.	13-2830NE	ASARCO, LLC v. Union Pacific Railroad Company, etc.	20
2.	13-3248NE	Jessica Driscoll, etc. v. Zakary Douglass, et al.	15
3.	13-2607NE	Cesar Franco v. United States	15
4.	13-2546NE	Marjorie Tramp, et al. v. Associated Underwriters, Inc.	15
5.	13-3190NE	NE Colorado Cellular, Inc., etc. v. City of North Platte, Nebraska	15

DIVISION I
Court of Appeals Courtroom
4th Floor

WEDNESDAY, MAY 14, 2014, BEGINNING AT 9:00 A.M.
BEFORE JUDGES SMITH, BEAM, SHEPHERD

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| 1. | 13-1758 | Cliffs Natural Resources Inc., et al. v. U.S. Environmental Protection Agency, et al. | |
| | 13-1761 | ArcelorMittal USA LLC, et al. v. U.S. Environmental Protection Agency, et al. | |
| | 13-2126 | Cliffs Natural Resources Inc., et al. v. U.S. Environmental Protection Agency, et al. | |
| | 13-2129 | ArcelorMittal USA LLC, et al. v. U.S. Environmental Protection Agency, et al. | |
| | 13-2130 | State of Michigan, et al. v. U.S. Environmental Protection Agency, et al. | 30 |
| 2. | 13-3224SI | Christopher Bates v. Thomas Hadden, etc., et al. | 15 |
| 3. | 13-2645NE | Vicki Johnson v. United of Omaha Life Insurance Company | 15 |
| 4. | 13-2753NE | Nebraska Machinery Company v. Cargotec Solutions, LLC, etc. | 15 |
| 5. | 13-1933 | Nyffeler Construction, Incorporated v. Secretary of Labor, et al. | 15 |

THURSDAY, MAY 15, 2014, BEGINNING AT 9:00 A.M.
BEFORE JUDGES RILEY, BEAM, SHEPHERD

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| 1. | 13-3193SI | Tatiana Dixon v. Patti Wachtendorf | 15 |
| 2. | 13-3487NE | Diane Packard, etc. v. Falls City Area Jaycees, etc., et al. | 15 |
| 3. | 13-3153SI | CeCelia Ibson v. United Healthcare Services, Inc. | 15 |
| 4. | 13-3107NE | Elliot Hawkins v. Gage County, Nebraska, et al. | 15 |
| 5. | 13-2388NE | Patricia Davis, etc., et al. v. J. Ricketts, etc., et al. | 15 |

DIVISION I
Court of Appeals Courtroom
4th Floor

FRIDAY, MAY 16, 2014, BEGINNING AT 8:30 A.M.
BEFORE JUDGES RILEY, BEAM, SHEPHERD

1.	13-2900SI	United States v. Paul Kramer	20
2.	13-2994NE	United States v. Rudolph Stanko	15
3.	13-3678NE	United States v. Ricardo Hernandez	15
4.	13-2728NE	United States v. Michael Smith	15
5.	13-2988NE	United States v. Roland Long	10