



## **KANSAS CITY, MISSOURI NOVEMBER 12 - 16, 2012**

**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  
Michael J. Melloy - Cedar Rapids, IA  
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**

## 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 Charles Evans Whittaker Courthouse at 400 E. 9<sup>th</sup> Street, Kansas City, Missouri. Counsel presenting oral argument should report to the Court of Appeals Courtroom on the 10<sup>th</sup> Floor, 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

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*Revised: 11/9/12*

**DIVISION I**  
**Court of Appeals Courtroom**  
**10<sup>th</sup> Floor**

**MONDAY, NOVEMBER 12, 2012**  
**BEFORE JUDGES SMITH, BOWMAN, BEAM**

12-1911NE	United States v. Adrian Almonte	<b>LAB</b> <b>NO ARG</b>
11-3517WA	United States v. Nhan Nguyen	<b>NO ARG</b>
12-1784WA	United States v. Carolina Hernandez-Madrid, etc.	<b>NO ARG</b>
12-1885WA	United States v. Tecoy Jones	<b>NO ARG</b>
12-1904WA	United States v. Arles Velasquez	<b>NO ARG</b>

**TUESDAY, NOVEMBER 13, 2012, BEGINNING AT 9:00 A.M.**  
**BEFORE JUDGES SMITH, BEAM, GRUENDER**

		<b>LAB</b>	
1.	11-3412	Iowa League of Cities v. Environmental Protection Agency	20
2.	12-1172WM	Marcy Johnson, etc. v. West Publishing Corporation	
	12-1176WM	Marcy Johnson, etc. v. West Publishing Corporation	15
3.	12-2249	Northshore Mining Company v. Secretary of Labor, et al.	15
4.	12-1786WM	Smith Flooring, Inc. v. Pennsylvania Lumbermen's Mutual Insurance Company	15
5.	12-1719WM	Sharon Owen, et al. v. Bristol Care, Inc., etc.	15

**DIVISION I**  
**Court of Appeals Courtroom**  
**10<sup>th</sup> Floor**

**WEDNESDAY, NOVEMBER 14, 2012, BEGINNING AT 9:00 A.M.**  
**BEFORE JUDGES SMITH, BEAM, GRUENDER**

			<b>LAB</b>
	11-3870	Moussa Fofana v. Eric H. Holder, Jr.	<b>NO ARG</b>
1.	12-1777WM	Heubel Materials Handling Company, Inc., etc. v. Universal Underwriters Insurance Company, etc.	
	12-1951WM	Universal Underwriters Insurance Company, etc. v. The Raymond Corporation, etc.	15
	12-1646	Ebirceo Oxlaj-Vasquez v. Eric H. Holder, Jr., etc.	<b>NO ARG</b>
2.	12-1811WM	Jovanna Snider-Carpenter, et al. v. City of Dixon, Missouri, et al.	15
3.	12-2446WM	Gear Automotive v. Wilshire Insurance Company	15

**THURSDAY, NOVEMBER 15, 2012, BEGINNING AT 9:00 A.M.**  
**BEFORE JUDGES SMITH, BEAM, GRUENDER**

			<b>LAB</b>
1.	12-2113WM	Andrea Olsen v. Capital Region Medical Center, et al.	20
2.	12-1313WM	United States v. Eric McCauley	15
3.	12-1834WM	Midwest Foster Care and Adoption Association, et al. v. Brian Kincade, etc., et al.	15
	12-2044WA 12-2119WA	Pillar Capital Holdings, LLC v. Renee Williams Jack Goldenberg, et al. v. Renee Williams	<b>NO ARG</b>
4.	12-2264WM	United States v. Jeremiah Cotter	10

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**10<sup>th</sup> Floor**

**FRIDAY, NOVEMBER 16, 2012, BEGINNING AT 8:30 A.M.**  
**BEFORE JUDGES SMITH, BEAM, GRUENDER**

			<b>LAB NO ARG</b>
	12-1303NE	United States v. Aaron Polk	
1.	12-1673WM	United States v. Armon Thompson, etc.	10
2.	12-1663WA	United States v. Glen Allen	15
3.	12-1342NE	United States v. Lowell Baisden	10
4.	12-1362WA	United States v. William Cannon	15