



## **OMAHA, NEBRASKA NOVEMBER 11 - 15, 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**

**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 Roman L. Hruska Federal Courthouse at 111 S. 18<sup>th</sup> Plaza, Omaha, Nebraska on Tuesday, Thursday, and Friday. Counsel presenting oral argument should report to the Court of Appeals Courtroom on the 4<sup>th</sup> Floor, 30 minutes before Court convenes.*

*On Wednesday, Court will be held at Creighton University School of Law located at 2133 Cass Street, Omaha, Nebraska. Counsel presenting oral argument should report to the Gross Appellate Courtroom in the Ahmanson Law Center, 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

[www.ca8.uscourts.gov](http://www.ca8.uscourts.gov)

**DIVISION I**  
**Roman L. Hruska Federal Courthouse**  
**Court of Appeals Courtroom**  
**4<sup>th</sup> Floor**

**MONDAY, NOVEMBER 11, 2019**  
**BEFORE JUDGES GRUENDER, KELLY, ERICKSON**

18-3128	NE	United States v. Kevin Mitchell	<b>NO ARG</b>
18-3742	WM	United States v. Richard Wright	<b>NO ARG</b>
19-1021	WM	United States v. Ronald Brown	<b>NO ARG</b>
19-1250	NE	United States v. Jamare Sidney	<b>NO ARG</b>
19-1881	NE	United States v. Marcus Short	<b>NO ARG</b>
18-3669	NE	United States v. Michael Parsons	<b>NO ARG</b>

**TUESDAY, NOVEMBER 12, 2019, BEGINNING AT 9:00 A.M.**  
**BEFORE JUDGES GRUENDER, KELLY, ERICKSON**

1.	18-2873	EA	John Brown, Jr. v. Wendy Kelley	20
2.	18-3174	EA	Tina Jimerson v. Wendy Kelley	20
3.	18-3009	NE	Amanda Gibson v. Concrete Equipment Company	15
4.	18-3550		Sobura Lasu v. William P. Barr	15
5.	18-3597	NE	Fleet Truck Sales v. Celadon Group, et al.	15

**DIVISION I**

**\*\*SPECIAL SESSION\*\***

**CREIGHTON UNIVERSITY SCHOOL OF LAW**

*Ahmanson Law Center*

*Gross Appellate Courtroom*

**WEDNESDAY, NOVEMBER 13, 2019, BEGINNING AT 9:30 A.M.**

**BEFORE JUDGES GRUENDER, KELLY, ERICKSON**

- |    |         |    |   |    |
|----|---------|----|---|----|
| 1. | 19-1514 | NE | Quinton Harris, et al. v. Union Pacific<br>Railroad Company, et al. | 20 |
| 2. | 19-1814 | NE | Tonia Ackerman, et al. v. U-Park                                    | 15 |
| 3. | 19-1890 | NE | Middendorf Sports v. Top Rank                                       | 10 |

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**Court of Appeals Courtroom**  
**4<sup>th</sup> Floor**

**THURSDAY, NOVEMBER 14, 2019, BEGINNING AT 9:00 A.M.**  
**BEFORE JUDGES GRUENDER, KELLY, ERICKSON**

1.	18-2892	NE	Brendan Holbein v. Baxter Chrysler Jeep, et al.	15
2.	18-2812		Prudencia Galloso, et al. v. William P. Barr	15
3.	18-2809	NE	Megan McGuire v. Timothy F. Dunning	15
4.	18-3596	NE	Estate of Joyce Rosamond Petersen v. William E. Bitters	
	18-3600	NE	Estate of Joyce Rosamond Petersen v. Robert Boland, Jr., et al.	15
5.	18-3230	NE	David McConnell v. Anixter	10

**FRIDAY, NOVEMBER 15, 2019, BEGINNING AT 8:30 A.M.**  
**BEFORE JUDGES GRUENDER, KELLY, ERICKSON**

1.	18-2929	NE	United States v. Sherman Johnson, Jr.	
	18-3156	NE	United States v. Sarkis Labachyan	20
2.	18-3170	NE	United States v. Jorge Navarrete	15
3.	18-3457	NE	Zachary Love v. United States	15
4.	18-3201		Zoila Garcia v. William P. Barr	15
5.	18-3071	NE	United States v. Adan Garcia-Garcia	10