



## **OMAHA, NEBRASKA NOVEMBER 15 - 19, 2021**

**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  
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, 111 S. 18<sup>th</sup> Plaza, Omaha, Nebraska. Counsel presenting oral argument should report to the Court of Appeals Courtroom on the 4<sup>th</sup> 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 "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 15, 2021**  
**BEFORE JUDGES BENTON, KELLY, ERICKSON**

20-3383	WA	United States v. Sunny Hassell	<b>NO ARG</b>
21-1730	WA	Sunny Hassell v. United States	<b>NO ARG</b>
20-3440	EA	United States v. Brian Barron	<b>NO ARG</b>
20-3567	EM	United States v. Vernon Johnson	<b>NO ARG</b>
20-3684	SI	United States v. Russell Jackson	<b>NO ARG</b>
20-3688	WA	United States v. Eric Butler	<b>NO ARG</b>

**TUESDAY, NOVEMBER 16, 2021, BEGINNING AT 9:00 A.M.**  
**BEFORE JUDGES BENTON, KELLY, ERICKSON**

1.	20-2333	NE	John Gruttemeyer v. Transit Authority	
	20-3576	NE	John Gruttemeyer v. Transit Authority	20
2.	20-3524	NE	Nathan Vercellino v. Optum Insight, et al.	15
3.	21-1450	SI	Altovese Williams, Individually, and as Administrator of the Estate of Marquis Jones v. City of Burlington, Iowa, et al.	15
4.	21-1844	NE	Wanda Walker v. First Care Management Group	
	21-1846	NE	LaShonn Wright v. First Care Management Group	15
5.	20-3575		Alberto Hernandez v. Merrick B. Garland	10

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**WEDNESDAY, NOVEMBER 17, 2021, BEGINNING AT 9:00 A.M.**  
**BEFORE JUDGES BENTON, KELLY, ERICKSON**

1.	20-3697	NE	Teresa Spagna v. Collin Gill, et al.	15
2.	21-1943	SI	Lance Jackson v. Union Pacific Railroad Company	15
3.	21-1428	NE	Lawrence Allen v. Chris Monico, et al.	15
4.	20-2766	NE	McKesson v. Specialty Retail Shops Holding	15
5.	20-3268		Emmanuel Deng Chol v. Merrick B. Garland	10

**\*\*VIA VIDEOCONFERENCE\*\***  
**BEGINNING AT 2:00 P.M.**  
**BEFORE JUDGES LOKEN, SHEPHERD, STRAS**

	20-1328		Xiaojie He, et al. v. Merrick B. Garland	15
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**4<sup>th</sup> Floor**

**THURSDAY, NOVEMBER 18, 2021, BEGINNING AT 9:00 A.M.**  
**BEFORE JUDGES BENTON, KELLY, ERICKSON**

1.	21-3268	SI	The Arc of Iowa, et al. v. Kimberly Reynolds, et al.	20
2.	21-1131	NE	Leah Powley v. Rail Crew Xpress	15
3.	21-1164	NE	United States v. Travis Ferguson	15
4.	20-3362	NE	United States v. Emmanuel John	15
5.	21-1403	NE	United States v. Edward Hansen	15
6.	21-1331	NE	United States v. Nathan Kempter	15

**FRIDAY, NOVEMBER 19, 2021, BEGINNING AT 8:30 A.M.**  
**BEFORE JUDGES BENTON, KELLY, ERICKSON**

1.	20-3296	NE	United States v. Timothy Cessor	10
2.	21-1120	NE	United States v. Jose Mena-Valdez	10
	21-1384	NE	United States v. Aileen Njoroge	<b>NO ARG</b>
3.	21-1301	NE	United States v. Abimael Trujillo-Linares	10
4.	20-3316	NE	United States v. Titus Miller	10