



## **ST. PAUL, MINNESOTA OCTOBER 17 - 21, 2022**

**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 Warren E. Burger Federal Building & U.S. Courthouse at 316 N. Robert Street, St. Paul, Minnesota. Counsel presenting oral argument should report to the Clerk's Office, Room 500, 30 minutes before Court convenes.*

Information regarding COVID protocols will be furnished at a later date.

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  
Courtroom 5A  
5<sup>th</sup> Floor**

**MONDAY, OCTOBER 17, 2022  
BEFORE JUDGES SMITH, BENTON, SHEPHERD**

21-3513	ND	United States v. Armondo Heredia, Jr.	<b>NO ARG</b>
21-3548	SD	United States v. Frenchone One Horn	<b>NO ARG</b>
21-3751	ND	United States v. Ermin Adzemovic	<b>NO ARG</b>
21-3781	NI	United States v. Romel Murphy	<b>NO ARG</b>
22-2092	SI	United States v. Hakeem Boyum	<b>NO ARG</b>
21-3190	EM	United States v. Diante Turman	<b>NO ARG</b>

**TUESDAY, OCTOBER 18, 2022, BEGINNING AT 9:00 A.M.  
BEFORE JUDGES SMITH, BENTON, SHEPHERD**

1.	21-2913	SD	Planned Parenthood Minnesota, et al. v. Alpha Center, et al.	
	21-2922	SD	Planned Parenthood Minnesota, et al. v. Kristi Noem, et al.	20
2.	22-1238	MN	WinRed v. Keith Ellison, et al.	15
3.	22-1249		Eduardo Escobar v. Merrick B. Garland	15
4.	22-1505	MN	Evan Ng v. Board of Regents of the University of Minnesota, et al.	15
5.	22-1554	SI	Margaret Corkrean v. Drake University, et al.	15

**DIVISION I  
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5<sup>th</sup> Floor**

**WEDNESDAY, OCTOBER 19, 2022, BEGINNING AT 9:00 A.M.  
BEFORE JUDGES SMITH, BENTON, SHEPHERD**

	21-3075	EA	United States v. Isaac May	
	21-3344	EA	United States v. James Richards	<b>NO ARG</b>
1.	22-1014	MN	United States v. Ronald Finley, Jr.	
	22-1052	MN	United States v. Jarvae Somerville	20
2.	22-1380	MN	United States v. Lorenzo Heard, Jr.	10
3.	22-1639	ND	North Dakota Retail Association, et al. v. Board of Governors	15
4.	22-1036	MN	United States v. Patrick Henry	10

**THURSDAY, OCTOBER 20, 2022, BEGINNING AT 9:00 A.M.  
BEFORE JUDGES SMITH, BENTON, STRAS**

1.	21-3896	SD	United States v. Kirbeshba Bailey	10
	21-3928	SD	United States v. Christopher James	<b>NO ARG</b>
2.	22-1198	WM	Tracy Presson v. Darrin Reed, et al.	15
3.	22-1303	MN	Matthew Nagel, et al. v. United Food and Commercial Workers	
	22-1330	MN	Matthew Nagel, et al. v. United Food and Commercial Workers	15
4.	21-2854	MN	Fontell Fuller v. Stanley Hafoka	15
5.	22-1514	SD	United States v. Francis Kistler	10

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**FRIDAY, OCTOBER 21, 2022, BEGINNING AT 8:30 A.M.  
BEFORE JUDGES SMITH, BENTON, STRAS**

1.	21-3091	SD	United States v. Kyle Soto	15
2.	21-3262	ND	United States v. Adam Poitra	15
3.	21-3786	NE	United States v. Timothy Caruso	15
4.	22-1373	NI	United States v. Jeremy Hahn	15
	22-1390	SD	United States v. Bennett Belt	<b>NO ARG</b>

**DIVISION II  
Courtroom 5B  
5<sup>th</sup> Floor**

**MONDAY, OCTOBER 17, 2022  
BEFORE JUDGES LOKEN, GRUENDER, GRASZ**

21-3505	SI	United States v. Kenneth Crum, Jr.	<b>NO ARG</b>
21-3757	SI	United States v. Jaterrius Greer	<b>NO ARG</b>
22-2019	SI	United States v. Johnny Harris	<b>NO ARG</b>
22-2365	SD	United States v. Gregory Chandler	<b>NO ARG</b>
21-1050	WM	United States v. Damon Buford	<b>NO ARG</b>
21-3229	EM	United States v. Dexter Elcan	<b>NO ARG</b>

**TUESDAY, OCTOBER 18, 2022, BEGINNING AT 9:00 A.M.  
BEFORE JUDGES LOKEN, GRUENDER, GRASZ**

1.	21-3648	MN	GWG DLP Funding V, et al. v. PHL Variable Insurance Company	15
2.	22-1124		Faisal Yusuf v. Merrick B. Garland	15
3.	22-1256	MN	Olmsted Medical Center v. Continental Casualty Company	15
4.	22-1138	MN	Core and Main v. Ron McCabe, et al.	15
	22-1366		Alejandro Islas-Saldana v. Merrick B. Garland	<b>NO ARG</b>

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**WEDNESDAY, OCTOBER 19, 2022, BEGINNING AT 9:00 A.M.  
BEFORE JUDGES LOKEN, GRUENDER, GRASZ**

1.	21-3195	SD	SD VOICE, et al. v. Kristi Noem, et al.	
	21-3197	SD	SD VOICE, et al. v. Kristi Noem, et al.	20
2.	21-3826	MN	Herbert Igbanugo v. Minnesota Office of Lawyers Professional Responsibility, et al.	15
3.	22-1685	SI	Derek Westwater v. Kevin Church	15
4.	22-1872	SI	Phillip Alberty v. United States	15
5.	22-1952	SI	Bradley DeWall, et al. v. Medical Protective Company	15

**THURSDAY, OCTOBER 20, 2022, BEGINNING AT 9:00 A.M.  
BEFORE JUDGES LOKEN, GRUENDER, GRASZ**

1.	22-1182	NI	United States v. Nathan Nosley	20
2.	21-3259	MN	C.H. Robinson Worldwide v. Traffic Tech, et al.	
	21-3825	MN	C.H. Robinson Worldwide v. Traffic Tech, et al.	15
3.	22-1463	SI	James Brown v. Marc Linder, et al.	15
4.	21-3875	MN	United States v. Robert Jefferson	10
5.	22-1305	MN	United States v. Gene Schave	10

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**FRIDAY, OCTOBER 21, 2022, BEGINNING AT 8:30 A.M.  
BEFORE JUDGES LOKEN, GRUENDER, GRASZ**

1.	21-3890	SD	United States v. Michael Mitchell	15
2.	22-1010	MN	United States v. Dayne Sitladeen	15
3.	22-1292	MN	United States v. John Pickens, Jr.	15
4.	22-1129	SI	United States v. Kenny Smart	
	22-1131	SI	United States v. Kenny Smart	15
5.	22-1033	MN	United States v. Victor Edwards	15



**DIVISION III  
Courtroom 5C  
5<sup>th</sup> Floor**

**MONDAY, OCTOBER 17, 2022  
BEFORE JUDGES COLLOTON, KELLY, KOBES**

21-2304	SI	United States v. Quame Bennett	<b>NO ARG</b>
21-2690	NI	United States v. Travis Werkmeister	
21-3709	NI	United States v. Rogelio Hernandez	
21-3752	NI	United States v. Bobby Robey	
21-3753	NI	United States v. Breanna Garcia	
21-3924	NI	United States v. Jack Mazariegos-Galicia	<b>NO ARG</b>
21-3395	NI	United States v. Michael Bailey	<b>NO ARG</b>
21-3717	MN	United States v. Joel Garcia	<b>NO ARG</b>
21-3759	SI	United States v. Devon McConnell	<b>NO ARG</b>
22-1766	WA	United States v. Carl Beckwith, Jr.	<b>NO ARG</b>

**DIVISION III  
Courtroom 5A  
5<sup>th</sup> Floor**

**TUESDAY, OCTOBER 18, 2022, BEGINNING AT 1:30 P.M.  
BEFORE JUDGES COLLOTON, KELLY, KOBES**

1.	21-3177 + MN	City of Burnsville v. Koppers, Inc.	20
2.	21-3096 NI	Victor Maldonado, et al. v. City of Sibley	15
3.	21-3891 MN	David Hodges v. State of Minnesota Department of Corrections, et al.	15
4.	22-1096 SI	United States v. Michael Welker	15
5.	22-1618 SD	Sheck Mulbah v. Cody Jansen	15

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**WEDNESDAY, OCTOBER 19, 2022, BEGINNING AT 9:00 A.M.  
BEFORE JUDGES KELLY, WOLLMAN, KOBES**

1.	21-3038	SI	Inge Smothers v. Rowley Mem. Masonic Home, et al.	15
2.	22-1230	SD	Timothy Brown, et al. v. Continental Resources	15
3.	21-3340	SI	John Doe v. University of Iowa, et al.	15
4.	22-1035	NI	Michael Winters v. Deere & Company	15
5.	21-3176	MN	A.M.L., et al. v. United States	15

**THURSDAY, OCTOBER 20, 2022, BEGINNING AT 9:00 A.M.  
BEFORE JUDGES KELLY, WOLLMAN, KOBES**

1.	21-3722	SD	United States v. Wicahpe Milk	20
2.	21-3141	MN	National Union Fire Insurance Company of Pittsburgh v. Cargill	15
3.	22-2005	SD	United States v. D. B.	15
4.	22-1315	MN	Raymond Kvalvog, et al. v. Park Christian School, et al.	15
5.	21-3416	MN	Prospect ECHN v. Winthrop Resources	15

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**FRIDAY, OCTOBER 21, 2022, BEGINNING AT 8:30 A.M.  
BEFORE JUDGES KELLY, WOLLMAN, KOBES**

1.	22-1324	SD	United States v. Nathan Peachey	15
2.	22-1646	SD	United States v. Heather Schaefer	15
3.	21-2363	SD	Justin Morales v. United States	15
4.	22-1408	SD	United States v. Elmer Zahn	10
5.	22-1328	MN	United States v. Neeraj Chopra	10