



SEPTEMBER 17 - 21, 2012 ST. LOUIS, MISSOURI

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 Thomas F. Eagleton Courthouse at 111 S. 10th Street, St. Louis, Missouri. Division I will be held in the En Banc Courtroom on Floor 28, and Division II will be held in the Southeast Courtroom on Floor 27. Division III will be held in the Northeast Courtroom on Floor 27, and Division IV will be held in the Southwest Courtroom on Floor 27. Counsel presenting oral argument should report to the clerk's office, Room 24.329, 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

The following visiting judges are sitting with the Court in September:

*The Honorable Carol E. Jackson
U.S. District Judge
St. Louis, Missouri

*The Honorable Kristine G. Baker
U.S. District Judge
Little Rock, Arkansas

Revised: 9/14/12

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**DIVISION I
En Banc Courtroom
28th Floor**

**MONDAY, SEPTEMBER 17, 2012
BEFORE JUDGES RILEY, SMITH, COLLOTON**

12-1339NE	United States v. Christopher Grant	MER NO ARG
12-1102SI	United States v. Terry Campie	NO ARG
12-1227EM	United States v. Keith Overbey	NO ARG
12-1642EA	United States v. Radames Rivera	NO ARG

**TUESDAY, SEPTEMBER 18, 2012
BEFORE JUDGES RILEY, SMITH, COLLOTON**

12-1424NE	United States v. Humberto Jacobo	KAS NO ARG
12-1510	Enrique Lopez-Mendez v. Eric H. Holder, Jr., etc.	NO ARG
12-1627SI	United States v. Raymond Standafer	NO ARG
12-1710NI	United States v. Glorisha Santos	NO ARG
12-1300EM	United States v. Jerry Franklin	NO ARG

**WEDNESDAY, SEPTEMBER 19, 2012, BEGINNING AT 9:00 A.M.
BEFORE JUDGES RILEY, SMITH, COLLOTON**

		CMD	
1.	11-3611EM	BancorpSouth Bank, etc. v. Hazelwood Logistics Center, LLC, etc., et al.	
	11-3741EM	Murphy Property Tax v. BancorpSouth Bank, etc.	20
2.	11-3880EM	Arthur Gallagher v. City of Clayton, et al.	15
3.	12-1297EM	Salahaddin Ayyoubi v. Eric H. Holder, Jr., etc., et al.	15
4.	12-1061EM	James Trickey v. Kaman Industrial Technologies Corp.	
	12-1177EM	James Trickey v. Kaman Industrial Technologies Corp.	15
5.	12-1639WM	Nelson Gomes, etc. v. American Century Companies, Inc., et al.	15

**DIVISION I
En Banc Courtroom
28th Floor**

**** AFTERNOON SESSION ****

WEDNESDAY, SEPTEMBER 19, 2012

2:00 P.M. BEFORE JUDGES WOLLMAN, MELLOY, COLLOTON

CMD

11-1460EM	Michael R. Nack, etc. v. Douglas Paul Walburg, et al.		15
		FCC	10
		Anda, Inc.	10

3:00 P.M. BEFORE JUDGES SMITH, ARNOLD, COLLOTON

11-2943MN	United States v. Carlous Lindell Daily		
11-3196MN	United States v. Carlous Lindell Daily		15

**THURSDAY, SEPTEMBER 20, 2012, BEGINNING AT 8:30 A.M.
BEFORE JUDGES MELLOY, SMITH, SHEPHERD**

LLB

1.	11-2618SI	United States v. Juan Lugo	15
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BEFORE JUDGES RILEY, SMITH, COLLOTON

2.	11-3751WM	Christopher Freitas, et al. v. Wells Fargo Home Mortgage, Inc., etc.	15
3.	11-3466EA 11-3648EA	Catherine Taylor v. Tenant Tracker, Inc., etc. Catherine Taylor v. Tenant Tracker, Inc., etc.	15
4.	11-3352WM	Mark Atkinson v. City of Mountain View, Missouri, et al.	15
5.	12-1290SI	Tanya Bosley v. Cargill Meat Solutions Corporation	15
6.	12-1332EA	United States v. Ronnie Benson	10

**DIVISION I
En Banc Courtroom
28th Floor**

**FRIDAY, SEPTEMBER 21, 2012, BEGINNING AT 8:30 A.M.
BEFORE JUDGES RILEY, SMITH, COLLOTON**

	11-3717SI	United States v. Tiran Casteel, etc.	JPP REMOVED
	12-1226EM	United States v. Willie Johnson	NO ARG
	12-1158EA	United States v. Luis Jasso, etc.	NO ARG
1.	12-1427EM	United States v. Jovica Petrovic, etc.	15
2.	12-1294EA	United States v. Neil Havlik	15

**DIVISION II
Southeast Courtroom
27th Floor**

**MONDAY, SEPTEMBER 17, 2012
BEFORE JUDGES WOLLMAN, LOKEN, MURPHY**

11-3556WM	United States v. Sael Mustafa	BWB NO ARG
12-1009NE	United States v. Silvia Duhart-Orea	
12-1124NE	United States v. Allan Roustand-Rolon	NO ARG
12-1280EA	United States v. Horace Hudson, III	NO ARG
12-1378NE	United States v. Todd Torres	NO ARG
12-1426EM	B.A.B., Jr., etc., et al. v. The Board of Education of the City of St. Louis, et al.	NO ARG

**TUESDAY, SEPTEMBER 18, 2012
BEFORE JUDGES WOLLMAN, LOKEN, MURPHY**

12-1156SI	United States v. Ronald Williams	DMW NO ARG
12-1440NI	United States v. Scott Schupp	NO ARG
12-1745NE	United States v. Jamal Holmes	NO ARG
12-1679WM	United States v. Mark Oxley	NO ARG
12-1270WA	United States v. Joshua Lowe	NO ARG

**WEDNESDAY, SEPTEMBER 19, 2012, BEGINNING AT 9:00 A.M.
BEFORE JUDGES WOLLMAN, BEAM, LOKEN**

		BDG	
1.	12-1001WM	Michael Barrett, IV, et al. v. Donald Claycomb, etc., et al.	20
2.	12-1221EA	Argonaut Great Central Insurance Company v. Jerry Casey, et al.	15
3.	11-3867WM	West American Insurance Company v. RLI Insurance Company	
	11-3869WM	West American Insurance Company v. RLI Insurance Company, et al.	20
	12-1198WM	Richard Wright v. Michael J. Astrue, etc.	NO ARG
4.	11-3693EM	Victor Santiago v. Daniel Blair, etc., et al.	15

**DIVISION II
Southeast Courtroom
27th Floor**

**THURSDAY, SEPTEMBER 20, 2012, BEGINNING AT 8:30 A.M.
BEFORE JUDGES LOKEN, BEAM, MURPHY**

1.	11-3587SI	United States v. Clarence Rice	TAB	15
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BEFORE JUDGES WOLLMAN, BEAM, MURPHY

2.	12-1464WM	Joyce Johnson v. MFA Petroleum Company, etc., et al.		20
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3.	12-1327WM	Dittmer Properties, L.P. v. Federal Deposit Insurance Corporaton, etc., et al.		
	12-1329WM	Buford Farrington, et al. v. Cathy Richards, etc., et al.		15

4.	12-1287EA	Retro Television Network, Inc. v. Luken Communications LLC, et al.		
	12-1838EA	Retro Television Network, Inc. v. Luken Communications LLC, et al.		15

5.	12-1068WM	Kalee Deatley v. Mutual of Omaha Insurance Company		15
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	12-1404EA	Donald Shrable v. Eaton Corporation	NO ARG	
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**FRIDAY, SEPTEMBER 21, 2012, BEGINNING AT 8:30 A.M.
BEFORE JUDGES LOKEN, MURPHY, *JACKSON**

1.	12-1257SI	United States v. Theodore Browne	LLB	15
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	12-1353SI	United States v. Travis Collins	NO ARG	
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	12-1268SI	United States v. Roger Dengler	NO ARG	
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2.	11-3852SI	United States v. Ted Grauer		15
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**DIVISION III
Northeast Courtroom
27th Floor**

**MONDAY, SEPTEMBER 17, 2012
BEFORE JUDGES BYE, GRUENDER, SHEPHERD**

12-1283NE	United States v. Gregory Poor	MDS NO ARG
12-1694NI	United States v. Samira Zuniga	NO ARG
12-1207	Edin Enrique Ramirez v. Eric H. Holder, Jr.	NO ARG
12-1534SI	United States v. Luis Alcala	NO ARG
12-1370EM	United States v. Rodney Pettigrew	NO ARG

**TUESDAY, SEPTEMBER 18, 2012
BEFORE JUDGES GRUENDER, ARNOLD, SHEPHERD**

11-3284NE	Ansu Abraham v. United States	YML NO ARG
10-3617WM	United States v. Custodio Garcia	NO ARG
12-1316WA	United States v. Patrick Doyle	NO ARG
12-1337WM	United States v. Steven Cowan	NO ARG
12-1553SI	United States v. Shawn Johnson	NO ARG

**WEDNESDAY, SEPTEMBER 19, 2012, BEGINNING AT 9:00 A.M.
BEFORE JUDGES BYE, GRUENDER, SHEPHERD**

	12-1169EM	United States v. Vernon Johnson, et al.	BWB NO ARG
1.	11-3746EM	Greater St. Louis Construction Laborers Welfare Fund, etc., et al. v. Park-Mark, Inc., etc.	15
	11-3661EM	Painters District Council No. 2, et al. v. Anthony's Painting, LLC	NO ARG
2.	12-1285EM	XTRA LEASE v. Pacer International, Inc.	15
3.	12-1451WM	Randy Russell, et al. v. Whirlpool Corporation	15

**DIVISION III
Northeast Courtroom
27th Floor**

**THURSDAY, SEPTEMBER 20, 2012, BEGINNING AT 9:00 A.M.
BEFORE JUDGES BYE, GRUENDER, SHEPHERD**

1.	10-3462WM	Wesley Purkey v. United States	JMH	30
	11-3486WA	James Solomon v. U.S. Marshal Corey Thomas, et al.	NO ARG	
2.	11-1595WM	Sean Deckard v. Interstate Bakeries Corporation, et al.		15
3.	11-2855WM	Hallmark Cards Incorporated v. Janet Murley		15
4.	12-1415WM	George Donner, et al. v. Alcoa, Inc.		15

**FRIDAY, SEPTEMBER 21, 2012, BEGINNING AT 8:30 A.M.
BEFORE JUDGES BYE, GRUENDER, SHEPHERD**

1.	12-1343SI	United States v. Marc Engelmann	SRD	15
2.	12-1089EM	United States v. Mark Shore		15
3.	12-1613WM	United States v. Robert Montgomery		15
	12-1557EM	United States v. Lou Owens	NO ARG	
	12-1344EM	United States v. John Jones	NO ARG	

**DIVISION IV
Southwest Courtroom
27th Floor**

**MONDAY, SEPTEMBER 17, 2012
BEFORE JUDGES MELLOY, BEAM, BENTON**

12-1155SI	United States v. Richard Hoskins	TAB NO ARG
12-1528WA	United States v. Carl Walker	NO ARG
11-3578EM	A.J., etc., et al. v. UNUM, et al.	NO ARG
12-1402WA	Donald Dunn, etc., et al. v. Jason Aamodt, etc., et al.	NO ARG
12-1666EA	United States v. Charles Crocker	NO ARG

**TUESDAY, SEPTEMBER 18, 2012
BEFORE JUDGES MELLOY, BEAM, BENTON**

11-3260NI	United States v. Justin Ray	DMS NO ARG
12-1487WM	United States v. Adam Hammond	NO ARG
12-1618EA	United States v. James Robinson, etc.	NO ARG
12-1670WM	United States v. Ronnie Hardman	NO ARG
12-1747NE	United States v. David Zehringer, etc.	NO ARG

**DIVISION IV
Southwest Courtroom
27th Floor**

**WEDNESDAY, SEPTEMBER 19, 2012, BEGINNING AT 9:00 A.M.
BEFORE JUDGES MELLOY, BENTON, *BAKER**

			LMT	
1.	12-1260	R.K.N. v. Eric H. Holder, Jr.		15
2.	12-1065EM	Sr. Kate Reid, et al. v. Doe Run Resources Corporation, etc., et al.		
	12-1067EM	Sr. Kate Reid, et al. v. Doe Run Resources Corporation, etc., et al.		
	12-1079EM	Sr. Kate Reid, et al. v. Doe Run Resources Corporation, et al.		
	12-1080EM	Sr. Kate Reid, et al. v. Doe Run Resources Corporation, et al.		
	12-1081EM	Kate Reid, etc., et al. v. Doe Run Resources Corporation, etc., et al.		
	12-1084EM	Kate Reid, etc., et al. v. Doe Run Resources Corporation, etc., et al.		
	12-1086EM	Kate Reid, et al. v. Doe Run Resources Corporation, et al.		
	12-1087EM	Kate Reid, etc., et al. v. Doe Run Resources Corporation, etc., et al.		
	12-1088EM	Sr. Kate Reid, et al. v. Doe Run Resources Corporation, etc., et al.		
	12-1092EM	Sister Kate Reid, et al. v. Doe Run Resources Corporation, et al.		
	12-1095EM	Kate Reid, etc., et al. v. Doe Run Resources Corporation, etc., et al.		15
3.	12-1138	The Samuel J. Temperato Revocable Trust v. Jeffrey Scott Unterreiner, et al.		15
4.	12-1224EM	Robert Carr v. Anheuser-Busch Companies, Inc.		10
5.	12-1727WM	S.J.W., etc., et al. v. Lee's Summit R-7 School District, et al.		
			Appellants	20
			Appellees	15
			ACLU	5

**DIVISION IV
Southwest Courtroom
27th Floor**

**THURSDAY, SEPTEMBER 20, 2012, BEGINNING AT 9:00 A.M.
BEFORE JUDGES MELLOY, BENTON, *BAKER**

			LAB
	12-1070WM	Travelers Property Casualty Insurance Company of America, etc. v. National Union Insurance Company of Pittsburgh, Pennsylvania	
	12-1151WM	Travelers Property Casualty Insurance Company of America, etc. v. National Union Insurance Company of Pittsburgh, Pennsylvania	
			REMOVED
1.	12-1723WM	Dairy Farmers of America, Inc. v. Bassett & Walker International, Inc.	15
2.	12-1609	Daniel Flores, etc. v. Eric H. Holder, Jr., etc.	15
3.	12-1136WM	Bituminous Casualty Corporation v. United HRB General Contractors, Inc., etc.	15
	12-1206	Daniel Soto-Roque v. Eric H. Holder, Jr., etc.	NO ARG

**FRIDAY, SEPTEMBER 21, 2012, BEGINNING AT 8:00 A.M.
BEFORE JUDGES MELLOY, BEAM, BENTON**

			KAS
1.	12-1271EA	United States v. Derek Allmon, Sr.	15
	12-1213SI	United States v. Robbie Fetters, etc.	NO ARG
	12-1655EM	United States v. John Farnell	NO ARG
	12-1774SI	United States v. Dinesh Sethi, etc.	NO ARG
2.	12-1170WM	United States v. Efrain Orozco	10