



**NOVEMBER 10 - 14, 2008  
ST. PAUL, MINNESOTA**

**James B. Loken, Chief Judge - Minneapolis, Minnesota**

**Circuit Judges in Active Service**

**Roger L. Wollman - Sioux Falls, SD  
Diana E. Murphy - Minneapolis, MN  
Kermit E. Bye - Fargo, ND  
William Jay Riley - Omaha, NE  
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  
John R. Gibson - Kansas City, MO  
Pasco M. Bowman - Kansas City, MO  
C. Arlen Beam - Lincoln, NE  
David R. Hansen - Cedar Rapids, IA  
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 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.*

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.

Appearance forms of counsel, if not previously submitted, must be completed and forwarded immediately to the clerk's office. 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: 11/7/08*

**DIVISION I  
Courtroom 5A**

**MONDAY, NOVEMBER 10, 2008  
BEFORE JUDGES WOLLMAN, BEAM, BENTON**

1.	07-3816MN	United States v. Susan R. Theimer, etc.	<b>CYZ NO ARG</b>
2.	08-2206SD	United States v. Nephi Sky Antelope	<b>NO ARG</b>
3.	08-1017MN	United States v. Reid Douglas Larson	<b>NO ARG</b>
4.	08-2218MN	United States v. Fredrick Damond Boaz Watts, etc.	<b>NO ARG</b>

**TUESDAY, NOVEMBER 11, 2008, BEGINNING AT 9:00AM  
BEFORE JUDGES WOLLMAN, BEAM, BENTON**

	08-1330MN	Donald Ray Nichols v. Jessica Symmes, etc.	<b>JMB NO ARG</b>
	08-1600MN	United States v. Kamil Madfoun Al-Esawi	<b>NO ARG</b>
1.	08-1755MN	United States v. Mohamad Kamal Elzahabi	10
2.	08-1043MN 08-1209MN	United States v. Cyril J. Bauer United States v. Rae Orene Bauer	15
3.	08-1703MN	United States v. Lee Ronald Nesgoda	15
4.	08-1058MN	Philander Jenkins v. County of Hennepin, Minnesota, et al.	15

**DIVISION I  
Courtroom 5A**

**WEDNESDAY, NOVEMBER 12, 2008, BEGINNING AT 9:00AM  
BEFORE JUDGES WOLLMAN, BEAM, BENTON**

			<b>CYZ</b>
1.	08-1674ND	United States v. Norris James Lohnes	10
2.	07-3874ND	United States v. Corey Lorent Molsbarger	10
3.	08-1223MN	Hartford Fire Insurance Company v. TransGroup Express, Inc., etc.	15
4.	08-1213MN	Thomas & Wong General Contractor, etc. v. The Lake Bank, etc.	15
5.	08-1349MN	Glenn D. Abbotts, et al. v. Caldwell Campbell etc., et al.	15
	08-1138SD	United States v. Caleb Gilkerson	<b>NO ARG</b>

**THURSDAY, NOVEMBER 13, 2008, BEGINNING AT 9:00AM  
BEFORE JUDGES WOLLMAN, BEAM, BENTON**

			<b>CBC</b>
1.	08-1314MN	Alan Drobnak, et al. v. Andersen Corporation, et al.	20
	07-3128 08-1824	Abdul Mounem Almilaji v. Michael B. Mukasey Abdul Mounem Almilaji v. Michael B. Mukasey	<b>NO ARG</b>
2.	08-1203ND 08-1204ND	United States v. Daniel Edward Cvijanovich United States v. Daniel Edward Cvijanovich	10
3.	07-3505	Pratap Sakhahari Bhosale, et al. v. Michael B. Mukasey	15
4.	08-1197ND	United States v. Gordon Leroy Sonnenberg	15

**2:00PM BEFORE JUDGES RILEY, HANSEN, MELLOY**

	08-1298	Bassel R. Banat v. Michael B. Mukasey, etc.	15
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**DIVISION I  
Courtroom 5A**

**FRIDAY, NOVEMBER 14, 2008, BEGINNING AT 8:30AM  
BEFORE JUDGES WOLLMAN, BEAM, BENTON**

			<b>CBC</b>	
1.	08-1638MN	General Mills, Inc., etc. v. United States		15
2.	08-1234MN	Michael Thomas, et al. v. City of Saint Paul		15
3.	08-1637MN	James G. Franke, etc. v. Poly-America Medical and Dental Benefits Plan		15
	08-1975ND	Merwin R. Carlson v. Roetzel & Andress, etc., et al.	<b>NO ARG</b>	
4.	08-1325NE	Contemporary Industries Corporation, etc., et al. v. Terry Frost, etc., et al.		15

**DIVISION II  
Courtroom 5B**

**MONDAY, NOVEMBER 10, 2008  
BEFORE JUDGES MURPHY, RILEY, GRUENDER**

1.	08-2248MN	United States v. Michael R. Petreikis	<b>BDG NO ARG</b>
2.	08-1368SD	United States v. Herbert Alejandro Molina	<b>NO ARG</b>
3.	08-1705MN	Sadou Alious Bah v. Mark Cangemi, etc.	<b>NO ARG</b>
4.	08-1991MN	United States v. Luetta Kaye Jacobsen	<b>NO ARG</b>
5.	08-1776MN	United States v. P.A.V. (Juvenile Male)	<b>NO ARG</b>
6.	08-1590SD	United States v. Todd Fischer	<b>NO ARG</b>

**TUESDAY, NOVEMBER 11, 2008, BEGINNING AT 9:00AM  
BEFORE JUDGES MURPHY, RILEY, GRUENDER**

	08-2111SD	United States v. Larry Jongewaard	<b>BDG NO ARG</b>
1.	08-1067MN 08-1250MN	United States v. Stephen Richards Barker United States v. Stephen Richards Barker	15
2.	08-1269MN	United States v. John Jacob Williams	15
	08-2239SD	United States v. Herbert J. Eagle Thunder	<b>NO ARG</b>
3.	08-1974MN	United States v. Larry Darnell Armstrong	10

**DIVISION II  
Courtroom 5B**

**WEDNESDAY, NOVEMBER 12, 2008, BEGINNING AT 9:00AM  
BEFORE JUDGES MURPHY, RILEY, GRUENDER**

			<b>BDG</b>
1.	08-1288SD	American Prairie Construction Company, etc. v. Tri-State Financial, etc.	
	08-1292SD	American Prairie Construction Co., etc. v. John Hoich	
	08-1394SD	American Prairie Construction Co., etc. v. John Hoich	20
2.	08-1614SD	United States v. Michael James Schlosser	15
3.	08-1607SD	United States v. Richard Steele	15
4.	08-1286SD	United States v. Eileen Janis	15
	08-2026ND	United States v. Joseph C. DeMarce	<b>REMOVED</b>

**THURSDAY, NOVEMBER 13, 2008, BEGINNING AT 9:00AM  
BEFORE JUDGES MURPHY, HANSEN, RILEY**

			<b>BDG</b>
1.	08-1409SD	James Dean Van Wyhe v. Tim Reisch, et al.	
	08-1413SD	Charles E. Sisney, et al. v. Tim Reisch, etc., et al.	20
2.	08-1904MN	UnitedHealth Group Incorporated v. Wilmington Trust Company, etc.	15
3.	07-3780ND	Julie Roubideaux, etc., et al. v. North Dakota Department of Corrections and Rehabilitation, et al.	20
	08-1222MN	Timothy J. Elbert v. True Value Company	<b>NO ARG</b>
4.	08-1774SD	Roger Allen Raymond v. Douglas Weber, etc.	15

**DIVISION II  
Courtroom 5B**

**FRIDAY, NOVEMBER 14, 2008, BEGINNING AT 9:00AM  
BEFORE JUDGES MURPHY, HANSEN, RILEY**

	08-1321	Chantal Nayoh Ntangsi v. Michael B. Mukasey, etc.	<b>BDG</b> <b>NO ARG</b>
1.	08-1311MN	Theresa Willcox v. Liberty Life Assurance Company of Boston	15
	08-1604MN	Suzanne Snaza v. The City of Saint Paul, Minnesota	<b>NO ARG</b>
	08-1445MN	Kevin Noyes, etc. v. American Tissue Services Foundation, etc.	<b>NO ARG</b>
2.	08-1634MN	Roger William Bannister v. Bemis Company, Inc.	15



**DIVISION III  
Courtroom 5C**

**MONDAY, NOVEMBER 10, 2008  
BEFORE JUDGES MELLOY, BOWMAN, SMITH**

			<b>LAD</b>
1.	08-2101MN	United States v. Jerry Steven Wuotila	<b>NO ARG</b>
2.	08-2066MN	United States v. Martin Sanchez Barrera	<b>NO ARG</b>
3.	08-1740SD	United States v. Thomas A. Green	<b>NO ARG</b>
4.	07-2633MN	United States v. Patsy Ann Jackson	<b>NO ARG</b>
5.	07-2459MN	United States v. Seth Tylibe Nururdin	<b>NO ARG</b>
6.	08-1534MN	United States v. Moises Flores Ventura	<b>NO ARG</b>

**TUESDAY, NOVEMBER 11, 2008, BEGINNING AT 9:00AM  
BEFORE JUDGES MELLOY, BOWMAN, SMITH**

			<b>LAD</b>
1.	08-1559SD 08-1561SD	United States v. Robert John Farrell United States v. Angelita Magat Farrell	15
2.	08-1406MN	Gyorgy Nyari v. Michael Chertoff, etc., et al.	15
3.	07-3720SD	United States v. June Garcia	15
4.	07-3899NI	Cedar Rapids Television Company, etc. v. MCC Iowa, etc., et al.	15
5.	08-1088SD	United States v. Jonathan Luken	15

**DIVISION III  
Courtroom 5C**

**WEDNESDAY, NOVEMBER 12, 2008, BEGINNING AT 9:00AM  
BEFORE JUDGES MELLOY, BOWMAN, SMITH**

			<b>LAD</b>
1.	07-3837ND	David Monson, et al. v. Drug Enforcement Administration	20
2.	05-3441MN	Luis A. Serna v. Kevin Goodno, et al.	15
3.	07-3725ND	Michael Sean Gianakos v. United States	15
4.	08-1212ND	Virgil Wilkinson, et al. v. United States	15
5.	08-1121SD	United States v. Robert Plenty Chief	15

**THURSDAY, NOVEMBER 13, 2008, BEGINNING AT 9:00AM  
BEFORE JUDGES MELLOY, BOWMAN, SMITH**

			<b>LAD</b>
	08-1141MN	Jan Brandin, etc., et al. v. William W. McGuire, M.D.	
	08-1142MN	James C. Krause, etc. v. William McGuire, M.D.	
	08-1480MN	Jan Brandin, etc., et al. v. William McGuire, M.D.	
	08-1481MN	James C. Krause, etc., et al. v. William McGuire, M.D.	<b>REMOVED</b>
1.	08-1107ND	James R. Bullis v. Minnesota Lawyers Mutual Insurance Company	15
2.	08-1239MN	Minneapolis Taxi Owners Coalition, Inc. v. City of Minneapolis, et al.	15
	08-1031ND	CDI Energy Services, Inc. v. West River Pumps, Inc., et al.	<b>NO ARG</b>
3.	08-1456MN	Henry Kenneth Roger Siems v. City of Minneapolis, etc., et al.	10

**DIVISION III  
Courtroom 5C**

**FRIDAY, NOVEMBER 14, 2008, BEGINNING AT 8:30AM  
BEFORE JUDGES MELLOY, BOWMAN, SMITH**

			<b>LAD</b>
1.	08-1894ND	Douglas R. Knutson, et al. v. City of Fargo, etc.	15
2.	08-2041MN	Zachary Winspear v. Community Development, Inc., et al.	15
3.	08-1972MN	United States v. Thomas Bernard Cloud, Jr.	10
4.	08-1249MN	United States v. Jeffrey Allen Sonczalla	10
	08-1426	Naomi Kusnandar, et al. v. Michael B. Mukasey, etc.	<b>DISMISSED</b>