

**STATE OF MINNESOTA
IN SUPREME COURT**

**SUPREME COURT CALENDAR
JANUARY 2017**

**Court convenes at 9:00 a.m.
(unless otherwise noted)**

Please note the following time allotments
for oral argument
unless otherwise ordered by the Court:
**appellants are limited to 35 minutes and
respondents are limited to 25 minutes.**

COURT CONVENES AT 9:00 A.M.
(unless otherwise noted)

NOTE: Attorneys who will be arguing cases scheduled on this calendar should complete and return the argument appearance form attached at the end of this calendar.

Attorneys in all cases scheduled for oral argument must check in with the Marshal in the courtroom to which the case is assigned (Capitol or Judicial Center) no later than 8:40 a.m. Counsel should be present and be prepared to begin whenever their case is called.

Chief Justice Lorie S. Gildea
Justice G. Barry Anderson
Justice David R. Stras
Justice David L. Lillehaug
Justice Natalie E. Hudson
Justice Margaret H. Chutich
Justice Anne K. McKeig

En Banc Oral

	<u>Case Number</u>	<u>Date</u>	<u>Location</u>
Ashland v. Commissioner of Revenue	A16-1257	1/3/17	State Capitol Building Second Floor
Back v. State	A15-1637	1/5/17	State Capitol Building Second Floor
In re Discipline of Bonner	A15-1813	1/11/17	Judicial Center, Courtroom 300
In re Application for an Administrative Search Warrant, City of Golden Valley	A15-1795	1/4/17	State Capitol Building Second Floor
In re Discipline of Eskola	A16-0269	1/5/17	State Capitol Building Second Floor
Kelly, Trustee on behalf of heirs and next-of-kin of Washburn v. Kraemer Construction, Inc.	A15-1751	1/9/17	Judicial Center, Courtroom 300
State v. Schoenrock	A15-1371	1/9/17	Judicial Center, Courtroom 300
State v. Thomas	A15-0708	1/10/17	Judicial Center, Courtroom 300
In re Discipline of Stewart	A16-1309	1/11/17	Judicial Center, Courtroom 300
Webster v. Hennepin County	A16-0736	1/4/17	State Capitol Building Second Floor
Wilbur v. State Farm	A15-1438	1/3/17	State Capitol Building Second Floor

Nonoral

Brown v. State	A15-1402	1/10/17
Rochel v. Schwan's Home Service	A16-0972	1/25/17
Xayamongkhon v. ISD 625	A16-0832	1/25/17

**STATE CAPITOL
SUPREME COURT COURTROOM, SECOND FLOOR**

Tuesday, January 3, 2017

En Banc Oral

John Wilbur,

Appellant,

Wilbur W. Fluegel
Fluegel Law Office
150 South Fifth Street – Suite 2525
Minneapolis, Minnesota 55402

Charles D. Slane
TSR Injury Law
7760 France Avenue South – Suite 820
Bloomington, Minnesota 55435

vs. A15-1438

State Farm Mutual Automobile
Insurance Company,

Respondent.

William L. Moran
Ryan C. Ellis
Murnane Brandt
30 East Seventh Street – Suite 3200
Saint Paul, Minnesota 55101

Opinion Court of Appeals

<http://mn.gov/law-library-stat/archive/ctappub/2016/opa151438-062016.pdf>

[Summary of issues](#)

Ashland Inc. and Affiliates,

Respondent,

Walter A. Pickhardt
Faegre Baker Daniels LLP
2200 Wells Fargo Center
90 South Seventh Street
Minneapolis, Minnesota 55402

vs. A16-1257

Commissioner of Revenue,

Relator.

Lori Swanson
Minnesota Attorney General
Wendy S. Tien
Assistant Attorney General
445 Minnesota Street – Suite 900
Saint Paul, Minnesota 55101

Minnesota Tax Court

[Summary of issues](#)

**STATE CAPITOL
SUPREME COURT COURTROOM, SECOND FLOOR**

Wednesday, January 4, 2017

En Banc Oral

Tony Webster,

Appellant,

Scott M. Flaherty
Cyrus C. Malek
Samuel Aintablian II
Briggs and Morgan, P.A.
2200 IDS Center
80 South Eighth Street
Minneapolis, Minnesota 55402

vs. A16-0736

Hennepin County and the Hennepin
County Sheriff's Office,

Respondents.

Lori Swanson
Minnesota Attorney General
445 Minnesota Street – Suite 1800
Saint Paul, Minnesota 55101

Michael Freeman
Hennepin County Attorney
Daniel P. Rogan
Sr. Assistant Hennepin County Attorney
A-2000 Government Center
300 South Sixth Street
Minneapolis, Minnesota 55487

Order Court of Appeals

[Summary of issues](#)

In re the Application for an Administrative
Search Warrant, City of Golden Valley,
Appellant,

Ashleigh M. Leitch
Allen D. Barnard
Thomas G. Garry
Best & Flanagan LLP
60 South Sixth Street – Suite 2700
Minneapolis, Minnesota 55402

vs. A15-1795

Jason Wiebesick, Jacki Wiebesick, Jessie
Treseler, Tiffani Simons,
Respondents.

Anthony B. Sanders
Meagan A. Forbes
Lee U. McGrath
Institute for Justice
520 Nicollet Mall – Suite 550
Minneapolis, Minnesota 55402

Opinion Court of Appeals

<http://mn.gov/law-library-stat/archive/ctappub/2016/opa151795-061316.pdf>

[Summary of issues](#)

**STATE CAPITOL
SUPREME COURT COURTROOM, SECOND FLOOR**

Thursday, January 5, 2017

En Banc Oral

Danna Rochelle Back,

Respondent,

Joseph A. Gangi
Daniel J. Bellig
Farrish Johnson Law Office, Chtd.
1907 Excel Drive
Mankato, Minnesota 56001

vs. A15-1637

State of Minnesota,

Appellant.

Lori Swanson
Minnesota Attorney General
445 Minnesota Street – Suite 1800
Saint Paul, Minnesota 55101

Michael O. Freeman
Hennepin County Attorney
David C. Brown
Deputy Hennepin County Attorney
Linda M. Freyer
Assistant Hennepin County Attorney
C-2000 Government Center
300 South Sixth Street
Minneapolis, Minnesota 55487

Opinion Court of Appeals

<http://mn.gov/law-library-stat/archive/ctappub/2016/opa151637-071816.pdf>

[Summary of issues](#)

In re Petition for Disciplinary Action
against Richard S. Eskola, a Minnesota
Attorney, Registration No. 0123699.

Richard J. Harden
6053 Hudson Road – Suite 120
Woodbury, Minnesota 55125

A16-0269

Susan M. Humiston
Director
Cassie Hanson
Senior Assistant Director
Office of Lawyers Professional Responsibility
1500 Landmark Towers
345 Saint Peter Street
Saint Paul, Minnesota 55102

Petition for Discipline

[Summary of issues](#)

COURTROOM 300, MINNESOTA JUDICIAL CENTER

Monday, January 9, 2017

En Banc Oral

Jessica Kelly, as Trustee for the heirs and
next-of-kin of Richard Roy Washburn,
Deceased,
Appellant,

Wilbur W. Fluegel
Fluegel Law Office
150 South Fifth Street – Suite 2525
Minneapolis, Minnesota 55402

vs. A15-1751

Kraemer Construction, Inc.,
Respondent.

Timothy R. Murphy
Cara C. Passaro
Murphy & Passaro, PA
100 Village Center Drive – Suite 255
North Oaks, Minnesota 55127

Opinion Court of Appeals

<http://mn.gov/law-library-stat/archive/ctapun/2016/opa151751-072516.pdf>

[Summary of issues](#)

State of Minnesota,
Respondent,

Lori Swanson
Minnesota Attorney General
Nicholas B. Wanka
Assistant Attorney General
445 Minnesota Street – Suite 900
Saint Paul, Minnesota 55101

vs. A15-1371

Tammy Jo Schoenrock,
Appellant.

Paul Eng
200 South Sixth Street – Suite 420
Minneapolis, Minnesota 55402

Opinion Court of Appeals

<http://mn.gov/law-library-stat/archive/ctapun/2016/opa151371-061316.pdf>

[Summary of issues](#)

COURTROOM 300, MINNESOTA JUDICIAL CENTER

Tuesday, January 10, 2017

En Banc Oral

State of Minnesota,

Respondent,

Lori Swanson
Minnesota Attorney General
445 Minnesota Street – Suite 1800
Saint Paul, Minnesota 55101

Gunnar Johnson
Duluth City Attorney
Joanna R. Piper-Mauer
Marcus E. Jones
Assistant Duluth City Attorneys
330 City Hall
411 West First Street
Duluth, Minnesota 55802

vs. A15-0708

Quintin Lynn Thomas,

Appellant.

Charles F. Clippert
Assistant State Public Defender
540 Fairview Avenue North – Suite 300
Saint Paul, Minnesota 55104

Opinion Court of Appeals

<http://mn.gov/law-library-stat/archive/ctappub/2015/opa150708-070516.pdf>

[Summary of issues](#)

Nonoral

Jerrell Michael Brown,

Appellant,

Jerrell Michael Brown
OID #231769
5329 Osgood Avenue North
Stillwater, Minnesota 55082

vs. A15-1402
A16-0648

State of Minnesota,

Respondent.

Lori Swanson
Minnesota Attorney General
445 Minnesota Street – Suite 1800
Saint Paul, Minnesota 55101

Michael O. Freeman
Hennepin County Attorney
Brittany D. Lawonn
Assistant Hennepin County Attorney
C-2000 Government Center
300 South Sixth Street
Minneapolis, Minnesota 55487

Order Hennepin County

[Summary of issues](#)

COURTROOM 300, MINNESOTA JUDICIAL CENTER

Wednesday, January 11, 2017

En Banc Oral

In re Petition for Disciplinary Action against
John F. Bonner, III, a Minnesota Attorney,
Registration No. 0009726.

Jon M. Hopeman
Lauren M. Krueger
Felhaber, Larson, Fenlon & Vogt
220 South Sixth Street – Suite 2200
Minneapolis, Minnesota 55402

A15-1813

Susan M. Humiston
Director
Cassie Hanson
Senior Assistant Director
Office of Lawyers Professional Responsibility
1500 Landmark Towers
345 Saint Peter Street
Saint Paul, Minnesota 55102

Petition for Discipline

[Summary of issues](#)

In re Petition for Disciplinary Action against
Alan Richard Stewart, a Minnesota Attorney,
Registration No. 0313579.

Alan Richard Stewart
Appleton, Wisconsin 54915

A16-1309

Susan M. Humiston
Director
Kevin Slator
Senior Assistant Director
Office of Lawyers Professional Responsibility
1500 Landmark Towers
345 Saint Peter Street
Saint Paul, Minnesota 55102

Petition for Discipline

[Summary of issues](#)

Wednesday, January 25, 2017

Nonoral

Linda Xayamongkhon,

Relator,

David W. Blaeser
Blaeser Law Office
539 Bielenberg Drive – Suite 200
Woodbury, Minnesota 55125

vs. A16-0832

ISD 625 and CCMSI,

Respondents,

Thomas L. Cummings
Keith R. Czechowicz
Jardine, Logan & O'Brien, P.L.L.P.
8519 Eagle Point Blvd. – Suite 100
Lake Elmo, Minnesota 55042

Noran Neurological Clinic,
Physicians Neck & Back Centers,
and Moe Bodyworks,

Intervenors.

Minnesota Workers' Compensation

Nonoral

Carmen L. Rochel,

Respondent,

David B. Kempston
Law Offices of Thomas D. Mottaz
3340 Northdale Boulevard NW – Suite 140
Coon Rapids, Minnesota 55448

vs. A16-0972

Schwan's Home Service and Sedgwick
Claims Management Services, Inc.,

Relators,

Robin Simpson
James D. Connor
Aafedt, Forde, Gray, Monson & Hager P.A.
150 South 5th Street – Suite 2600
Minneapolis, Minnesota 55402

UCare and Realief Medical,

Intervenors.

Minnesota Workers' Compensation

NOTICE

**COUNSEL ARGUING CASES THIS MONTH
MUST COMPLETE THIS FORM AND
IMMEDIATELY E-FILE THE DOCUMENT
VIA E-MACS**

Counsel: Make certain you note in which courtroom, the Capitol or the Judicial Center, the case is scheduled for argument. Effective July 1, 2016, attorneys are required to e-file documents for appeals in all case types. Please e-file this form using Filing Type "Notice" and Filing Subtype "Counsel Arguing Cases." To register for appellate e-filing visit the Clerk of the Appellate Courts' web page at www.mncourts.gov.

Case Title: _____

Case Number: _____

_____ representing _____

will argue this case before the Minnesota Supreme Court on _____ in
(*please mark which courtroom*) _____ State Capitol _____ Judicial Center.

Signed: _____

Phone number: _____

If you have a question related to an upcoming oral argument, please call 651-296-2581. For after-hours emergencies please email: mjcappellateclerkofcourt@courts.state.mn.us

Note: The Minnesota Judicial Branch is committed to providing all people with equal access to the courts. To this end, the Judicial Branch strives to make reasonable accommodations for court users with disabilities consistent with the requirements of the Americans with Disabilities Act (ADA) and Minnesota State Statute 363A.11.

If you or your client will be attending oral argument, have a disability, and anticipate needing an accommodation, please complete an [ADA Accommodation Request form \(PDF form\)](#) and submit it to mjcappellateclerkofcourt@courts.state.mn.us