

**STATE OF MINNESOTA
IN SUPREME COURT**

**SUPREME COURT CALENDAR
MARCH 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>
City of Rochester v. Kottschade, et al.	A16-1203	3/1/17	State Capitol Building Second Floor
Frederick v. Wallerich, et al.	A15-2052	3/7/17	Judicial Center, Courtroom 300
ITMO Appeal by Kind Heart Daycare, Inc.	A15-1470	3/2/17	State Capitol Building Second Floor
Appeal of John Krenik	A15-1566	2/28/17	State Capitol Building Second Floor
In re Discipline of Nwaneri	A16-0057	3/1/17	State Capitol Building Second Floor
In re Discipline of O'Brien	A15-2042	3/7/17	Judicial Center, Courtroom 300
State v. Fraga	A16-0726	2/27/17	State Capitol Building Second Floor
State v. Phillips	A16-0129	2/28/17	State Capitol Building Second Floor
State v. Rund	A16-0133	3/6/17	Judicial Center, Courtroom 300
State v. Webster	A16-0894	3/6/17	Judicial Center, Courtroom 300

Nonoral

Garcia v. Wal-Mart	A16-1221	3/8/17	
Schuette v. City of Hutchinson	A16-1183	2/27/17	

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

Monday, February 27, 2017

En Banc Oral

State of Minnesota,

Respondent,

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

Kathleen Kusz
Nobles County Attorney
1530 Airport Road
Worthington, Minnesota 56187

vs. A16-0726

Josue Robles Fraga,

Appellant.

Cathryn Middlebrook
Chief Appellate State Public Defender
Benjamin J. Butler
Assistant State Public Defender
540 Fairview Avenue North – Suite 300
Saint Paul, Minnesota 55104

Judgment Nobles County

[Summary of issues](#)

Nonoral

Scott R. Schuette,

Relator,

Mark Rodgers
Rodgers & Garbow
1421 Bemidji Avenue North
Bemidji, Minnesota 56601

vs. A16-1183

City of Hutchinson and Self-Insured/
Berkley Risk Administrators,
Respondents,

Blue Cross Blue Shield, Medica Health
Plans, and HealthPartners,

Intervenors.

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

Minnesota Workers' Compensation Court of Appeals

[Summary of issues](#)

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

Tuesday, February 28, 2017

En Banc Oral

Appeal of John Krenik to a Vehicle
Abatement Order at 1270 Cleveland
Avenue.

Kristian C.S. Weir
Maslon LLP
3300 Wells Fargo Center
90 South Seventh Street
Minneapolis, Minnesota 55402

A15-1566

Samuel J. Clark
Saint Paul City Attorney
Virginia D. Palmer
Assistant Saint Paul City Attorney
400 City Hall and Court House
15 West Kellogg Boulevard
Saint Paul, Minnesota 55102

Opinion Court of Appeals

<http://mn.gov/law-library-stat/archive/ctappub/2016/opa151566-082216.pdf>

[Summary of issues](#)

State of Minnesota,

Respondent,

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

Ronald Hocevar
Scott County Attorney
Todd P. Zettler
First Assistant
200 West Fourth Street – JC340
Shakopee, Minnesota 55379

vs. A16-0129

Tiffany Nicole Phillips,

Appellant.

Kevin A. Sieben
Samuel J. Edmunds
Sieben Edmunds PLLC
2299 Waters Drive
Mendota Heights, Minnesota 55120

Opinion Court of Appeals

<http://mn.gov/law-library-stat/archive/ctapun/2016/opa160129-082916.pdf>

[Summary of issues](#)

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

Wednesday, March 1, 2017

En Banc Oral

City of Rochester,

Appellant,

Monte A. Mills
Greene Espel PLLP
222 South Ninth Street – Suite 2200
Minneapolis, Minnesota 55402

vs. A16-1203

Franklin P. Kottschade, et al.,

Respondents.

Gary A. Van Cleve
Bryan J. Huntington
Larkin Hoffman Daly & Lindgren Ltd.
8300 Norman Center Drive – Suite 1000
Minneapolis, Minnesota 55437

Order Court of Appeals

[Summary of issues](#)

In re Petition for Disciplinary Action
against Patrick Chinedu Nwaneri, a
Minnesota Attorney, Registration No.
0322003.

Patrick Chinedu Nwaneri
Saint Paul, Minnesota 55104

A16-0057

Susan M. Humiston, Director
Binh T. Tuong
Assistant Director
Office of Lawyers Professional Responsibility
1500 Landmark Tower
345 Saint Peter Street
Saint Paul, Minnesota 55102

Petition for Discipline

[Summary of issues](#)

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

Thursday, March 2, 2017

En Banc Oral

In the Matter of the Appeal by Kind
Heart Daycare, Inc. of the Order of
License Revocation and the Appeal by
Yasmin Muhina Salim of the
Disqualification Determination.

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

A15-1470

Lori Swanson
Minnesota Attorney General
Heather N. Kjos
Assistant Attorney General
445 Minnesota Street – Suite 1100
Saint Paul, Minnesota 55101

Opinion Court of Appeals

<http://mn.gov/law-library-stat/archive/ctapun/2016/opa151470-072516.pdf>

[Summary of issues](#)

COURTROOM 300, MINNESOTA JUDICIAL CENTER

Monday, March, 6, 2017

En Banc Oral

State of Minnesota,

Appellant,

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

James C. Backstrom
Dakota County Attorney
Kathryn M. Keena
Jennifer S. Bovitz
Assistant Dakota County Attorney
1560 Highway 55
Hastings, Minnesota 55033

vs. A16-0133

Harrison William Rund,

Respondent.

Steven T. Grimshaw
Grimshaw Law, LLC
Basil El-Ghazzawy
El-Ghazzawy Law Offices, LLC
309 Clifton Avenue
Minneapolis, Minnesota 55403

Opinion Court of Appeals

<http://mn.gov/law-library-stat/archive/ctapun/2016/opa160133-080816.pdf>

[Summary of issues](#)

State of Minnesota,

Respondent,

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

Michael O. Freeman
Hennepin County Attorney
Cheri A. Townsend
Assistant Hennepin County Attorney
C-2000 Government Center
300 South Sixth Street
Minneapolis, Minnesota 55487

vs. A16-0894

Montrell Maurice Webster,

Appellant.

Cathryn Middlebrook
Chief Appellate State Public Defender
Michael W. Kunkel
Assistant State Public Defender
540 Fairview Avenue North – Suite 300
Saint Paul, Minnesota 55104

Judgment Hennepin County

[Summary of issues](#)

COURTROOM 300, MINNESOTA JUDICIAL CENTER

Tuesday, March 7, 2017

En Banc Oral

Joseph W. Frederick,

Appellant,

Patrick H. O’Neill, Jr.

Paula Duggan Vraa

Stephanie L. Chandler

Larson King, LLP

2800 Wells Fargo Place

30 East Seventh Street

Saint Paul, Minnesota 55101

vs. A15-2052

Kay L. Wallerich, et al.,

Respondents.

Kay Nord Hunt

Barry A. O’Neil

Bryan R. Feldhaus

Lommen Abdo, P.A.

920 Second Avenue South – Suite 1000

Minneapolis, Minnesota 55402

Opinion Court of Appeals

<http://mn.gov/law-library-stat/archive/ctapun/2016/opa152052-080116.pdf>

[Summary of issues](#)

In re Petition for Disciplinary Action
against Steven Michael O’Brien, a
Minnesota Attorney, Registration No.
0389745.

Steven Michael O’Brien

Solana Beach, California 92075

A15-2042

Susan M. Humiston, Director

Megan Engelhardt

Assistant Director

Binh T. Tuong

Assistant Director

Office of Lawyers Professional Responsibility

1500 Landmark Tower

345 Saint Peter Street

Saint Paul, Minnesota 55102

Petition for Discipline

[Summary of issues](#)

Wednesday, March 8, 2017

Nonoral

Maria E. Garcia,
Respondent,

Vincent A. Petersen
Law Offices of Donald Noack
4165 Shoreline Drive – Suite 20
Mound, Minnesota 55384

vs. A16-1221

Wal-Mart, and Claims Management, Inc.,
Relators,

Jerome D. Feriancek
Ryan C. Stutzman
Thibodeau, Johnson & Feriancek, P.L.L.P.
800 Lonsdale Building
302 West Superior Street
Duluth, Minnesota 55802

Liberty Life Assurance Co. Boston,
Minneapolis Clinic of Neurology, Twin
Cities Orthopedics, P.A., MN Dept. of
Human Services/BRS, Vocational
Restoration Services, Inc. and Hutchinson
Health,

Intervenors.

Minnesota Workers' Compensation Court of Appeals

[Summary of issues](#)

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