

**STATE OF MINNESOTA**

**IN SUPREME COURT**

**SUPREME COURT CALENDAR**  
**November 2008**  
**(Revised)**

**Court convenes at 9:00 a.m.**

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.**

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

**Chief Justice Eric J. Magnuson**

**Justice Alan C. Page**

**Justice Paul H. Anderson**

**Justice Helen M. Meyer**

**Justice G. Barry Anderson**

**Justice Lorie S. Gildea**

**Justice Christopher J. Dietzen**

**En Banc Oral**

	<b><u>Case Number</u></b>	<b><u>Date</u></b>	<b><u>Location</u></b>
Auto Owners Insurance Co., et al. v. Star Windshield Repair, Inc.	A07-972 A07-216 A07-217 A07-830	11/06/08 <b>POSTPONED to be rescheduled</b>	State Capitol Building, Second Floor
Foss v. Kincade, et al.	A07-313	11/12/08	Judicial Center, Courtroom 300
Hoffman v. Northern States Power Company, d/b/a Xcel Energy	A06-2275	11/04/08	State Capitol Building, Second Floor
In re Discipline of Anderson	A07-2126	11/06/08	State Capitol Building, Second Floor
In the Matter of the Risk Level Determination of J.M.T.	A08-365	11/12/08	Judicial Center, Courtroom 300
Metropolitan Airports Commission v. Speedway SuperAmerica LLC	A06-2400	11/03/08	State Capitol Building, Second Floor
Morris v. State	A06-2101	11/03/08	State Capitol Building, Second Floor
State v. Hurd	A08-539	11/10/08	Judicial Center, Courtroom 300
State v. Stanke	A07-95 A07-132	11/04/08	State Capitol Building, Second Floor
State v. Stein	A06-1848	11/05/08	State Capitol Building, Second Floor
State v. Vance	A06-2130	11/10/08	Judicial Center, Courtroom 300
The Big Lake Association v. St. Louis County Planning Commission, et al.	A06-2305	11/05/08	State Capitol Building, Second Floor

**SUPREME COURT COURTROOM, STATE CAPITOL**

**Monday, November 3, 2008**

**En Banc Oral**

Metropolitan Airports Commission,  
Respondent,

vs. A06-2400

Thomas W. Noble,  
Respondent,

James R. Dorsey  
Stuart T. Alger  
Leonard, Street and Deinard, P.A.  
150 South Fifth Street – Suite 2300  
Minneapolis, Minnesota 55402

Speedway SuperAmerica LLC,  
a Delaware corporation,  
Appellant,

Gary A. Van Cleve  
Michael J. Mergens  
Larkin Hoffman Daly & Lindgren, Ltd.  
1500 Wells Fargo Plaza  
7900 Xerxes Avenue South  
Minneapolis, Minnesota 55431-1194

Northern States Power Company,  
n/k/a Xcel Energy,  
Respondent,

State of Minnesota,  
Respondent,

County of Hennepin,  
Respondent,

City of Bloomington,  
Respondent.

Opinion Court of Appeals

<http://www.lawlibrary.state.mn.us/archive/ctapun/0802/opa062400-0219.pdf>

[summary of issues](#)

Jeffrey C. Morris,  
Appellant,

Office of the Minnesota State Public Defender  
Bradford S. Delapena  
Special Assistant State Public Defender  
540 Fairview Avenue North – Suite 300  
St. Paul, Minnesota 55104

vs. A06-2101

State of Minnesota,  
Respondent.

Lori Swanson  
Minnesota Attorney General  
John S. Garry  
Assistant Attorney General  
445 Minnesota Street – Suite 1100  
St. Paul, Minnesota 55101-2128

Opinion Court of Appeals

<http://www.lawlibrary.state.mn.us/archive/ctapun/0801/opa062101-0115.pdf>

[summary of issues](#)

**SUPREME COURT COURTROOM, STATE CAPITOL**

**Tuesday, November 4, 2008**

**En Banc Oral**

Irene Hoffman, et al.,  
Appellants,

Vincent J. Esades  
Lori A Johnson  
Scott W. Carlson  
Heins Mills & Olson, P.L.C.  
310 Clifton Avenue  
Minneapolis, Minnesota 55403

C. Andrew Waters  
Charles S. Siegel  
Waters & Kraus, LLP  
3219 McKinney Avenue – Suite 3000  
Dallas, Texas 75204

vs. A06-2275

Northern States Power Company,  
d/b/a Xcel Energy,  
Respondent.

Timothy R. Thornton  
Kevin M. Decker  
Jonathan P. Schmidt  
Briggs and Morgan, P.A.  
2200 IDS Center  
80 South Eighth Street  
Minneapolis, Minnesota 55402

Opinion Court of Appeals

<http://www.lawlibrary.state.mn.us/archive/ctappub/0801/opa062275-0122.pdf>

[summary of issues](#)

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State of Minnesota,  
Respondent,

Lori Swanson  
Minnesota Attorney General  
445 Minnesota Street – Suite 1800  
St. Paul, Minnesota 55101-2134

Robert M.A. Johnson  
Anoka County Attorney  
Marcy S. Crain  
Assistant Anoka County Attorney  
Anoka County Government Center  
2100 Third Avenue – Suite 720  
Anoka, Minnesota 55303

vs. A07-95 and A07-132

Steven Douglas Stanke,  
Appellant.

Office of the Minnesota State Public Defender  
Marie Wolf  
Assistant State Public Defender  
540 Fairview Avenue North – Suite 300  
St. Paul, Minnesota 55104

Opinion Court of Appeals

<http://www.lawlibrary.state.mn.us/archive/ctapun/0801/opa070095-0115.pdf>

[summary of issues](#)

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**SUPREME COURT COURTROOM, STATE CAPITOL**

**Wednesday, November 5, 2008**

**En Banc Oral**

State of Minnesota,  
Respondent,

Lori Swanson  
Minnesota Attorney General  
445 Minnesota Street – Suite 1800  
St. Paul, Minnesota 55101-2134

Michael O. Freeman  
Hennepin County Attorney  
David C. Brown  
Assistant Hennepin County Attorney  
C-2000 Government Center  
Minneapolis, Minnesota 55487

vs. A06-1848

Jeffrey Brian Alphonse Stein,  
Appellant.

Shane C. Perry  
Perry & Perry, PLLP  
Suite 270 – Parkdale 1  
5401 Gamble Drive  
Minneapolis, Minnesota 55416

Opinion Court of Appeals

<http://www.lawlibrary.state.mn.us/archive/ctapun/0802/opa061848-0205.pdf>

[summary of issues](#)

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The Big Lake Association,  
Appellant,

James P. Peters  
Karna M. Peters  
Peters & Peters, PLC  
460 Franklin Street, N. #100  
P.O. Box 313  
Glenwood, Minnesota 56334

vs. A06-2305

Saint Louis County Planning Commission,  
et al.,  
Respondents,

Melanie S. Ford  
St. Louis County Attorney  
Thomas G. Stanley  
Assistant St. Louis County Attorney  
100 North 5th Avenue West – #501  
Duluth, Minnesota 55802-1209

Big Lake Properties, LLC, John A. Swenson,  
Sheryl L. Swenson, and George P. Nall,  
Respondents.

Joseph J. Mihalek  
Fryberger, Buchanan, Smith & Frederick, P.A.  
302 West Superior Street – Suite 700  
Duluth, Minnesota 55802

Opinion Court of Appeals

<http://www.lawlibrary.state.mn.us/archive/ctapun/0803/opa062305-0311.pdf>

[summary of issues](#)

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**SUPREME COURT COURTROOM, STATE CAPITOL**

**Thursday, November 6, 2008**

**En Banc Oral**

**POSTPONED-to be rescheduled**

Auto Owners Insurance Co.,  
Respondent,

William A. Moeller  
Beth A. Serrill  
Blethen, Gage & Krause, PLLP  
127 South Second Street  
P.O. Box 3049  
Mankato, Minnesota 56002-3049

vs. A07-972

Star Windshield Repair, Inc., as Intended  
Assignee of A & E Construction Supply,  
Inc., et al.,  
Appellant.

Charles J. Lloyd  
Joshua P. Brotemarkle  
Livgard & Rabuse, P.L.L.P.  
2520 University Avenue S.E. – Suite 202  
Minneapolis, Minnesota 55414

AND

Star Windshield Repair, Inc., as Assignee  
for Aaron Helget,  
Appellant,

vs. A07-216

Western National Insurance Co.,  
Respondent,

Diane B. Bratvold  
Jonathan P. Schmidt  
Briggs and Morgan, P.A.  
2200 IDS Center  
80 South Eighth Street  
Minneapolis, Minnesota 55402

and

The Glass Network,  
Claimant,

Auto Glass Express, as assignee for  
Kathy Heglos, claimant,  
Appellant,

Charles J. Lloyd  
Joshua P. Brotemarkle  
Livgard & Rabuse, P.L.L.P.  
2520 University Avenue S.E. – Suite 202  
Minneapolis, Minnesota 55414

vs. A07-217

Austin Mutual Insurance Company,  
Respondent,

Steven R. Kluz  
Troy J. Hutchinson  
Stoel Rives, LLP  
33 South Sixth Street – Suite 4200  
Minneapolis, Minnesota 55402

and

State Farm Mutual Automobile  
Insurance Company,  
Respondent,

Katherine McBride  
Meagher & Geer, P.L.L.P.  
33 South Sixth Street – Suite 4400  
Minneapolis, Minnesota 55402

vs. A07-830

Archer Auto Glass, as assignee for  
Ronald Hornberg,  
Appellant.

Charles J. Lloyd  
Joshua P. Brotemarkle  
Livgard & Rabuse, P.L.L.P.  
2520 University Avenue S.E. – Suite 202  
Minneapolis, Minnesota 55414

Opinion Court of Appeals

<http://www.lawlibrary.state.mn.us/archive/ctappub/0801/opa070972-0108.pdf>

[summary of issues](#)

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In re Petition for Disciplinary Action against  
John T. Anderson, Jr., a Minnesota Attorney,  
Registration No. 2549.

Office of Lawyers Professional Responsibility  
Martin A. Cole, Director  
Cassie Hanson  
Senior Assistant Director  
1500 Landmark Towers  
345 St. Peter Street  
St. Paul, Minnesota 55102-1218

Case No. A07-2126

John T. Anderson, Jr.  
120 South Sixth Street – Suite 1100  
Minneapolis, Minnesota 55402

Petition for Disciplinary Action

[summary of issues](#)

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**COURTROOM 300 – MINNESOTA JUDICIAL CENTER**

**Monday, November 10, 2008**

**En Banc Oral**

State of Minnesota,  
Respondent,

Lori Swanson  
Minnesota Attorney General  
445 Minnesota Street – Suite 1800  
St. Paul, Minnesota 55101-2134

James C. Backstrom  
Dakota County Attorney  
Helen R. Brosnahan  
Assistant Dakota County Attorney  
Dakota County Judicial Center  
1560 Highway 55  
Hastings, Minnesota 55033

vs. A06-2130

Elton Perez Vance,  
Appellant.

Office of the Minnesota State Public Defender  
Rochelle R. Winn  
Assistant State Public Defender  
540 Fairview Avenue North – Suite 300  
St. Paul, Minnesota 55104

Opinion Court of Appeals

<http://www.lawlibrary.state.mn.us/archive/ctapun/0804/opa062130-0408.pdf>

[summary of issues](#)

State of Minnesota,  
Respondent,

Lori Swanson  
Minnesota Attorney General  
445 Minnesota Street – Suite 1800  
St. Paul, Minnesota 55101-2134

Doug Johnson  
Washington County Attorney  
Robert Molstad  
Assistant Washington County Attorney  
14949 62nd Street North  
P.O. Box 6  
Stillwater, Minnesota 55082-0006

vs. A08-539

Russell John Hurd,  
Appellant.

Office of the Minnesota State Public Defender  
Roy G. Spurbeck  
Assistant State Public Defender  
540 Fairview Avenue North – Suite 300  
St. Paul, Minnesota 55104

Orders Washington County

[summary of issues](#)

**COURTROOM 300 – MINNESOTA JUDICIAL CENTER**

**Wednesday, November 12, 2008**

**En Banc Oral**

David Charles Foss,  
Appellant,

Thomas G. Johnson  
Todd M. Kleinhuizen  
Johnson, Moody, Schmidt, Kleinhuizen, P.A.  
320 South First Street  
P.O. Box 913  
Willmar, Minnesota 56201

vs. A07-313

Jeremy Kincade, et al.,  
Respondents,

John M. Bjorkman  
Mark A. Solheim  
Larson • King, LLP  
30 East Seventh Street – Suite 2800  
St. Paul, Minnesota 55101

vs.

Peggy Foss,  
Respondent.

Opinion Court of Appeals

<http://www.lawlibrary.state.mn.us/archive/ctappub/0804/opa070313-0408.pdf>

[summary of issues](#)

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In the Matter of the Risk Level  
Determination of J.M.T.

Stephen L. Smith  
The Law Firm of Stephen L. Smith, PLLC  
700 Lumber Exchange Building  
10 South Fifth Street  
Minneapolis, Minnesota 55402

Case No. A08-365

Lori Swanson  
Minnesota Attorney General  
Angela Helseth Kiese  
Scott Haldeman  
Assistant Attorneys General  
445 Minnesota Street – Suite 1800  
St. Paul, Minnesota 55101-2134

Order Court of Appeals

<http://macsnc.courts.state.mn.us/pubdocs/COA/Storage/ORA080365-0415.pdf>

[summary of issues](#)

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