

**STATE OF MINNESOTA
IN SUPREME COURT**

**SUPREME COURT CALENDAR
DECEMBER 2015**

AMENDED 11-30-15

**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 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 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 Christopher J. Dietzen
Justice David R. Stras
Justice Wilhelmina M. Wright
Justice David L. Lillehaug
Justice Natalie E. Hudson

En Banc Oral

	<u>Case Number</u>	<u>Date</u>	<u>Location</u>
Figgins v. Wilcox, et al.	A14-1358	12/8/15	Judicial Center, Courtroom 300
In the Matter of the Welfare of: C.J.H., Child.	A14-1810	12/7/15	Judicial Center, Courtroom 300
Harlow v. State of Minnesota Department of Human Services, et al.	A14-1342, A14-1343	12/8/15	Judicial Center, Courtroom 300
State v. Lester	A14-0431	12/10/15	Judicial Center, Courtroom 300
Marks v. Commissioner of Revenue	A15-1145	12/9/15	Judicial Center, Courtroom 300
Melrose Gates LLC v. Moua, et al.	A14-1131	11/30/15	Judicial Center, Courtroom 300
In re Discipline of Olson.	A15-0223	12/7/15	Judicial Center, Courtroom 300
Zweber v. Credit River Township, et al.	A14-0893	12/1/15	Judicial Center, Courtroom 300

Nonoral

Johnson v. State	A15-0698	12/10/15	
Rossberg v. State	A15-1205	11/30/15	
Taylor v. State	A15-0398	12/9/15	

COURTROOM 300, MINNESOTA JUDICIAL CENTER

Monday, November 30, 2015

En Banc Oral

Melrose Gates, LLC,
Respondent,
Steven L. Theesfeld
Yost and Baill, LLP
220 South Sixth Street – Suite 2050
Minneapolis, Minnesota 55402

vs. A14-1131

Chor Moua, et al.,
Appellants.
Mark K. Hellie
Rylee J. Retzer-Busselman
Regional Legal Staff Counsel
6131 Blue Circle Drive
Eden Prairie, Minnesota 55343

Opinion Court of Appeals

<http://mn.gov/lawlib/archive/ctapun/2015/opa141131-041315.pdf>

[Summary of issues](#)

Nonoral

Keith Richard Rossberg, petitioner,
Appellant,
Keith Richard Rossberg
OID # 145728
Minnesota Correctional Facility – Stillwater
970 Pickett Street North
Bayport, Minnesota 55003

vs. A15-1205

State of Minnesota,
Respondent.
Lori Swanson
Minnesota Attorney General
445 Minnesota Street – Suite 1800
Saint Paul, Minnesota 55101

Thomas N. Kelly
Wright County Attorney
Greg T. Kryzer
Assistant County Attorney
Wright County Government Center
10 Second Street Northwest
Buffalo, Minnesota 55313

Order Wright County

[Summary of issues](#)

COURTROOM 300, MINNESOTA JUDICIAL CENTER

Tuesday, December 1, 2015

En Banc Oral

Mark R. Zweber,

Appellant,

Thomas M. Fafinski
Nathan W. Nelson
Steven V. Rose
Virtus Law, PLLC
7040 Lakeland Avenue – Suite 100
Brooklyn Park, Minnesota 55428

vs. A14-0893

Credit River Township, et al.,
Respondents.

Paul D. Reuvers
Jason K. Kuboushek
Iverson Reuvers Condon
9321 Ensign Avenue South
Bloomington, Minnesota 55438

Opinion Court of Appeals

[Summary of issues](#)

COURTROOM 300, MINNESOTA JUDICIAL CENTER

Monday, December 7, 2015

En Banc Oral

In the Matter of the Welfare of:
C.J.H., Child.

Case No. A14-1810

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

John J. Muhar
Itasca County Attorney
Mary J. Evenhouse
Assistant County Attorney
123 Northeast Fourth Street
Grand Rapids, Minnesota 55744

Susan J. Andrews
Assistant State Public Defender
Office of the Minnesota State Public Defender
540 Fairview Avenue North – Suite 300
Saint Paul, Minnesota 55104

Opinion Court of Appeals

<http://mn.gov/lawlib/archive/ctappub/2015/opa141810-051815.pdf>

[Summary of issues](#)

In re Petition for Disciplinary Action
against Jeffrey H. Olson, a Minnesota
Attorney, Registration No. 82004.

Case No. A15-0223

Martin A. Cole, Director
Kevin T. Slator
Senior Assistant Director
Office of Lawyers Professional Responsibility
1500 Landmark Towers
345 Saint Peter Street
Saint Paul, Minnesota 55102

Jeffrey H. Olson
Minnetonka, Minnesota 55345

Petition for Discipline

[Summary of issues](#)

COURTROOM 300, MINNESOTA JUDICIAL CENTER

Tuesday, December 8, 2015

En Banc Oral

Patrick M. Figgins, Appellant,	Jerome D. Feriancek Ryan Stutzman Thibodeau Johnson and Feriancek, PLLP 800 Lonsdale Building 302 West Superior Street Duluth, Minnesota 55802
vs. A14-1358	
Noah Wilcox, Respondent,	Stephanie A. Ball Eric S. Johnson Fryberger Buchanan Smith and Frederick PA 700 Lonsdale Building 302 West Superior Street Duluth, Minnesota 55802
and	
Grand Rapids State Bank, defendant/counterclaimant and third party plaintiff, Respondent,	
vs.	
Patrick M. Figgins, third party defendant, Appellant,	
John Doe, et al., Third Party Defendants.	

Opinion Court of Appeals

<http://mn.gov/lib/archives/ctapun/2015/opa141358-042715.pdf>

[Summary of issues](#)

Michael Harlow, Appellant,	Gregg M. Corwin Grant S. Gibeau Gregg M. Corwin and Associate Law Office, PC 1660 South Highway 100 – Suite 500 St. Louis Park, Minnesota 55416
vs. A14-1342, A14-1343	
State of Minnesota Department of Human Services, et al., Respondents.	Lori Swanson Minnesota Attorney General Alethea M. Huyser Assistant Attorney General Michael Goodwin Assistant Attorney General 445 Minnesota Street – Suite 1100 Saint Paul, Minnesota 55101

Opinion Court of Appeals

<http://mn.gov/lib/archives/ctappub/2015/opa141342-042715.pdf>

[Summary of issues](#)

COURTROOM 300, MINNESOTA JUDICIAL CENTER

Wednesday, December 9, 2015

En Banc Oral

Curtis G. and Stacy S. Marks,
Respondents,

Barry A. Gersick
Michael C. McCarthy
Charles G. Frohman
Maslon LLP
3300 Wells Fargo Center
90 South Seventh Street
Minneapolis, Minnesota 55402

vs. A15-1145

Commissioner of Revenue,
Relator.

Lori Swanson
Minnesota Attorney General
John R. Mule
Assistant Attorney General
Tamar N. Gronvall
Assistant Attorney General
445 Minnesota Street – Suite 900
Saint Paul, Minnesota 55101

Minnesota Tax Court

[Summary of issues](#)

Nonoral

Robert Marlyn Taylor, petitioner,
Appellant,

Robert Marlyn Taylor
OID # 206397
Minnesota Correction Facility – Rush City
7600 – 525th Street
Rush City, Minnesota 55069

vs. A15-0398

State of Minnesota,
Respondent.

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

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

Order Hennepin County

[Summary of issues](#)

COURTROOM 300, MINNESOTA JUDICIAL CENTER

Thursday, December 10, 2015

En Banc Oral

State of Minnesota,

Appellant,

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

Michael O. Freeman
Hennepin County Attorney
Kelly O’Neill Moller
Assistant County Attorney
C-2000 Government Center
Minneapolis, Minnesota 55487

vs. A14-0431

Jimmy Dawayne Lester,

Respondent.

Jonathan P. Schmidt
Kathryn M. Short
Briggs and Morgan, PA
2200 IDS Center
80 South Eighth Street
Minneapolis, Minnesota 55402

Bridget Kerns Sabo
Assistant State Public Defender
Office of the Minnesota State Public Defender
540 Fairview Avenue North – Suite 300
Saint Paul, Minnesota 55104

Opinion Court of Appeals

<http://mn.gov/lib/archives/ctapun/2015/opa140431-041315.pdf>

[Summary of issues](#)

Nonoral

Toby Earl Johnson, petitioner,

Appellant,

Daniel P. Repka
Repka Law, LLC
658 Grand Avenue – Suite 201
Saint Paul, Minnesota 55105

Samuel A. Savage
Savage Law, LLC
2701 University Avenue – Suite 209
Minneapolis, Minnesota 55414

vs. A15-0698

State of Minnesota,

Respondent.

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

(Thursday, December 10, 2015,
continued on next page.)

(Thursday, December 10, 2015,
continued from previous page.)

Michael K. Junge
McLeod County Attorney
Daniel R. Provencher
Assistant County Attorney
830 East 11th Street – Suite 112
Glencoe, Minnesota 55336

Order McLeod County

[Summary of issues](#)

NOTICE

**COUNSEL ARGUING CASES THIS MONTH
MUST COMPLETE THIS FORM AND
IMMEDIATELY RETURN TO:**

**Clerk of the Appellate Courts
305 Minnesota Judicial Center
25 Rev. Dr. Martin Luther King Jr. Blvd.
St. Paul MN 55155**

Case Title: _____

Case Number: _____

_____ representing _____

will argue this case before the Minnesota Supreme Court on _____.

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