

**STATE OF MINNESOTA
IN SUPREME COURT**

**SUPREME COURT CALENDAR
APRIL 2016**

**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 David L. Lillehaug
Justice Natalie E. Hudson
Justice Margaret H. Chutich

En Banc Oral

	<u>Case Number</u>	<u>Date</u>	<u>Location</u>
Antonello v. Commissioner of Revenue	A15-1847	4/4/16	Judicial Center, Courtroom 300
Burks v. Metropolitan Council	A14-1651	4/4/16	Judicial Center, Courtroom 300
Cole v. Wutzke	A15-0060	4/11/16	Judicial Center, Courtroom 300
Commissioner of Revenue v. Dahmes Stainless, Inc.	A15-1920	4/13/16	Judicial Center, Courtroom 300
County of Aitkin, et al. v. Blandin Paper Company	A15-1666	4/6/16	Judicial Center, Courtroom 300
First Baptist Church of St. Paul, et al. v. City of St. Paul	A15-0015	4/12/16	University of St. Thomas Law School – 10:00 a.m.
Gams, Jr. v. Houghton	A14-1747	4/11/16	Judicial Center, Courtroom 300
In the Matter of the Consolidated Hospital Surcharge Appeals of Gillette Children’s Specialty Healthcare, et al.	A14-1462	4/5/16	Judicial Center, Courtroom 300
KSTP-TV v. Metropolitan Council	A14-1957	4/4/16	Judicial Center, Courtroom 300
State v. Fleming	A14-2187	4/13/16	Judicial Center, Courtroom 300
State v. Haywood	A14-1792	4/7/16	Lakeville North High School – 9:00 a.m.
State v. Vang	A14-1574, A15-1692	4/5/16	Judicial Center, Courtroom 300

Nonoral

Davis v. State	A15-1401	4/6/16	
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COURTROOM 300, MINNESOTA JUDICIAL CENTER

Monday, April 4, 2016

En Banc Oral

Robert Burks,
Respondent,
Justin M. Page
Mid-Minnesota Legal Aid
Minnesota Disability Law Center
430 First Avenue North – Suite 300
Minneapolis, Minnesota 55401

vs. A14-1651

Metropolitan Council,
Appellant,
Sydnee N. Woods
Metropolitan Council
390 Robert Street North
Saint Paul, Minnesota 55101

Opinion Court of Appeals

<https://mn.gov/law-library-stat/archive/ctapun/2015/opa141651-090815.pdf>

[Summary of issues](#)

In the Matter of: KSTP-TV,
Respondent,
Mark R. Anfinson
Lake Calhoun Professional Building
3109 Hennepin Avenue South
Minneapolis, Minnesota 55408

vs. A14-1957

Metro Transit,
Respondent Below,
David D. Theisen
Sydnee N. Woods
Metropolitan Council
390 Robert Street North
Saint Paul, Minnesota 55101

Metropolitan Council,
Appellant.

Opinion Court of Appeals

<https://mn.gov/law-library-stat/archive/ctappub/2015/opa141957-082415.pdf>

[Summary of issues](#)

Michael and Jean Antonello,
Respondents,
Thomas E. Brevor
Foster Brevor Wehrly, PLLC
2812 Anthony Lane South – Suite 200
Saint Anthony, Minnesota 55418

vs. A15-1847

Commissioner of Revenue,
Relator,
Lori Swanson
Minnesota Attorney General
Shannon M. Harmon
Assistant Attorney General
445 Minnesota Street – Suite 900
Saint Paul, Minnesota 55101

Minnesota Tax Court

[Summary of issues](#)

COURTROOM 300, MINNESOTA JUDICIAL CENTER

Tuesday, April 5, 2016

En Banc Oral

In the Matter of the Consolidated Hospital Surcharge Appeals of Gillette Children's Specialty Healthcare, St. Luke's Hospital, North Memorial Health Care, HealthEast Care System, Park Nicollet Health Services, Fairview Health Services, and Children's Hospitals and Clinics of Minnesota.

Case No. A14-1462

Salvatore G. Rotella, Jr.
David J. Bird
Reed Smith, LLP
Three Logan Square – Suite 3100
1717 Arch Street
Philadelphia, Pennsylvania 19103

Thomas R. Muck
Samuel D. Orbovich
Sten-Erick Hoidal
Fredrikson & Byron, PA
200 South Sixth Street – Suite 4000
Minneapolis, Minnesota 55402

Lori Swanson
Minnesota Attorney General
Patricia A. Sonnenberg
Assistant Attorney General
Barry R. Greller
Assistant Attorney General
445 Minnesota Street – Suite 1100
Saint Paul, Minnesota 55101

Opinion Court of Appeals

<https://mn.gov/law-library-stat/archive/ctappub/2015/opa141462-070615.pdf>

[Summary of issues](#)

State of Minnesota,

Respondent,

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

John J. Choi
Ramsey County Attorney
Kaarin Long
Assistant County Attorney
345 Wabasha Street North – Suite 120
Saint Paul, Minnesota 55102

vs. A14-1574, A15-1692

Aloeng Kelly Vang,

Appellant.

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

Judgment Ramsey County

[Summary of issues](#)

COURTROOM 300, MINNESOTA JUDICIAL CENTER

Wednesday, April 6, 2016

En Banc Oral

County of Aitkin, et al.,

Relators,

Jay T. Squires
Rupp Anderson Squires & Waldspurger, PA
527 Marquette Avenue South – Suite 1200
Minneapolis, Minnesota 55402

Michael J. Haig
Chief Assistant Itasca County Attorney
Itasca County Courthouse
123 Northeast Fourth Street
Grand Rapids, Minnesota 55744

James Ratz
Aitkin County Attorney
217 Second Street Northwest
Aitkin, Minnesota 56431

Nick Campanario
Assistant St. Louis County Attorney
100 North Fifth Avenue West
Duluth, Minnesota 55802

vs. A15-1666

Blandin Paper Company,

Respondent.

Marc A. Al
Andrew P. Moratzka
Emma J. Fazio
Stoel Rives LLP
33 South Sixth Street – Suite 4200
Minneapolis, Minnesota 55402

Dennis L. O’Toole
Lano O’Toole & Bengtson, Ltd.
515 Northeast Second Avenue
Grand Rapids, Minnesota 55744

Minnesota Tax Court

[Summary of issues](#)

(April 6, 2016, continued on next page.)

(April 6, 2016, continued from previous page.)

Nonoral

Jerome Emmanuel Davis,
Appellant,

Jerome Emmanuel Davis
MCF – Oak Park Heights
OID # 215587
5329 Osgood Avenue North
Stillwater, Minnesota 55082

vs. A15-1401

State of Minnesota,
Respondent.

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

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

Order Hennepin County

[Summary of issues](#)

LAKEVILLE NORTH HIGH SCHOOL – 9:00 A.M.

Thursday, April 7, 2016

En Banc Oral

State of Minnesota,

Respondent,

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

John J. Choi
Ramsey County Attorney
Thomas R. Ragatz
Assistant County Attorney
345 Wabasha Street North – Suite 120
Saint Paul, Minnesota 55102

vs. A14-1792

David Lee Haywood,

Appellant.

Grant Gibeau
Special Assistant State Public Defender
Office of the Minnesota State Public Defender
1660 South Highway 100 – Suite 500
Saint Louis Park, Minnesota 55416

Tara Reese Duginske
Special Assistant State Public Defender
Briggs & Morgan, PA
2200 IDS Center
80 South Eighth Street
Minneapolis, Minnesota 55402

Opinion Court of Appeals

<https://mn.gov/law-library-stat/archive/ctappub/2015/opa141792-092815.pdf>

[Summary of issues](#)

COURTROOM 300, MINNESOTA JUDICIAL CENTER

Monday, April 11, 2016

En Banc Oral

Ferdinand Leo Gams, Jr.,
Respondent/Cross-Appellant,

Kay Nord Hunt
Lommen Abdo, PA
1000 International Centre
900 Second Avenue South
Minneapolis, Minnesota 55402

Carver Richards
Honkanen Richards, SC
230 First Street South – Suite 201
Virginia, Minnesota 55792

vs. A14-1747

Steven Ronald Houghton,
Appellant/Cross-Respondent.

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

Opinion Court of Appeals

<https://mn.gov/law-library-stat/archive/ctappub/2015/opa141747-082415.pdf>

[Summary of issues](#)

Jerry Wayne Cole,
Respondent,

Kay Nord Hunt
Lommen Abdo, PA
1000 International Centre
920 Second Avenue South
Minneapolis, Minnesota 55402

Michael J. Fay
Fay & Associates, LLC
619 South Tenth Street
Minneapolis, Minnesota 55404

vs. A15-0060

Alexander Allen Wutzke,
Appellant.

Paula Duggan Vraa
Stephanie L. Chandler
Larson King LLP
2800 Wells Fargo Place
30 East Seventh Street
Saint Paul, Minnesota 55101

Opinion Court of Appeals

<https://mn.gov/law-library-stat/archive/ctappub/2015/opa150060-083115.pdf>

[Summary of issues](#)

UNIVERSITY OF ST. THOMAS LAW SCHOOL – 10:00 A.M.

Tuesday, April 12, 2016

En Banc Oral

First Baptist Church of St. Paul, et al.,
Appellants,

John G. Hoeschler
John G. Hoeschler, PA
800 Lone Oak Road
Eagan, Minnesota 55121

vs. A15-0015

City of St. Paul,
Respondent.

Samuel J. Clark
Saint Paul City Attorney
Cheri M. Sisk
Assistant City Attorney
K. Meghan Kisch
Assistant City Attorney
750 City Hall and Court House
15 West Kellogg Boulevard
Saint Paul, Minnesota 55102

Opinion Court of Appeals

<https://mn.gov/law-library-stat/archive/ctapun/2015/opa150015-083115.pdf>

[Summary of issues](#)

COURTROOM 300, MINNESOTA JUDICIAL CENTER

Wednesday, April 13, 2016

En Banc Oral

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 County Attorney
C-2000 Government Center
Minneapolis, Minnesota 55487

vs. A14-2187

August Latimothy Fleming,
Appellant.

Amy Lawler
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

<https://mn.gov/law-library-stat/archive/ctappub/2015/opa142187-090815.pdf>

[Summary of issues](#)

Commissioner of Revenue,
Relator,

Lori Swanson
Minnesota Attorney General
Sara L. Bruggeman
Assistant Attorney General
445 Minnesota Street – Suite 900
Saint Paul, Minnesota 55101

vs. A15-1920

Dahmes Stainless, Inc.,
Respondent.

Mark A. Pridgeon
7301 Ohms Lane – Suite 420
Edina, Minnesota 55439

Minnesota Tax Court

[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