

**STATE OF MINNESOTA
IN SUPREME COURT**

**SUPREME COURT CALENDAR
OCTOBER 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 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>
In re Petition for Disciplinary Action against Todd Curtis Pearson	A15-1818	10/13/16	Judicial Center, Courtroom 300
In re Petition for Reinstatement of Louis Andrew Stockman	A15-0689	10/13/16	Judicial Center, Courtroom 300
In re Timothy Leslie v. Emerson	A16-0283	10/13/16	Mitchell Hamline – 6:30 p.m.
LaPoint v. Family Orthodontics	A15-0396	10/6/16	Albert Lea High School – 9:15 a.m.
Merenstein, et al. v. Medtronic	A15-0858	10/5/16	Judicial Center, Courtroom 300
Poehler v. Cincinnati Insurance	A15-0958	10/4/16	Judicial Center, Courtroom 300
Rushton v. State	A15-0584	10/11/16	Judicial Center, Courtroom 300
SUMA MRI v. American Family, et al.	A15-0843	10/11/16	Judicial Center, Courtroom 300
State v. Dorn	A15-0007	10/10/16	Judicial Center, Courtroom 300
State v. Guzman	A15-1773	10/4/16	Judicial Center, Courtroom 300
State v. S. A. M.	A15-0950	10/10/16	Judicial Center, Courtroom 300
State v. Zumberge	A15-2013	10/5/16	Judicial Center, Courtroom 300

Nonoral

Groetsch v. Kemps	A16-0654	10/26/16	
Mandel v. Commissioner of Revenue	A16-0725	10/3/16	

Monday, October 3, 2016

Nonoral

Jennifer L. Mandel and
Eric P. Mandel,

Relators,

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

vs. A16-0725

Commissioner of Revenue,

Respondent.

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

Minnesota Tax Court

[Summary of issues](#)

COURTROOM 300, MINNESOTA JUDICIAL CENTER

Tuesday, October 4, 2016

En Banc Oral

State of Minnesota,

Respondent,

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

Michael Freeman
Hennepin County Attorney
Linda K. Jenny
Assistant Hennepin County Attorney
C-2000 Government Center
300 South Sixth Street
Minneapolis, Minnesota 55487

vs. A15-1773

Manuel Guzman,

Appellant.

Sara L. Martin
Assistant State Public Defender
540 Fairview Avenue North – Suite 300
Saint Paul, Minnesota 55104

Order Hennepin County

[Summary of issues](#)

James Poehler,
Appellant/Cross-Respondent,

Alexander M. Jadin
Roeder Smith Jadin
7900 Xerxes Avenue South – Suite 2020
Bloomington, Minnesota 55437

vs. A15-0958

Cincinnati Insurance Company,
Respondent/Cross-Appellant.

Anthony J. Kane
Terhaar Archibald Pfefferle & Griebel LLP
100 North Sixth Street – Suite 600A
Minneapolis, Minnesota 55403

Opinion Court of Appeals

<http://mn.gov/law-library-stat/archive/ctappub/2016/opa150958-012516.pdf>

[Summary of issues](#)

COURTROOM 300, MINNESOTA JUDICIAL CENTER

Wednesday, October 5, 2016

En Banc Oral

Lewis Merenstein, on behalf of
himself and all others similarly
situated,

Plaintiffs,

Kenneth Steiner,

Respondent,

Vernon J. Vanderweide
Lockridge Grindal Nauen PLLP
100 Washington Avenue South – Suite 2200
Minneapolis, Minnesota 55401

vs. A15-0858

Medtronic, Inc., et al.,

Appellants.

Eric J. Magnuson
Robins Kaplan L.L.P.
2800 LaSalle Plaza
800 LaSalle Avenue
Minneapolis, Minnesota 55402

Opinion Court of Appeals

<http://mn.gov/law-library-stat/archive/ctapun/2016/opa150858-012516.pdf>

[Summary of issues](#)

State of Minnesota,

Respondent,

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

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

vs. A15-2013

Neal Curtis Zumberge,

Appellant.

Leslie J. Rosenberg
Assistant State Public Defender
540 Fairview Avenue North – Suite 300
Saint Paul, Minnesota 55104

Order Ramsey County

[Summary of issues](#)

ALBERT LEA HIGH SCHOOL – 9:15 A.M.

Thursday, October 6, 2016

En Banc Oral

Nicole LaPoint,

Respondent,

Steven A. Smith
Nichols Kaster, PLLP
4600 IDS Center
80 South Eighth Street
Minneapolis, Minnesota 55402

vs. A15-0396

Family Orthodontics, P. A.,

Appellant.

Marshall H. Tanick
Hellmuth & Johnson, PLLC
8050 West 78th Street
Edina, Minnesota 55439

Opinion Court of Appeals

<http://mn.gov/law-library-stat/archive/ctappub/2015/opa150396-121415.pdf>

[Summary of issues](#)

COURTROOM 300, MINNESOTA JUDICIAL CENTER

Monday, October 10, 2016

En Banc Oral

State of Minnesota,

Respondent,

Lori Swanson
Attorney General
Matthew G. Frank
Assistant Attorney General
445 Minnesota Street – Suite 1800
Saint Paul, Minnesota 55101

Donald J. Aandal
Marshall County Attorney
423 North Main
Post Office Box 159
Warren, Minnesota 56762

vs. A15-0007

Alie Christine Theodore Dorn,

Appellant,

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

Order Court of Appeals

<http://mn.gov/law-library-stat/archive/ctappub/2016/opa150007-021616.pdf>

[Summary of issues](#)

State of Minnesota,

Respondent,

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

James P. Spencer
Olmsted County Senior Assistant Attorney
151 Fourth Street SE
Rochester, Minnesota 55904

vs. A15-0950

S. A. M.,

Appellant.

David L. Liebow
Liebow & Liebling, PLLC
300 1st Avenue NW – Suite 306
Rochester, Minnesota 55901

Order Court of Appeals

<http://mn.gov/law-library-stat/archive/ctappub/2016/opa150950-032116.pdf>

[Summary of issues](#)

COURTROOM 300, MINNESOTA JUDICIAL CENTER

Tuesday, October 11, 2016

En Banc Oral

Stand Up Multipositional Advantage MRI, P. A., Appellant,	Randall D. Tigue 7699 Highway 65 NE – Suite 2 Fridley, Minnesota 55432
vs. A15-0843	
American Family Insurance Company, Respondent,	Matthew D. Lutz Post Office Box 991 Minneapolis, Minnesota 55440
Michael Schultz, et al., Respondents,	Michael G. Schultz Sommerer & Schultz PLLC 1219 Marquette Avenue, #300 Minneapolis, Minnesota 55403
Ilya Knyazev, et al., Respondents,	Ilya S. Knyazev Instant Legal Assistance LLC 2025 Nicollet Avenue South – Suite 200B Minneapolis, Minnesota 55404
Thomas Bennerotte, et al., Respondents,	Thomas R. Bennerotte Bennerotte & Associates P A 3085 Justice Way – Suite 200 Eagan, Minnesota 55125
Jed Benjamin Iverson, Respondent,	Jed B. Iverson 2469 University Avenue W. – Suite 230W Saint Paul, Minnesota 55114
Gabriel Johnson, Respondent,	Gabriel D. Johnson Thibodeau Johnson & Feriancek 302 West Superior Street – Suite 800 Duluth, Minnesota 55802
Michael Fay, et al., Respondents,	Michael J. Fay Fay & Associates, LLC 619 South 10 th Street Minneapolis, Minnesota 55404
Brad Ratgen, et al., Respondents,	Bradley H. Ratgen 1821 University Avenue – Suite S-156 Saint Paul, Minnesota 55104
Landon Barakow, Respondent,	
Lebertha Porter, Respondent.	

Opinion Court of Appeals

<http://mn.gov/law-library-stat/archive/ctappub/2016/opa150843-042516.pdf>

[Summary of issues](#)

(October 11, 2016, continued on next page.)

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Eugene Lee Rushton,
Appellant,

Kathryn J. Lockwood
Assistant State Public Defender
Erik I. Withall
Assistant State Public Defender
540 Fairview Avenue North – Suite 300
Saint Paul, Minnesota 55104

vs. A15-0584

State of Minnesota,
Respondent.

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

Brian J. Melton
Clay County Attorney
Pamela L. Harris
Assistant Clay County Attorney
807 11th Street North
Moorhead, Minnesota 56560

Order Court of Appeals

<http://mn.gov/law-library-stat/archive/ctapun/2016/opa150584-021616.pdf>

[Summary of issues](#)

COURTROOM 300, MINNESOTA JUDICIAL CENTER

Thursday, October 13, 2016

En Banc Oral

In re Petition for Reinstatement of Louis
Andrew Stockman, a Minnesota
Attorney, Registration No. 0241210.

John M. Degnan
Tara R. Duginske
Briggs and Morgan, P.A.
2200 IDS Center
80 South Eighth Street
Minneapolis, Minnesota 55402

Case No. A15-0689

Timothy M. Burke
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 Todd Curtis Pearson, a Minnesota
Attorney, Registration No. 0230935.

Todd Curtis Pearson
Wayzata, Minnesota

Case No. A15-1818

Cassie B. 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](#)

(October 13, 2016, continued on next page.)

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MITCHELL HAMLINE – 6:30 P.M.

Thursday, October 13, 2016

En Banc Oral

In re Timothy Leslie, Dakota County
Sheriff, Appellant State of Minnesota, by
Timothy Leslie, Dakota County Sheriff,
Appellant,

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

vs. A16-0283

John David Emerson,
Respondent.

Cathryn Middlebrook
Chief Appellate Public Defender
540 Fairview Avenue N. – Suite 300
Saint Paul, Minnesota 55104

Brenda L. Lightbody
919 Vermillion Street, #200
Hastings, Minnesota 55033

Order Dakota County

[Summary of issues](#)

Wednesday, October 26, 2016

Nonoral

Kevin Groetsch,

Respondent,

Lucas V. Cragg

Teplinsky Law Group, LTD
800 LaSalle Avenue – Suite 2150
Minneapolis, Minnesota 55402

vs. A16-0654

Kemps, LLC and ESIS,

Relators,

Robin D. Simpson

Aafedt Forde Gray Monson & Hager
150 South Fifth Street – Suite 2600
Minneapolis, Minnesota 55402

Noran Neurological Clinic, North Memorial
Healthcare, TRIA Orthopaedic Center, Four
Seasons Chiropractic and State Farm
Automobile Insurance Company,

Intervenors.

Minnesota Workers Compensation

NOTICE

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

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 _____.

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