

**STATE OF MINNESOTA**  
**IN SUPREME COURT**

**SUPREME COURT CALENDAR**  
**October 2005\***

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

\* Online version updated October 4, 2005, to reflect changes for October 6, 2005.

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 Kathleen A. Blatz

Justice Alan C. Page

Justice Paul H. Anderson

Justice Russell A. Anderson

Justice Helen M. Meyer

Justice Sam Hanson

Justice G. Barry Anderson

**En Banc Oral**

	<b><u>Case Number</u></b>	<b><u>Date</u></b>	<b><u>Location</u></b>
Citizens Advocating Responsible Development v. Kandiyohi County Board of Commissioners	A04-886 A04-890	10/11/05	Judicial Center, Courtroom 300
Cooperative Power Association v. Lundell	A04-1045	10/6/05	State Capitol Building, Second Floor
Engler v. Illinois Farmers Insurance Company	A04-1445	10/5/05	Grand Rapids High School
Hinneberg v. Big Stone County Housing and Redevelopment Authority	A04-435	10/3/05	State Capitol Building, Second Floor
Las Vegas Marine Supply, Inc., et al. v. Northern National Bank, n/k/a Wells Fargo Bank	A04-866	10/10/05	Judicial Center, Courtroom 300
State v. Bertsch	A04-177	10/4/05	State Capitol Building, Second Floor
State v. Bobadilla	A03-1891	10/4/05	State Capitol Building, Second Floor
State v. Osborne	C1-03-253	10/6/05	State Capitol Building, Second Floor
Zurich American Insurance Company v. Bjelland	A04-709	10/3/05	State Capitol Building, Second Floor

**Nonoral**

Kmart Corporation v. County of Stearns	A05-442	10/10/05	
Perry v. State	A05-169	10/10/05	
Voorhees v. State	A05-27	10/11/05	
Wilson v. Commissioner of Revenue	A05-440	10/11/05	

**SUPREME COURT COURTROOM, STATE CAPITOL**

**Monday, October 3, 2005**

**En Banc Oral**

Beth Ann Hinneberg,  
Appellant,

James A. Lee, Jr.  
Legal Aid Society of Minneapolis  
2100 Plymouth Avenue North – Room 132  
Minneapolis, Minnesota 55411

vs. A04-435

Big Stone County Housing and  
Redevelopment Authority,  
Respondent.

William J. Watson  
Big Stone County Attorney  
37 Northwest Second Street  
Ortonville, Minnesota 56278

Opinion Court of Appeals

<http://www.lawlibrary.state.mn.us/archive/ctapun/0412/opa040435-1228.htm>

[summary of issues](#)

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Zurich American Insurance Company,  
Respondent,

Scott P. Drawe  
Drawe & Heisick  
7650 Edinborough Way – Suite 640  
Minneapolis, Minnesota 55435

vs. A04-709

Donald A. Bjelland,  
Appellant.

Michael D. Barrett  
Andrea E. Reibord  
Cousineau, McGuire & Anderson, Chartered  
1550 Utica Avenue South – Suite 600  
Minneapolis, Minnesota 55416-5318

Opinion Court of Appeals

<http://www.lawlibrary.state.mn.us/archive/ctappub/0412/opa040709-1228.htm>

[summary of issues](#)

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**SUPREME COURT COURTROOM, STATE CAPITOL**

**Tuesday, October 4, 2005**

**En Banc Oral**

State of Minnesota,  
Respondent,

Mike Hatch  
Minnesota Attorney General  
1800 NCL Tower  
445 Minnesota Street  
St. Paul, Minnesota 55101-2134

Susan Gaertner  
Ramsey County Attorney  
Jeanne L. Schleh  
Assistant Ramsey County Attorney  
50 West Kellogg Boulevard – Suite 315  
St. Paul, Minnesota 55102

vs. A04-177

Joshua Stafford Bertsch,  
Appellant.

Office of the Minnesota State Public Defender  
Lawrence Hammerling  
Theodora Gaitas  
Assistant State Public Defenders  
2221 University Avenue S.E. – Suite 425  
Minneapolis, Minnesota 55414

Opinion Court of Appeals

<http://www.lawlibrary.state.mn.us/archive/ctappub/0411/opa040177-1130.htm>

[summary of issues](#)

State of Minnesota,  
Appellant,

Mike Hatch  
Minnesota Attorney General  
Kelly O'Neill Moller  
Assistant Attorney General  
1800 NCL Tower  
445 Minnesota Street  
St. Paul, Minnesota 55101-2134

Boyd Beccue  
Kandiyohi County Attorney  
415 S.W. 6th Street  
Willmar, Minnesota 56201

vs. A03-1891

Orlando Manuel Bobadilla,  
Respondent.

John E. Mack  
Mack & Daby, P.A.  
26 Main Street  
New London, Minnesota 56273

Opinion Court of Appeals

<http://www.lawlibrary.state.mn.us/archive/ctappub/0412/opa031891-1221.htm>

[summary of issues](#)

**GRAND RAPIDS HIGH SCHOOL – 9:30 A.M.**

**Wednesday, October 5, 2005**

**En Banc Oral**

Geralyn S. Engler,  
Appellant,

Mark D. Streed  
Meshbeshier & Spence, Ltd.  
8360 City Centre Drive – Suite 100  
Woodbury, Minnesota 55125

vs. A04-1445

Illinois Farmers Insurance Company,  
an Illinois corporation,,  
Respondent.

Roger H. Gross  
Kathleen M. Loucks  
Gislason & Hunter, LLP  
9900 Bren Road East – Suite 215E  
Minnetonka, Minnesota 55343

Opinion Court of Appeals

<http://www.lawlibrary.state.mn.us/archive/ctapun/0503/opa041445-0329.htm>

[summary of issues](#)

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SUPREME COURT COURTROOM, STATE CAPITOL

Thursday, October 6, 2005

En Banc Oral

NOTE: Pursuant to an order filed October 4, 2005, this case has been stricken from the calendar and will be rescheduled.

~~State of Minnesota,~~  
~~Appellant,~~

~~Mike Hatch  
Minnesota Attorney General  
1800 NCL Tower  
445 Minnesota Street  
St. Paul, Minnesota 55101-2134~~

~~Raymond F. Schmitz  
Olmsted County Attorney  
James P. Spencer  
Senior Assistant County Attorney  
151 S.E. Fourth Street  
Rochester, Minnesota 55904~~

vs. ~~C1-03-253~~

~~Anthony Osborne, Sr.,~~  
~~Respondent.~~

~~Office of the Minnesota State Public Defender  
Benjamin J. Butler  
Assistant State Public Defender  
2221 University Avenue S.E. Suite 425  
Minneapolis, Minnesota 55414-3230~~

Opinion Court of Appeals

<http://www.lawlibrary.state.mn.us/archive/ctapun/0402/opc030253-0224.htm>

[summary of issues](#)

NOTE: Oral argument in this case will begin at 10:00 a.m.

Cooperative Power Association,  
A Minnesota cooperative corporation,  
Respondent,

~~Peter A. Koller  
Paul B. Zisla  
Lorie A. Klein  
Moss & Barnett, P.A.  
4800 Wells Fargo Center  
90 South Seventh Street  
Minneapolis, Minnesota 55402~~

vs. A04-1045

Danny O. Lundell, et al.,  
Appellants.

~~Lance R. Heisler  
Lampe, Swanson, Morisette & Heisler, L.L.P.  
105 East Fifth Street  
P. O. Box 240  
Northfield, Minnesota 55057~~

Opinion Court of Appeals

<http://www.lawlibrary.state.mn.us/archive/ctapun/0501/opa041045-0111.htm>

[summary of issues](#)

**COURTROOM 300, MINNESOTA JUDICIAL CENTER**

**Monday, October 10, 2005**

**En Banc Oral**

Minnesota Voyageur Houseboats, Inc.,  
Respondent,

Minnesota Voyageur Houseboats, Inc.  
10326 Ash River Trail  
Orr, Minnesota 55771

vs. A04-866

Las Vegas Marine Supply, Inc.,  
a Nevada corporation, et al.,  
Appellants,

Shannon M. O'Toole  
223 South Avon Street  
St. Paul, Minnesota 55105-3319

Northern National Bank, n/k/a  
Wells Fargo Bank,  
Respondent.

Joseph V. Ferguson  
Paul W. Wojciak  
Johnson, Killen & Seiler, P.A.  
230 West Superior Street  
Duluth, Minnesota 55802

Opinion Court of Appeals

<http://www.lawlibrary.state.mn.us/archive/ctappub/0501/opa040866-0111.htm>

[summary of issues](#)

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**Nonoral**

Leon Perry, petitioner,  
Appellant,

Leon Perry, Pro Se  
OID # 184800  
970 Pickett Street North  
Bayport, Minnesota 55003-1490

vs. A05-169

State of Minnesota,  
Respondent.

Mike Hatch  
Minnesota Attorney General  
1800 NCL Tower  
445 Minnesota Street  
St. Paul, Minnesota 55101-2134

Amy Klobuchar  
Hennepin County Attorney  
Donna J. Wolfson  
Assistant County Attorney  
C-2000 Government Center  
Minneapolis, Minnesota 55487

County of Hennepin

[summary of issues](#)

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(Monday, October 10, 2005 Continued)

**Nonoral**

Kmart Corporation,

Relator,

Thomas R. Wilhelmy  
Laurie J. Miller  
Fredrickson & Byron, P.A.  
200 South Sixth Street – Suite 4000  
Minneapolis, Minnesota 55402

vs. A05-442

County of Stearns,

Respondent.

Gerald W. Von Korff  
Creig L. Andreasen  
Rinke-Noonan  
1015 West St. Germain Street – Suite 300  
St. Cloud, Minnesota 56301

Tax Court

[summary of issues](#)

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**COURTROOM 300, MINNESOTA JUDICIAL CENTER**

**Tuesday, October 11, 2005**

**En Banc Oral**

Citizens Advocating Responsible  
Development, et al.,  
Appellants,

John E. Mack  
Mack & Daby, P.A.  
26 Main Street  
P.O. Box 302  
New London, Minnesota 56273

vs. A04-886 and A04-890

Kandiyohi County Board of Commissioners,  
Respondent,

Jay T. Squires  
Ratwik, Roszak & Maloney, P.A.  
300 U.S. Trust Building  
730 Second Avenue South  
Minneapolis, Minnesota 55402

Duininck Bros., Inc.,  
Respondent.

Donald H. Walser  
Kraft, Walser, Hettig & Honsey, PLLP  
131 South Main Street  
P.O. Box 129  
Hutchinson, Minnesota 55350

Opinion Court of Appeals

<http://www.lawlibrary.state.mn.us/archive/ctapun/0501/opa040886-0111.htm>

[summary of issues](#)

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(Tuesday, October 11, 2005 Continued)

**Nonoral**

James L. Wilson,  
Relator,

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

vs. A05-440

Commissioner of Revenue,  
Respondent.

Mike Hatch  
Minnesota Attorney General  
Barry R. Greller  
Assistant Attorney General  
445 Minnesota Street – Suite 900  
St. Paul, Minnesota 55101-2127

Tax Court

[summary of issues](#)

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Brad Alan Voorhees, petitioner,  
Appellant,

Brad Alan Voorhees, Pro Se  
OID # 193042  
970 Pickett Street North  
Bayport, Minnesota 55003-1490

vs. A05-27

State of Minnesota,  
Respondent.

Mike Hatch  
Minnesota Attorney General  
445 Minnesota Street – Suite 900  
St. Paul, Minnesota 55101-2127

Alan L. Mitchell  
St. Louis County Attorney  
Mark S. Rubin  
Assistant St. Louis County Attorney  
100 North Fifth Avenue West, # 501  
Duluth, Minnesota 55802

Order St. Louis County

[summary of issues](#)

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