

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

**SUPREME COURT CALENDAR**  
**September 2005**

**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 8:40a.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>
Camacho, et al. v. Todd and Leiser Homes	A04-599	9/14/05	William Mitchell College of Law – Room 221 – 6:30 p.m.
Mumm v. Mornson, et al. v. City of Minneapolis	A04-729	9/13/05	Judicial Center, Courtroom 300
State v. Barker	A04-1453	9/8/05	State Capitol Building, Second Floor
State v. Berkovitz	A04-1722	9/6/05	State Capitol Building, Second Floor
State v. Burbach	A04-1530	9/7/05	State Capitol Building, Second Floor
State v. Lee	A04-1402	9/8/05	State Capitol Building, Second Floor
State v. Penkaty	A04-1315	9/7/05	State Capitol Building, Second Floor
State v. Swanson	A04-2130	9/12/05	Judicial Center, Courtroom 300
Thompson v. City of Minneapolis	A04-1050	9/13/05	Judicial Center, Courtroom 300

**Nonoral**

State v. Mems	A04-1608	9/12/05	
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**SUPREME COURT COURTROOM, STATE CAPITOL**

**Tuesday, September 6, 2005**

**En Banc Oral**

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

vs. A04-1722

Susan Rae Berkovitz,  
Appellant.

Office of the Minnesota State Public Defender  
Rochelle R. Winn  
Assistant State Public Defender  
2221 University Avenue S.E. – Suite 425  
Minneapolis, Minnesota 55414

Judgment Hennepin County

[summary of issues](#)

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**SUPREME COURT COURTROOM, STATE CAPITOL**

**Wednesday, September 7, 2005**

**En Banc Oral**

State of Minnesota,

Respondent,

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

LaMar Piper  
Watonwan County Attorney  
Watonwan County Courthouse  
710 Second Avenue South – P.O. Box 518  
St. James, Minnesota 56081

vs. A04-1315

Paul Penkaty, Sr.,

Appellant.

Office of the Minnesota State Public Defender  
Sara L. Martin  
Assistant State Public Defender  
2221 University Avenue S.E. – Suite 425  
Minneapolis, Minnesota 55414

Judgment Watonwan County

[summary of issues](#)

State of Minnesota,

Respondent,

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

Charles E. MacLean  
Winona County Attorney  
Winona County Courthouse  
171 West Third Street  
Winona, Minnesota 55987

vs. A04-1530

Peggy Louise Burbach,

Appellant.

Price, McCluer & Plachecki  
Richmond H. McCluer, Jr.  
John Paul Plachecki  
59 West Third Street – P.O. Box 617  
Winona, Minnesota 55987

Opinion Court of Appeals

<http://www.lawlibrary.state.mn.us/archive/ctapun/0502/opa041530-0201.htm>

[summary of issues](#)

**SUPREME COURT COURTROOM, STATE CAPITOL**

**Thursday, September 8, 2005**

**En Banc Oral**

State of Minnesota,  
Appellant,

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

Gaylord Saetre  
Todd County Attorney  
Joe E. Judd  
Assistant County Attorney  
212 2nd Avenue South  
Long Prairie, Minnesota 56347

vs. A04-1402

Dennis Gordon Lee,  
Respondent.

Robert E. Pottratz  
502 B. E. Main Street  
P.O. Box 172  
Melrose, Minnesota 56352-0172

Opinion Court of Appeals

<http://www.lawlibrary.state.mn.us/archive/ctappub/0503/opa041402-0307.htm>

[summary of issues](#)

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State of Minnesota,  
Appellant,

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 Hennepin County Attorney  
C-2000 Government Center  
Minneapolis, Minnesota 55487

vs. A04-1453

Duane Nathaniel Barker,  
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

Opinion Court of Appeals

<http://www.lawlibrary.state.mn.us/archive/ctappub/0503/opa041453-0308.htm>

[summary of issues](#)

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**COURTROOM 300, MINNESOTA JUDICIAL CENTER**

**Monday, September 12, 2005**

**En Banc Oral**

State of Minnesota,  
Respondent,

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

Patrick J. Ciliberto  
Scott County Attorney  
Michael J. Groh  
Assistant Scott County Attorney  
Government Center JC340  
200 Fourth Avenue West  
Shakopee, Minnesota 55379-1380

vs. A04-2130

Clinton T. Swanson,  
Appellant.

Office of the Minnesota State Public Defender  
Marie Wolf  
Assistant State Public Defender  
2221 University Avenue S.E. – Suite 425  
Minneapolis, Minnesota 55414

Judgment Scott County

[summary of issues](#)

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**NONORAL**

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

vs. A04-1608

Charles Ellice Mems,  
Appellant.

Charles Elice Mems, Pro Se  
# 159138  
MCF – Oak Park Heights  
5329 Osgood Avenue North  
Stillwater, Minnesota 55082

Judgment Hennepin County

[summary of issues](#)

**COURTROOM 300, MINNESOTA JUDICIAL CENTER**

**Tuesday, September 13, 2005**

**En Banc Oral**

Beverly Mumm, as Trustee for the Surviving  
Spouse and Next of Kin of Duane P. Mumm,  
decedent,

Respondent,

Lindquist & Vennum, P.L.L.P.  
Kurtis A. Greenley  
DeAnne M. Hilgers  
4200 IDS Center  
80 South Eighth Street  
Minneapolis, Minnesota 55402

vs. A04-729

Geralyn E. Mornson, et al.,

Respondents,

Stich, Angell, Kreidler & Dodge, P.A.  
Robert T. Stich  
Louise A. Behrendt  
The Crossings – Suite 120  
250 Second Avenue South  
Minneapolis, Minnesota 55401-21090

vs.

City of Minneapolis, et al.,

Appellants.

Jay M. Heffern, Minneapolis City Attorney  
Timothy S. Skarda  
Assistant City Attorney  
300 South Seventh Street  
Minneapolis, Minnesota 55402-2453

Opinion Court of Appeals

<http://www.lawlibrary.state.mn.us/archive/ctapun/0412/opa040729-1207.htm>

[summary of issues](#)

Kristin Thompson,

Respondent,

Fluegel Law Office  
Wilbur W. Fluegel  
150 South Fifth Street – Suite 3475  
Minneapolis, Minnesota 55402

Barna, Guzy & Steffen, Ltd  
Russell H. Crowder  
400 Northtown Financial Plaza  
200 Coon Rapids Boulevard  
Minneapolis, Minnesota 55433-5894

vs. A04-1050

City of Minneapolis, et al.,

Appellants.

Jay M. Heffern, Minneapolis City Attorney  
James A. Moore  
Assistant City Attorney  
333 South Seventh Street – Suite 300  
Minneapolis, Minnesota 55402-2453

Opinion Court of Appeals

<http://www.lawlibrary.state.mn.us/archive/ctapun/0501/opa041050-0118.htm>

[summary of issues](#)



**WILLIAM MITCHELL COLLEGE OF LAW – ROOM 221 – 6:30 p.m.**

**Wednesday, September 14, 2005**

**En Banc Oral**

Arturo Camacho, et al.,  
Appellants,

Bassford Remele, P.A.  
Charles E. Lundberg  
Mark P. Hodkinson  
J. Scott Andresen  
33 South Sixth Street – Suite 3800  
Minneapolis, Minnesota 55402-3707

vs. A04-599

Todd and Leiser Homes,  
Respondent.

Murnane, Conlin, White & Brandt, P.A.  
William L. Moran  
Michelle D. Christensen  
444 Cedar Street – Suite 1800  
St. Paul, Minnesota 55101

Opinion Court of Appeals

<http://www.lawlibrary.state.mn.us/archive/ctapun/0412/opa040599-1221.htm>

[summary of issues](#)

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