

STATE OF MINNESOTA

IN SUPREME COURT

SUPREME COURT CALENDAR
December 2009

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 8:40 a.m. Counsel should be present and be prepared to begin whenever their case is called.

Chief Justice Eric J. Magnuson

Justice Alan C. Page

Justice Paul H. Anderson

Justice Helen M. Meyer

Justice G. Barry Anderson

Justice Lorie S. Gildea

Justice Christopher J. Dietzen

En Banc Oral

	<u>Case Number</u>	<u>Date</u>	<u>Location</u>
Citizens State Bank v. Raven Trading Partners, Inc., et al.	A08-1560	12/08/09	Judicial Center, Courtroom 300
Day Masonry v. I.S.D. No. 347	A08-929	12/07/09	Judicial Center, Courtroom 300
Finnegan v. State	A08-777	12/09/09	Judicial Center, Courtroom 300
Halla Nursery, Inc., et al. v. City of Chanhassen	A08-233	12/03/09	State Capitol Building, Second Floor
HMN Financial, Inc., and Affiliates v. Commissioner of Revenue	A09-1164	12/02/09	State Capitol Building, Second Floor
In re Discipline of Roggeman	A09-100	12/03/09	State Capitol Building, Second Floor
Savig v. First National Bank of Omaha and Messerli & Kramer	A09-1221	12/01/09	State Capitol Building, Second Floor
Seehus v. Bor-Son Construction, Inc. and CNA-RSKO	A09-1388	12/08/09	Judicial Center, Courtroom 300
Siewert v. Northern States Power Company, d/b/a Xcel Energy	A07-1975 A07-2070	12/02/09	State Capitol Building, Second Floor
State v. Matthews	A09-184	12/01/09	State Capitol Building, Second Floor
State v. Morales	A07-2401	12/09/09	Judicial Center, Courtroom 300
State v. Tomassoni	A08-1879	12/07/09	Judicial Center, Courtroom 300

Nonoral

Moua v. State	A09-1528	11/30/09	
Schober v. Commissioner of Revenue	A09-717	11/30/09	

Monday, November 30, 2009

Nonoral

Ronald L. Schober,
Relator,

Ronald L. Schober
625 Chaucer Lane
Watertown, Minnesota 55388

vs. A09-717

Commissioner of Revenue,
Respondent.

Lori Swanson
Minnesota Attorney General
Rita Coyle Demeules
Assistant Attorney General
445 Minnesota Street – Suite 900
St. Paul, Minnesota 55101-2127

Tax Court

[summary of issues](#)

Kou Moua, petitioner,
Appellant,

Kou Moua
OID # 210505
MCF - Stillwater
970 Pickett Street North
Bayport, Minnesota 55003-1490

vs. A09-1528

State of Minnesota,
Respondent.

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

Susan Gaertner
Ramsey County Attorney
Mark Nathan Lystig
Assistant Ramsey County Attorney
500 West Kellogg Boulevard – Suite 315
St. Paul, Minnesota 55102

Order Ramsey County

[summary of issues](#)

SUPREME COURT COURTROOM, STATE CAPITOL

Tuesday, December 1, 2009

En Banc Oral

State of Minnesota,
Respondent,

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

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

vs. A09-184

Zachery Otis Matthews,
Respondent.

Office of the Minnesota State Public Defender
Lydia Villalva Lijo
Assistant State Public Defender
540 Fairview Avenue North – Suite 300
St. Paul, Minnesota 55104

Judgment Hennepin County

[summary of issues](#)

Mona Savig and Robert Savig,
Plaintiffs,

Nicholas P. Slade
Barry & Slade, LLC
2021 East Hennepin Avenue – Suite 195
Minneapolis, Minnesota 55413

Sam Glover
Samuel J. Glover & Associates, LLC
2021 East Hennepin Avenue – Suite 195
Minneapolis, Minnesota 55413

vs. A09-1221

First National Bank of Omaha and
Messerli & Kramer, P.A.,
Defendants.

David F. Herr
Haley N. Schaffer
Maslon Edelman Borman & Brand, LLP
3300 Wells Fargo Center
90 South Seventh Street
Minneapolis, Minnesota 55402-4140

Derrick N. Weber
Truman W. Schabilion
3033 Campus Drive – Suite 250
Plymouth, Minnesota 55441

Certified Question
United States District Court, District of Minnesota

[summary of issues](#)

SUPREME COURT COURTROOM, STATE CAPITOL

Wednesday, December 2, 2009

En Banc Oral

Greg Siewert and Harlan Siewert,
d/b/a Siewert Holsteins,
Respondents,

Charles A. Bird
Bird, Jacobsen & Stevens, P.C.
300 Third Avenue S.E. – Suite 305
Rochester, Minnesota 55904

William D. Mahler
Will Mahler Law Firm
300 Third Avenue S.E. – Suite 202
Rochester, Minnesota 55904

vs. A07-1975 and A07-2070

Northern States Power Company,
d/b/a Xcel Energy,
Appellant.

Timothy R. Thornton
Kevin M. Decker
Christianne A. Riopel
Briggs and Morgan, P.A.
2200 IDS Center
80 South Eighth Street
Minneapolis, Minnesota 55402

Opinion Court of Appeals

<http://www.lawlibrary.state.mn.us/archive/ctappub/0812/opa071975-1209.pdf>

[summary of issues](#)

HMN Financial, Inc., and Affiliates,
Relator,

Walter A. Pickhardt
Adam B. Thimmesch
Faegre & Benson, LLP
2200 Wells Fargo Center
90 South Seventh Street
Minneapolis, Minnesota 55402

vs. A09-1164

Commissioner of Revenue,
Respondent.

Lori Swanson
Minnesota Attorney General
Rita Coyle Demeules
Assistant Attorney General
445 Minnesota Street – Suite 900
St. Paul, Minnesota 55101-2127

Tax Court

[summary of issues](#)

SUPREME COURT COURTROOM, STATE CAPITOL

Thursday, December 3, 2009

En Banc Oral

Halla Nursery, Inc., et al.,
Appellants,

Phillip R. Krass
Benjamin J. Court
Krass Monroe, P.A.
800 Norman Center Drive – Suite 1000
Minneapolis, Minnesota 55437

vs. A08-233

City of Chanhassen,
Respondent.

Thomas M. Scott
Campbell Knutson, P.A.
1380 Corporate Center Curve – Suite 317
Eagan, Minnesota 55121

Opinion Court of Appeals

<http://www.lawlibrary.state.mn.us/archive/ctappub/0903/opa080233-0324.pdf>

[summary of issues](#)

In re Petition for Disciplinary Action against
Chad M. Roggeman, a Minnesota Attorney,
Registration No. 28788X.

Case No. A09-100

Office of Lawyers Professional Responsibility
Martin A. Cole, Director
Timothy M. Burke
Senior Assistant Director
1500 Landmark Towers
345 St. Peter Street
St. Paul, Minnesota 55102-1218

Eric T. Cooperstein
Law Office of Eric T. Cooperstein, PLLC
1700 U.S. Bank Plaza South
220 South Sixth Street
Minneapolis, Minnesota 55402

Petition for Disciplinary Action

[summary of issues](#)

COURTROOM 300, MINNESOTA JUDICIAL CENTER

Monday, December 7, 2009

En Banc Oral

Day Masonry,
Appellant,

William A. Moeller
Blethen, Gage & Krause, PLLP
127 South Second Street
P.O. Box 3049
Mankato, Minnesota 56001

vs. A08-929

Independent School District No. 347,
Respondent,

Amy E. Mace
Christian R. Shafer
Ratwik, Roszak & Maloney, P.A.
730 Second Avenue South – Suite 300
Minneapolis, Minnesota 55402

Commercial Roofing, Inc.,
Appellant,

Bill Drinane
Timothy S. Poeschl
608 Second Avenue South
Minneapolis, Minnesota 55402

Chad McKenney
Donohue, McKenney & Bergquist, Ltd
11222 86th Avenue North
Maple Grove, Minnesota 55369

GenFlex Roofing Systems, LLP,
Appellant,

Michael S. Kreidler
Louise A. Behrendt
Stich, Angell, Kreidler & Dodge, P.A.
The Crossings – Suite 120
250 Second Avenue South
Minneapolis, Minnesota 55401

Lovering-Johnson Construction,
Appellant.

Mark S. Brown
Timothy J. Carrigan
Arthur, Chapman, Kettering, Smetak & Pikala, P.A.
500 Young Quinlan Building
81 South Ninth Street
Minneapolis, Minnesota 55402-3214

Opinion Court of Appeals

<http://www.lawlibrary.state.mn.us/archive/ctapun/0905/opa080929-0505.pdf>

[summary of issues](#)

(Monday, December 7, 2009 continued on next page)

(Monday, December 7, 2009 continued)

State of Minnesota,

Respondent,

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

Robert M.A. Johnson
Anoka County Attorney
Marcy S. Crain
Assistant Anoka County Attorney
Anoka County Government Center
2100 Third Avenue – Suite 720
Anoka, Minnesota 55303-5025

vs. A08-1879

Gary H. Tomassoni,

Appellant.

Office of the Minnesota State Public Defender
Roy G. Spurbeck
Assistant State Public Defender
540 Fairview Avenue North – Suite 300
St. Paul, Minnesota 55104

Judgment Anoka County

[summary of issues](#)

COURTROOM 300, MINNESOTA JUDICIAL CENTER

Tuesday, December 8, 2009

En Banc Oral

Citizens State Bank,
Appellant,

Michael L. Brutlag
Matthew R. Doherty
Brutlag, Hartmann & Trucke, P.A.
3555 Plymouth Boulevard – Suite 117
Minneapolis, Minnesota 55447-1399

vs. A08-1560

Raven Trading Partners, LLC, et al.,
Respondents.

Daniel W. Stauner
P.O. Box 41907
Plymouth, Minnesota 55441-0907

Opinion Court of Appeals

<http://www.lawlibrary.state.mn.us/archive/ctapun/0906/opa081560-0602.pdf>

[summary of issues](#)

David K. Seehus,
Respondent,

Russell J. LaCourse
LaCourse Law Office, P.A.
227 West First Street – Suite 600
Duluth, Minnesota 55802

vs. A09-1388

Bor-Son Construction, Inc. and CNA-RSKO,
Respondents,

Larry J. Peterson
Brent Kleffman
Peterson, Logren & Kilbury, P.A.
315 Wright Building
2233 University Avenue West
St. Paul, Minnesota 55114-1629

Wesley Residence, Inc. and MIGA by
GAB Robins North America,
Relators,

Michael D. Miller
Jeffrey R. Homuth
McCollum, Crowley, Moschet & Miller, Ltd.
700 Wells Fargo Plaza
7900 Xerxes Avenue South
Minneapolis, Minnesota 55431

and

Twin Cities Spine Center, Blue Cross/Blue Shield
of Minnesota & Blue Plus, SMDC Health
Systems, Minnesota DOLI/Vocational
Rehabilitation Unit, Dr. Christian A. Audette,
Chiropractic Health Center,
Intervenors.

Workers' Compensation Court of Appeals

[summary of issues](#)

COURTROOM 300, MINNESOTA JUDICIAL CENTER

Wednesday, December 9, 2009

En Banc Oral

Jason Finnegan,
Appellant,
Office of the Minnesota State Public Defender
G. Tony Atwal
Assistant State Public Defender
540 Fairview Avenue North – Suite 300
St. Paul, Minnesota 55104

vs. A08-777

State of Minnesota,
Respondent.
Lori Swanson
Minnesota Attorney General
John B. Galus
Assistant Attorney General
445 Minnesota Street – Suite 1800
St. Paul, Minnesota 55101-2134

David J. Hauser
Otter Tail County Attorney
Otter Tail County Courthouse
121 Junius Avenue
Fergus Falls, Minnesota 56537

Opinion Court of Appeals

<http://www.lawlibrary.state.mn.us/archive/ctappub/0905/opa080777-0505.pdf>

[summary of issues](#)

State of Minnesota,
Appellant,
Lori Swanson
Minnesota Attorney General
445 Minnesota Street – Suite 1800
St. Paul, Minnesota 55101-2134

Michael O. Freeman
Hennepin County Attorney
David C. Brown
Assistant County Attorney
C-2000 Government Center
300 South Sixth Street
Minneapolis, Minnesota 55487

vs. A07-2401

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

Opinion Court of Appeals

<http://www.lawlibrary.state.mn.us/archive/ctappub/0904/opa072401-0428.pdf>

[summary of issues](#)
