

STATE OF MINNESOTA

IN SUPREME COURT

SUPREME COURT CALENDAR

January 2010

(AMENDED – 12/15/09)

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>
Bahr v. Capella University	A08-1367	1/05/10	State Capitol Building, Second Floor
Cargill, Incorporated, et al. v. Ace American Ins. Co., et al., Liberty Mutual Ins. Company, St. Paul Fire & Marine Insurance Company, et al.	A08-1082	1/06/10	State Capitol Building, Second Floor
Eagan Economic Development Authority v. U-Haul Company of Minnesota, et al.	A08-767	1/06/10	State Capitol Building, Second Floor
In re Discipline of Lyons	A09-472	1/13/10	Judicial Center, Courtroom 300
In the Matter of the Application of Sampair v. Lutz, et al. and Simes, et al.	A08-1494 A08-1505	1/12/10	Judicial Center, Courtroom 300
In the Matter of the Welfare of the Children of: J.B. and R.P.; S.K.J. and J.N.T.; S.L.A.J. and B.J.T., Parents.	A09-1146	1/11/10	Judicial Center, Courtroom 300
In the Matter of the Welfare of the Child of: S.L.J., Parent.	A09-80	1/11/10	Judicial Center, Courtroom 300
Kennedy v. Pepin Township of Wabasha County	A08-1921	1/12/20	Judicial Center, Courtroom 300
State v. Prtine	A09-702	1/05/10	State Capitol Building, Second Floor
State v. Stone	A08-769	1/07/10	State Capitol Building, Second Floor
Stewart v. Koenig	A08-1209	1/07/10	State Capitol Building, Second Floor
Zutz v. Nelson	A08-1764	1/13/10	Judicial Center, Courtroom 300

Nonoral

Ferguson v. State	A09-1483	1/04/10
Francis v. State	A09-1466	1/04/10

Monday, January 4, 2010

Nonoral

Michael Calvin Francis, petitioner,
Appellant,

Gary R. Wolf
The Barristers Trust Building
247 Third Avenue South
Minneapolis, Minnesota 55415

vs. A09-1466

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

Order Hennepin County

[summary of issues](#)

Jermaine Ferguson, petitioner,
Appellant,

Jermaine Ferguson
OID # 218993
7600 525th Street
Rush City, Minnesota 55069

vs. A09-1483

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
Michael K. Walz
Assistant Hennepin County Attorney
C-2000 Government Center
Minneapolis, Minnesota 55487

Order Hennepin County

[summary of issues](#)

SUPREME COURT COURTROOM, STATE CAPITOL

Tuesday, January 5, 2010

En Banc Oral

State of Minnesota,
Respondent,

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

Melanie S. Ford
St. Louis County Attorney
St. Louis County Courthouse
100 North Fifth Avenue West
Duluth, Minnesota 55802

vs. A09-702

Andy William Prtine,
Appellant.

Office of the Minnesota State Public Defender
Steven P. Russett
Assistant State Public Defender
540 Fairview Avenue North – Suite 300
St. Paul, Minnesota 55104

Judgment St. Louis County

[summary of issues](#)

Elen Bahr,
Respondent,

Joni M. Thome
Frances E. Baillon
Halunen & Associates
1650 IDS Center
80 South Eighth Street
Minneapolis, Minnesota 55402

vs. A08-1367

Capella University,
Appellant.

Thomas A. Harder
Foley & Mansfield, PLLP
250 Marquette Avenue – Suite 1200
Minneapolis, Minnesota 55401

Opinion Court of Appeals

<http://www.lawlibrary.state.mn.us/archive/ctappub/0905/opa081367-0519.pdf>

[summary of issues](#)

SUPREME COURT COURTROOM, STATE CAPITOL

Wednesday, January 6, 2010

En Banc Oral

Eagan Economic Development Authority,
Appellant,

Robert B. Bauer
Michael G. Dougherty
Jessica L. Sanborn
Severson, Sheldon, Dougherty & Molenda, P.A.
7300 West 147th Street – Suite 600
Apple Valley, Minnesota 55124

vs. A08-767

U-Haul Company of Minnesota a/k/a
U-Haul Co. of Minnesota, et al.,
Respondents,

Daniel L. Scott
Paul Duggan Vraa
Larson • King, LLP
2800 Wells Fargo Place
30 East Seventh Street
St. Paul, Minnesota 55101

Randall J. Quam, et al.,
Respondents,

Steven J. Quam
Fredrickson & Byron, P.A.
200 South Sixth Street – Suite 4000
Minneapolis, Minnesota 55402

Larson Training Services, Inc. d/b/a Larson's
Automotive Repair Services,
Respondents,

Gary G. Fuchs
Elizabeth E. Rein
Gary G. Fuchs, P.A.
3440 Federal Drive – Suite 100
Eagan, Minnesota 55122

vs.

Minnesota's Credit Union, et al.,
Respondents Below,

Irma L. Parranto, et al.,
Respondents,

Jamal D. Ansari, et al.,
Respondents Below.

Opinion Court of Appeals

<http://www.lawlibrary.state.mn.us/archive/ctappub/0905/opa080767-0519.pdf>

[summary of issues](#)

(Wednesday, January 6, 2010 continued on next page)

(Wednesday, January 6, 2010 continued)

Cargill, Incorporated, et al.,
Appellants,

Thomas C. Mielenhausen
Christopher H. Yetka
Lindquist & Vennum, P.L.L.P.
4200 IDS Center
80 South Eighth Street
Minneapolis, Minnesota 55402

Paul L. Langer
Proskauer Rose, LLP
222 South Riverside Plaza – 29th Floor
Chicago, Illinois 60606-5808

vs. A08-1082

Ace American Insurance Company,
et al.,
Respondents,

Liberty Mutual Insurance Company,
Respondent,

Robert W. Kettering
Theodore J. Smetak
Paul E. D. Darsow
Arthur, Chapman, Kettering, Smetak & Pikala, P.A.
Young Quinlan Building
81 South Ninth Street
Minneapolis, Minnesota 55402-3214

Michael J. Cohen
Meissner Tierney Fisher & Nichols, S.C.
111 E. Kilbourn Avenue – 10th Floor
Milwaukee, Wisconsin 53202

St. Paul Fire and Marine Insurance Company,
et al.,
Respondents.

Charles E. Spevacek
Amy J. Woodworth
Meagher & Geer, P.L.L.P.
33 South Sixth Street – Suite 4400
Minneapolis, Minnesota 55402

Opinion Court of Appeals

<http://www.lawlibrary.state.mn.us/archive/ctappub/0905/opa081082-0526.pdf>

[summary of issues](#)

SUPREME COURT COURTROOM, STATE CAPITOL

Thursday, January 7, 2010

En Banc Oral

State of Minnesota,
Respondent,

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

Timothy R. Faver
Beltrami County Attorney
Beltrami County Judicial Center
600 Minnesota Avenue – Suite 400
Bemidji, Minnesota 56601-3037

vs. A08-769

Shane Scott Stone,
Appellant.

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/0907/opa080769-0707.pdf>

[summary of issues](#)

Patrick Brian Stewart,
Respondent,

Peter C. Sandberg
Sandberg & Sandberg, LLC
4057 28th Street N.W. – Suite 300
Rochester, Minnesota 55901

vs. A08-1209

Christopher Michael Koenig, et al.,
Appellants.

Kay Nord Hunt
Lommen, Abdo, Cole, King & Stageberg, P.A.
2000 IDS Center
80 South Eighth Street
Minneapolis, Minnesota 55402

Angela C. Shackelford
LaBore, Biuliani, Cosgriff & Viltoft, Ltd.
10285 Yellow Circle Drive
P.O. Box 70
Hopkins, Minnesota 55343-0070

Opinion Court of Appeals

<http://www.lawlibrary.state.mn.us/archive/ctappub/0906/opa081209-0630.pdf>

[summary of issues](#)

COURTROOM 300, MINNESOTA JUDICIAL CENTER

Monday, January 11, 2010

En Banc Oral

In the Matter of the Welfare of the Children of:
J.B. and R.P.; S.K.J. and J.N.T.; S.L.A.J. and
B.J.T., Parents.

Case No. A09-1146

Donald F. Ryan
Crow Wing County Attorney
Crow Wing County Attorney's Office
213 Laurel Street – Suite 31
Brainerd, Minnesota 56401

Melanie Dotty
P.O. Box 815
Pequot Lakes, Minnesota 56472

William O'Hara
O'Hara Law Office Ltd.
417 Laurel Street
P.O. Box 624
Brainerd, Minnesota 56401

Charles J. Frey
Frey Law Office, Ltd.
417 Laurel Street
P.O. Box 683
Brainerd, Minnesota 56401

Petition for Accelerated Review

[summary of issues](#)

In the Matter of the Welfare of the Child of:
S.L.J., Parent.

Case No. A09-80

G. Paul Beaumaster
Rice County Attorney
Benjamin Bejar
Assistant Rice County Attorney
Rice County Attorney's Office
218 N.W. Third Street
Faribault, Minnesota 55021

Grant D. Sanders
Sanders & Co., Ltd.
109 Central Avenue North
Faribault, Minnesota 55021-5210

Opinion Court of Appeals

<http://www.lawlibrary.state.mn.us/archive/ctappub/0909/opa090080-0901.pdf>

[summary of issues](#)

COURTROOM 300, MINNESOTA JUDICIAL CENTER

Tuesday, January 12, 2010

En Banc Oral

In the Matter of the Application of Anthony
E. Sampair and Laurie K. Sampair to register
title to the following described real estate
situated in Washington County, Minnesota,
namely: Lots 1 and 2, Block 1, Lakewood
Park Third Division, applicants,
Respondents,

Mark E. Greene
Sarah L. Krans
Bernick, Lifson, Greenstein, Greene & Liszt, P.A.
5500 Wayzata Boulevard – Suite 1200
Minneapolis, Minnesota 55416

vs. A08-1494 and A08-1505

Village of Birchwood, et al.,
Defendants,

Jeffrey Lutz, et al.,
Appellants,

Wayne B. Holstad
30 East Seventh Street – Suite 1690
St. Paul, Minnesota 55101

Josephine Berg Simes, et al.,
Appellants.

Frederic W. Knaak
Jessica A. Johnson
Greg T. Kryzer
Knaak & Kryzer, P.A.
3500 Willow Lake Boulevard – Suite 800
Vadnais Heights, Minnesota 55110

Opinion Court of Appeals

<http://www.lawlibrary.state.mn.us/archive/ctapun/0906/opa081494-0609.pdf>

[summary of issues](#)

John Kennedy,
Respondent,

Peter D. Ekstrand
Ekstrand Law Office, PLC
100 Main Street West
Wabasha, Minnesota 55981

vs. A08-1921

Pepin Township of Wabasha County,
Appellant.

Mary D. Tietjen
Troy J. Gilchrist
Kennedy & Graven, Chartered
470 U.S. Bank Plaza
200 South Sixth Street
Minneapolis, Minnesota 55402

Opinion Court of Appeals

<http://www.lawlibrary.state.mn.us/archive/ctappub/0906/opa081921-0623.pdf>

[summary of issues](#)

COURTROOM 300, MINNESOTA JUDICIAL CENTER

Wednesday, January 13, 2010

En Banc Oral

Loren J. Zutz, et al,

Appellants,

Paul A. Sortland
Sortland Law Office
431 South Seventh Street – Suite 2440
Minneapolis, Minnesota 55415

vs. A08-1764

John Nelson, et al.,

Respondents.

Lindsay G. Arthur, Jr.
Beth Jenson Prouty
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/0906/opa081764-0623.pdf>

[summary of issues](#)

In re Petition for Disciplinary Action against
Thomas John Lyons, Jr., a Minnesota Attorney,
Registration No. 249646.

Case No. A09-472

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](#)
