

STATE OF MINNESOTA

IN SUPREME COURT

SUPREME COURT CALENDAR
October 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>
Goodman v. Best Buy, Inc.	A07-1820	10/07/09	State Capitol Building, Second Floor
In re Discipline of Karlsen	A08-623	10/13/09	Judicial Center, Courtroom 300
In the Matter of the Denial of Certification of the Variance Granted to David Haslund by the City of St. Mary's Point	A08-427	10/06/09	State Capitol Building, Second Floor
In the Matter of the Denial of Certification of the Variance Granted to Robert W. Hubbard by the City of Lakeland	A07-1932 A07-2006	10/12/09	Judicial Center, Courtroom 300
Middle-Snake-Tamarac Rivers Watershed District v. Stengrim	A08-825	10/08/09	State Capitol Building, Second Floor
Oliver v. State, by its Commissioner of Transportation	A08-646	10/12/09	Judicial Center, Courtroom 300
S.M. Hentges & Sons, Inc. v. Short Elliott Hendrickson, Inc.	A08-418 A08-569	10/13/09	Judicial Center, Courtroom 300
State v. Al-Naseer	A07-2275	10/07/09	State Capitol Building, Second Floor
State v. Brown	A07-599	10/14/09	Hibbing High School 9:30 A.M.
State v. Carufel	A07-1711	10/06/09	State Capitol Building, Second Floor
State v. Her	A06-1743	10/05/09	State Capitol Building, Second Floor
State v. McDaniel	A07-2160	10/05/09	State Capitol Building, Second Floor
Swanson v. Brewster, et al.	A08-806	10/08/09	State Capitol Building, Second Floor

SUPREME COURT COURTROOM, STATE CAPITOL

Monday, October 5, 2009

En Banc Oral

State of Minnesota,
Respondent,

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

Susan Gaertner
Ramsey County Attorney
Mitchell L. Rothman
Assistant Ramsey County Attorney
50 West Kellogg Boulevard – Suite 315
St. Paul, Minnesota 55102-1657

vs. A06-1743

Moua Her,
Appellant.

Office of the Minnesota State Public Defender
Suzanne M. Senecal-Hill
Assistant State Public Defender
540 Fairview Avenue North – Suite 300
St. Paul, Minnesota 55104

Judgment Ramsey County

[summary of issues](#)

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

vs. A07-2160

Jonard Brandon McDaniel,
Appellant.

Legal Assistance to Minnesota Prisoners
Bradford Colbert
875 Summit Avenue – Suite 254
St. Paul, Minnesota 55105

Judgment Hennepin County

[summary of issues](#)

SUPREME COURT COURTROOM, STATE CAPITOL

Tuesday, October 6, 2009

En Banc Oral

State of Minnesota,
Appellant,

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

Charles E. MacLean
Winona County Attorney
Kevin P. O’Laughlin
Justin A. Wesley
Assistant Winona County Attorneys
Winona County Courthouse
171 West Third Street
Winona, Minnesota 55987

vs. A07-1711

Ricky J. Carufel,
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

Opinion Court of Appeals

<http://www.lawlibrary.state.mn.us/archive/ctapun/0812/opa071711-1230.pdf>

[summary of issues](#)

In the Matter of the Denial of Certification
of the Variance Granted to David Haslund
by the City of St. Mary’s Point.

Bradley J. Gunn
Malkerson Gilliland Martin, LLP
220 South Sixth Street – Suite 1900
Minneapolis, Minnesota 55402

Case No. A08-427

Lori Swanson
Minnesota Attorney General
Kimberly Middendorf
David P. Iverson
Assistant Attorneys General
445 Minnesota Street – Suite 900
St. Paul, Minnesota 55101-2127

Opinion Court of Appeals

<http://www.lawlibrary.state.mn.us/archive/ctappub/0901/opa080427-0127.pdf>

[summary of issues](#)

SUPREME COURT COURTROOM, STATE CAPITOL

Wednesday, October 7, 2009

En Banc Oral

Jonathon L. Goodman,
Respondent,

Katherine L. MacKinnon
Law Office of Katherine L. MacKinnon
3744 Huntington Avenue
St. Louis Park, Minnesota 55416-4918

vs. A07-1820

Best Buy, Inc.,
Appellant.

Joseph G. Schmitt
Halleland Lewis Nilan & Johnson, P.A.
600 U.S. Bank Plaza South
220 South Sixth Street
Minneapolis, Minnesota 55402

Opinion Court of Appeals

<http://www.lawlibrary.state.mn.us/archive/ctappub/0809/opa071820-0902.pdf>

[summary of issues](#)

State of Minnesota,
Appellant,

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

Brian Melton
Clay County Attorney
Clay County Courthouse
P.O. Box 280
Moorhead, Minnesota 56561

\vs. A07-2275

Mohammed Gazizamil Al-Naseer,
Respondent.

Office of the Minnesota State Public Defender
Roy G. Spurbeck
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/ctapun/0902/opa072275-0210.pdf>

[summary of issues](#)

SUPREME COURT COURTROOM, STATE CAPITOL

Thursday, October 8, 2009

En Banc Oral

David Swanson,
Respondent,

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

Mark S. Genereux
Genereux Law Office
101 East Fifth Street – Suite 800
St. Paul, Minnesota 55101

vs. A08-806

Rebecca Brewster, et al.,
Appellants.

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

Opinion Court of Appeals

<http://www.lawlibrary.state.mn.us/archive/ctapun/0903/opa080806-0303.pdf>

[summary of issues](#)

Middle-Snake-Tamarac Rivers
Watershed District,
Appellant,

Gerald W. Von Korff
Rinke-Noonan
1015 West St. Germain Street – Suite 300
P.O. Box 1497
St. Cloud, Minnesota 56302

vs. A08-825

James Stengrim,
Respondent.

Daniel A. Haws
Kelly S. Hadac
Murnane Brandt
30 East Seventh Street – Suite 3200
St. Paul, Minnesota 55101

Opinion Court of Appeals

<http://www.lawlibrary.state.mn.us/archive/ctapun/0902/opa080825-0217.pdf>

[summary of issues](#)

COURTROOM 300, MINNESOTA JUDICIAL CENTER

Monday, October 12, 2009

En Banc Oral

In the Matter of the Denial of Certification of
the Variance Granted to Robert W. Hubbard
by the City of Lakeland.

Case Nos. A07-1932 and A07-2006

Lori Swanson
Minnesota Attorney General
David P. Iverson
Kimberly Middendorf
Assistant Attorneys General
445 Minnesota Street – Suite 900
St. Paul, Minnesota 55101-2127

Andrew T. Shern
Thomas A. Gilligan, Jr.
Murnane Brandt
30 East Seventh Street – Suite 3200
St. Paul, Minnesota 55101

Ryan J. Wartick
Hellmuth & Johnson, PLLC
10400 Viking Drive – Suite 500
Eden Prairie, Minnesota 55344

Sam Hanson
Diane B. Bratvold
Briggs and Morgan, P.A.
2200 IDS Center
80 South Eighth Street
Minneapolis, Minnesota 55402-2157

Scott R. Strand
1772 Eleanor Avenue
St. Paul, Minnesota 55116-1440

David A. Jones
3415 University Avenue
St. Paul, Minnesota 55116-1440

Nicholas J. Vivian
Eckberg, Lammers
1809 Northwestern Avenue – Suite 110
Stillwater, Minnesota 55082-7598

Opinion Court of Appeals

<http://www.lawlibrary.state.mn.us/archive/ctapun/0812/opa071932-1209.pdf>

[summary of issues](#)

(Monday October 12, 2009 continued on next page)

(Monday October 12, 2009 continued)

Dean and Delores Oliver,
Respondents,

Zenas Baer
Zenas Baer and Associates
331 6th Street
P.O. Box 249
Hawley, Minnesota 56549

vs. A08-646

State of Minnesota, by its Commissioner
of Transportation,
Appellant.

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

Opinion Court of Appeals

<http://www.lawlibrary.state.mn.us/archive/ctappub/0902/opa080646-0217.pdf>

[summary of issues](#)

COURTROOM 300, MINNESOTA JUDICIAL CENTER

Tuesday, October 13, 2009

En Banc Oral

S.M. Hentges & Sons, Inc.,
Appellant,

Phillip R. Krass
Molly R. Hamilton
Krass Monroe, P.A.
8000 Norman Center Drive – Suite 1000
Minneapolis, Minnesota 55437-1178

vs. A08-418 and A08-569

Richard Mensing, et al.,
Respondents,

Land Geeks, L.L.C., et al.,
Defendants,

Short Elliott Hendrickson, Inc.
Respondent,

Michael P. Coaty
Stephen F. Buterin
Brian W. Varland
Coleman, Hull & Van Vliet, P.L.L.P.
8500 Normandale Lake Boulevard – Suite 2110
Minneapolis, Minnesota 55437

City of Cannon Falls,
Respondent.

Opinion Court of Appeals

<http://www.lawlibrary.state.mn.us/archive/ctappub/0901/opa080418-0113.pdf>

[summary of issues](#)

In re Petition for Disciplinary Action against
Bent Karlsen, a Minnesota Attorney,
Registration No. 254344.

Office of Lawyers Professional Responsibility
Martin A. Cole, Director
Kevin T. Slator
Assistant Director
1500 Landmark Towers
345 St. Peter Street
St. Paul, Minnesota 55102-1218

Case No. A08-623

Bent Karlsen
220 West Lake Drive
Detroit Lakes, Minnesota 56501
and
3108 La Mesa Drive
Henderson, Nevada 89014-3614

Petition for Disciplinary Action

[summary of issues](#)

HIBBING HIGH SCHOOL – 9:30 A.M.

Wednesday, October 14, 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
Lee W. Barry
Assistant County Attorney
C-2000 Government Center
300 South Sixth Street
Minneapolis, Minnesota 55487

vs. A07-599

Adolphus Brown,
Appellant.

Office of the Minnesota State Public Defender
Theodora Gaitas
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/0812/opa070599-1216.pdf>

[summary of issues](#)
