

**STATE OF MINNESOTA  
IN SUPREME COURT**

**SUPREME COURT CALENDAR  
FEBRUARY 2013**

**(AMENDED 1-17-13)**

**Court convenes at 9:00 a.m.  
(unless otherwise noted)**

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.**  
(unless otherwise noted)

**NOTE:** Attorneys who will be arguing cases on this calendar should complete and return the argument appearance form attached at the end of this calendar.

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 Lorie S. Gildea**  
**Justice Alan C. Page**  
**Justice Paul H. Anderson**  
**Justice G. Barry Anderson**  
**Justice Christopher J. Dietzen**  
**Justice David R. Stras**  
**Justice Wilhelmina M. Wright**

**En Banc Oral**

	<b><u>Case Number</u></b>	<b><u>Date</u></b>	<b><u>Location</u></b>
A.A.A. v. Minnesota Department of Human Services	A11-1831	2/12/13	Judicial Center, Courtroom 300
In re Discipline of Glasser	A11-2126	2/6/13	State Capitol Building, Second Floor
In re Discipline of Morris, Jr.	A12-0943	2/11/13	Judicial Center, Courtroom 300
500, LLC v. City of Minneapolis	A11-1705	2/5/13	State Capitol Building, Second Floor
McCaughtry, et al. v. City of Red Wing	A10-0332	2/5/13	State Capitol Building, Second Floor
Metropolitan Sheet Metal Journeyman and Apprentice Training Trust Fund v. County of Ramsey	A12-0323	2/7/13	State Capitol Building, Second Floor
State v. Diggins	A08-1143	2/4/13	State Capitol Building, Second Floor
State v. Morrow	A12-0079	2/12/13	Judicial Center, Courtroom 300
State v. Pass	A12-0635	2/11/13	Judicial Center, Courtroom 300
State v. Turner	A10-1522, A12-0979	2/4/13	State Capitol Building, Second Floor
State v. Zornes	A12-0463	2/6/13	State Capitol Building, Second Floor

**Nonoral**

Kohl's Department Stores, Inc. v. County of Washington	A12-1507	2/7/13	
--	----------	--------	--

**SUPREME COURT COURTROOM, STATE CAPITOL**

**Monday, February 4, 2013**

**En Banc Oral**

State of Minnesota,

Respondent,

Lori Swanson  
Minnesota Attorney General  
445 Minnesota Street – Suite 1800  
Saint Paul, Minnesota 55101

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

vs. A08-1143

Val Derick Diggins,

Appellant.

Zachary A. Longsdorf  
Longsdorf Law Firm, P.L.C.  
10390 - 39th Street North – Suite 3  
Lake Elmo, Minnesota 55042

Judgment Hennepin County

[Summary of issues](#)

-----  
State of Minnesota,

Respondent,

Lori Swanson  
Minnesota Attorney General  
445 Minnesota Street – Suite 1800  
Saint Paul, Minnesota 55101

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

vs. A10-1522, A12-0979

Jonathan Nicholas Turner,

Appellant.

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

Judgment Hennepin County

[Summary of issues](#)  
-----

**SUPREME COURT COURTROOM, STATE CAPITOL**

**Tuesday, February 5, 2013**

**En Banc Oral**

Robert McCaughtry, et al.,  
Appellants,

Lee U. McGrath  
Anthony B. Sanders  
Institute for Justice Minnesota Chapter  
527 Marquette Avenue – Suite 1600  
Minneapolis, Minnesota 55402

Dana Berliner  
Institute for Justice  
901 North Glebe Road – Suite 900  
Arlington, Virginia 22203

vs. A10-0332

City of Red Wing,  
Respondent.

John M. Baker  
Kathryn N. Hibbard  
Katherine M. Swenson  
222 South Ninth Street – Suite 2200  
Minneapolis, Minnesota 55402

Opinion Court of Appeals

<http://www.lawlibrary.state.mn.us/archive/ctapun/1009/opa100332-0928.pdf>

[Summary of issues](#)

---

500, LLC,  
Appellant,

Karl E. Robinson  
Hellmuth & Johnson, P.L.L.C.  
8050 West 78th Street  
Edina, Minnesota 55439

vs. A11-1705

City of Minneapolis,  
Respondent.

Susan L. Segal  
Minneapolis City Attorney  
Erik E. Nilsson  
Assistant City Attorney  
Darla J. Boggs  
Assistant City Attorney  
Minneapolis City Attorney's Office  
City Hall – Room 210  
350 South Fifth Street  
Minneapolis, Minnesota 55415

Opinion Court of Appeals

<http://www.lawlibrary.state.mn.us/archive/ctapun/1206/opa111705-062512.pdf>

[Summary of issues](#)

---

**SUPREME COURT COURTROOM, STATE CAPITOL**

**Wednesday, February 6, 2013**

**En Banc Oral**

State of Minnesota,

Respondent,

Lori Swanson  
Minnesota Attorney General  
445 Minnesota Street – Suite 1800  
Saint Paul, Minnesota 55101

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

Brian Melton  
Clay County Attorney  
Clay County Courthouse  
807 North Eleventh Street  
P.O. Box 280  
Moorhead, Minnesota 56560

vs. A12-0463

Tracy Alan Zornes,

Appellant.

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

Judgment Clay County

[Summary of issues](#)

---

In re Petition for Disciplinary Action  
against Susanne Marie Glasser, a  
Minnesota Attorney, Registration No.  
272978.

Office of Lawyers Professional Responsibility  
Martin A. Cole, Director  
1500 Landmark Towers  
345 Saint Peter Street  
Saint Paul, Minnesota 55102

Case No. A11-2126

Edward F. Kautzer  
Ruvelson & Kautzer. Ltd.  
Spruce Tree Centre – Suite 313  
1600 University Avenue West  
Saint Paul, Minnesota 55104

Petition for Discipline

[Summary of issues](#)

---

**SUPREME COURT COURTROOM, STATE CAPITOL**

**Thursday, February 7, 2013**

**En Banc Oral**

Metropolitan Sheet Metal Journeyman  
and Apprentice Training Trust Fund,  
Relator,

Carl S. Wosmek  
Corey J. Ayling  
Kathleen M. Brennan  
McGrann, Shea, Carnival, Straughn &  
Lamb, Chartered  
800 Nicollet Mall – Suite 2600  
Minneapolis, Minnesota 55402

vs. A12-0323

County of Ramsey,  
Respondent.

John J. Choi  
Ramsey County Attorney  
M. Jean Stepan  
Assistant County Attorney  
121 Seventh Place East – Suite 4500  
Saint Paul, Minnesota 55101

Minnesota Tax Court

[Summary of issues](#)

---

**Nonoral**

Kohl's Department Stores, Inc.,  
Relator,

Thomas R. Wilhelmy  
Judy S. Engel  
Fredrikson & Byron, P.A.  
200 South Sixth Street – Suite 4000  
Minneapolis, Minnesota 55402

vs. A12-1507

County of Washington,  
Respondent.

Pete Orput  
Washington County Attorney  
James Zuleger  
Assistant County Attorney  
Washington County Government Center  
15015 - 62nd Street North  
P.O. Box 6  
Stillwater, Minnesota 55082

Minnesota Tax Court

[Summary of issues](#)

---

**COURTROOM 300, MINNESOTA JUDICIAL CENTER**

**Monday, February 11, 2013**

**En Banc Oral**

State of Minnesota,  
Appellant/Cross-Respondent,

Lori Swanson  
Minnesota Attorney General  
445 Minnesota Street – Suite 1800  
Saint Paul, Minnesota 55101

James C. Backstrom  
Dakota County Attorney  
Phillip D. Prokopowicz  
Chief Deputy County Attorney  
Dakota County Judicial Center  
1560 Highway 55  
Hastings, Minnesota 55033

vs. A12-0635

Taylor James Pass,  
Respondent/Cross-Appellant.

Mark D. Nyvold  
Special Assistant State Public Defender  
7671 Central Avenue Northeast – Suite 207  
Fridley, Minnesota 55432

Opinion Court of Appeals

<http://www.lawlibrary.state.mn.us/archive/ctapun/1208/opa120635-082712.pdf>

[Summary of issues](#)

---

In re Petition for Disciplinary Action  
Against William John Morris, Jr., a  
Minnesota Attorney, Registration  
No. 230637.

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

Case No. A12-0943

William John Morris, Jr.  
Federal Prison Camp  
P.O. Box 1000  
Duluth, Minnesota 55814

Petition for Discipline

[Summary of issues](#)

---

**COURTROOM 300, MINNESOTA JUDICIAL CENTER**

**Tuesday, February 12, 2013**

**En Banc Oral**

State of Minnesota,  
Respondent,

Lori Swanson  
Minnesota Attorney General  
445 Minnesota Street – Suite 1800  
Saint Paul, Minnesota 55101

John J. Choi  
Ramsey County Attorney  
Thomas R. Ragatz  
Assistant County Attorney  
50 Kellogg Boulevard West – Suite 315  
Saint Paul, Minnesota 55102

vs. A12-0079

Aaron Joseph Morrow,  
Appellant.

Michael F. Cromett  
Assistant State Public Defender  
Office of the Minnesota State Public Defender  
540 Fairview Avenue North – Suite 300  
Saint Paul, Minnesota 55104

Judgment Ramsey County

[Summary of issues](#)

-----  
A.A.A.,  
Appellant,

Julie H. Firestone  
Briggs and Morgan, P.A.  
2200 IDS Center  
80 South Eighth Street  
Minneapolis, Minnesota 55402

vs. A11-1831

Minnesota Department of Human  
Services,  
Respondent.

Lori Swanson  
Minnesota Attorney General  
445 Minnesota Street – Suite 1100  
Saint Paul, Minnesota 55101

Patricia A. Sonnenberg  
Assistant Attorney General  
445 Minnesota Street, Suite 1100  
Saint Paul, Minnesota 55101

Opinion Court of Appeals

<http://www.lawlibrary.state.mn.us/archive/ctappub/1207/opa111831-070212.pdf>

[Summary of issues](#)

-----

**COUNSEL ARGUING CASES THIS MONTH  
MUST COMPLETE THIS FORM AND  
RETURN IT IMMEDIATELY TO:**

**Supreme Court Marshal  
305 Minnesota Judicial Center  
25 Rev. Dr. Martin Luther King Jr. Blvd.  
St. Paul MN 55155**

-----  
Case Title: \_\_\_\_\_

Case Number: \_\_\_\_\_

\_\_\_\_\_ representing \_\_\_\_\_

will argue this case before the Minnesota Supreme Court on\_\_\_\_\_.

Signed: \_\_\_\_\_

Phone number: \_\_\_\_\_

Note: If you are a person who uses a wheelchair or who is hearing impaired, please contact the  
Minnesota Supreme Court Marshal at 651-282-9931 or [kim.ghilardi@courts.state.mn.us](mailto:kim.ghilardi@courts.state.mn.us)  
to ensure disability accessible facilities.