

**STATE OF MINNESOTA  
IN SUPREME COURT**

**SUPREME COURT CALENDAR  
OCTOBER 2013**

**AMENDED 10-04-13**

**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 G. Barry Anderson**

**Justice Christopher J. Dietzen**

**Justice David R. Stras**

**Justice Wilhelmina M. Wright**

**Justice David L. Lillehaug**

**En Banc Oral**

	<b><u>Case Number</u></b>	<b><u>Date</u></b>	<b><u>Location</u></b>
In the Matter of the Civil Commitment of: Ince.	A12-1691	9/30/13	Judicial Center, Courtroom 300
Inquiry into the Conduct of The Honorable George W. Perez.	A12-2118	10/1/13	Judicial Center, Courtroom 300
In re Discipline of Nett.	A12-1442	10/3/13	Judicial Center, Courtroom 300
State v. Lemert	A12-0050	10/2/13	William Mitchell College of Law Room 245 – 6:30 p.m.
State v. Little	A11-2319	10/9/13	Wadena Memorial Auditorium 9:00 a.m.
State v. Yarbrough	A12-1872	10/8/13	Judicial Center, Courtroom 300
Welfare of: J.H.	A12-1405	9/30/13	Judicial Center, Courtroom 300

**Nonoral**

Turner v. Commissioner of Revenue	A13-0927	10/1/13	
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**COURTROOM 300, MINNESOTA JUDICIAL CENTER**

**Monday, September 30, 2013**

**En Banc Oral**

In the Matter of the Civil Commitment  
of: Cedrick Scott Ince.

Case No. A12-1691

Kenneth R. White  
Law Office of Kenneth R. White, P.C.  
212 Madison Avenue – Suite 200  
Mankato, Minnesota 56001

Anthony F. Nerud  
Nerud Law Office  
325 West Main Street  
P.O. Box 558  
Arlington, Minnesota 55307

David E. Schauer  
Sibley County Attorney  
Matthew Frank  
Assistant Attorney General  
445 Minnesota Street – Suite 1800  
Saint Paul, Minnesota 55101

Opinion Court of Appeals

<http://mn.gov/lawlib/archive/ctapun/1303/opa121691-031813.pdf>

[Summary of issues](#)

In the Matter of the Welfare of:  
J.H., Child.

Case No. A12-1405

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

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

Leslie J. Rosenberg  
Assistant State Public Defender  
Office of the Minnesota State Public Defender  
540 Fairview Avenue North – Suite 300  
Saint Paul, Minnesota 55104

Opinion Court of Appeals

<http://mn.gov/lawlib/archive/ctappub/1303/opa121405-030413.pdf>

[Summary of issues](#)

**COURTROOM 300, MINNESOTA JUDICIAL CENTER**

**Tuesday, October 1, 2013**

**En Banc Oral**

Inquiry into the Conduct of The  
Honorable George W. Perez.

Case No. A12-2118

Douglas A. Kelley  
Steven E. Wolter  
Kelley, Wolter & Scott, P.A.  
Centre Village Offices – Suite 2530  
431 South Seventh Street  
Minneapolis, Minnesota 55415

Frederick E. Finch  
Bassford, Remele  
A Professional Association  
33 South Sixth Street – Suite 3800  
Minneapolis, Minnesota 55402

Petition for Discipline

[Summary of issues](#)

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**Nonoral**

Brian Turner, et al.,

Relators,

Eric Johnson  
U.S. Bank Center  
101 East Fifth Street – Suite 910  
Saint Paul, Minnesota 55101

vs. A13-0927

Commissioner of Revenue,  
Respondent.

Lori Swanson  
Minnesota Attorney General  
Shannon M. Harmon  
Assistant Attorney General  
445 Minnesota Street – Suite 900  
Saint Paul, Minnesota 55101

Tax Court

[Summary of issues](#)

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**WILLIAM MITCHELL COLLEGE OF LAW – ROOM 245 – 6:30 P.M.**

**Wednesday, October 2, 2013**

**En Banc Oral**

State of Minnesota,

Respondent,

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

vs. A12-0050

Michelle M. Zehnder Fischer  
Nicollet County Attorney  
326 South Minnesota Avenue  
Saint Peter, Minnesota 56082

Charles William Lemert,

Appellant.

Carson J. Heefner  
Heefner, Nelson Law, P.A.  
155 South Wabasha Street – Suite 125  
Saint Paul, Minnesota 55107

Opinion Court of Appeals

<http://mn.gov/lawlib/archive/ctappub/1303/opa120050-032513.pdf>

[Summary of issues](#)

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**COURTROOM 300, MINNESOTA JUDICIAL CENTER**

**Thursday, October 3, 2013**

**En Banc Oral**

In re Petition for Disciplinary Action  
against Rebekah Mariya Nett, a  
Minnesota Attorney, Registration No.  
299571.

Case No. A12-1442

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

Zorislav R. Leyderman  
Law Office of Zorislav R. Leyderman  
222 South Ninth Street – Suite 1600  
Minneapolis, Minnesota 55402

Petition for Discipline

[Summary of issues](#)

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**COURTROOM 300, MINNESOTA JUDICIAL CENTER**

**Tuesday, October 8, 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  
345 Wabasha Street North – Suite 120  
Saint Paul, Minnesota 55102

vs. A12-1872

LaDream Hampton Yarbrough,  
Appellant.

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

Opinion Court of Appeals

<http://mn.gov/lib/archive/ctappub/1304/opa121872-040813.pdf>

[Summary of issues](#)

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**WADENA MEMORIAL AUDITORIUM – 9:00 A.M.**

**Wednesday, October 9, 2013**

**En Banc Oral**

State of Minnesota,

Respondent,

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

Mark A. Ostrem  
Olmsted County Attorney  
James P. Spencer  
Senior Assistant County Attorney  
151 Southeast Fourth Street  
Rochester, Minnesota 55904

vs. A11-2319

Antoine Rumel Little,

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

Opinion Court of Appeals

<http://mn.gov/lawlib/archive/ctapun/1302/opa112319-021913.pdf>

[Summary of issues](#)

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**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**

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

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

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

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

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

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

Note: The Minnesota Judicial Branch is committed to providing all people with equal access to the courts. To this end, the Judicial Branch strives to make reasonable accommodations for court users with disabilities consistent with the requirements of the Americans with Disabilities Act (ADA) and Minnesota State Statute 363A.11.

If you or your client will be attending oral argument, have a disability, and anticipate needing an accommodation, please complete an [ADA Accommodation Request form \(PDF form\)](#) and submit it to [kim.ghilardi@courts.state.mn.us](mailto:kim.ghilardi@courts.state.mn.us)