

**STATE OF MINNESOTA
IN SUPREME COURT**

**SUPREME COURT CALENDAR
SEPTEMBER 2013**

**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

	<u>Case Number</u>	<u>Date</u>	<u>Location</u>
In re Discipline of Hummel	A11-2072	9/4/13	Judicial Center, Courtroom 300
Gieseke, on behalf of Diversified Water Diversion, Inc. v. IDCA, Inc., et al.	A12-0713	9/9/13	Judicial Center, Courtroom 300
Minnesota Laborers Health and Welfare Fund, et al. v. Granite RE, Inc. v. Brent Anderson, et al.	A12-1017	9/3/13	Judicial Center, Courtroom 300
State v. Brooks	A11-1042	9/11/13	Judicial Center, Courtroom 300
State v. Fairbanks	A11-2164	9/11/13	Judicial Center, Courtroom 300
State v. Hentges	A12-0794	9/10/13	Judicial Center, Courtroom 300
Vassallo, by and through her Guardian ad Litem, Brown v. Majeski, et al.	A12-0859	9/5/13	Judicial Center, Courtroom 300

Nonoral

Caldwell v. State	A12-2301	9/3/13
Erickson v. State	A13-0349	9/9/13
Miles v. State	A13-0262	9/4/13

COURTROOM 300, MINNESOTA JUDICIAL CENTER

Tuesday, September 3, 2013

En Banc Oral

Minnesota Laborers Health and Welfare
Fund, et al.,
Respondents,

Pamela Hodges Nissen
Amanda R. Cefalu
Anderson, Helgen, Davis & Nissen, P.A.
333 South Seventh Street – Suite 310
Minneapolis, Minnesota 55402

Ruth S. Marcott
Felhaber, Larson, Fenlon & Vogt, P.A.
444 Cedar Street – Suite 2100
Saint Paul, Minnesota 55101

vs. A12-1017

Granite RE, Inc.,
Appellant,

Daniel R. Gregerson
Joshua A. Dorothy
Gregerson, Rosow, Johnson & Nilan, Ltd.
650 Third Avenue South – Suite 1600
Minneapolis, Minnesota 55402

vs.

Brent Anderson, third party defendant,
Respondent,

JoAnne M. Anderson, third party
defendant,
Respondent,

EnviroTech Remediation Services, Inc.,
third party defendant,
Respondent,

Brent Krause, et al., third party
defendants,
Respondents,

David P. Sobaski, third party defendant,
Respondent,

Karla P. Sobaski, third party defendant,
Respondent.

Opinion Court of Appeals
<http://mn.gov/lawlib/archive/ctappub/1212/opa121017-122412.pdf>

[Summary of issues](#)

(continued on next page)

(Tuesday, September 3, 2013, continued)

Nonoral

Lincoln Lamar Caldwell, petitioner,
Appellant,

Gregory J. Young
Goetz & Eckland, P.A.
Exposition Hall at Riverplace
43 Main Street Southeast – Suite 505
Minneapolis, Minnesota 55414

vs. A12-2301

State of Minnesota,
Respondent.

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

Michael O. Freeman
Hennepin County Attorney
Linda K. Jenny
Assistant County Attorney
C-2000 Government Center
Minneapolis, Minnesota 55487

Order Hennepin County

[Summary of issues](#)

COURTROOM 300, MINNESOTA JUDICIAL CENTER

Wednesday, September 4, 2013

En Banc Oral

In re Petition for Disciplinary Action
against Tucker Joseph Hummel, a
Minnesota Attorney, Registration No.
286230.

Case No. A11-2072

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

Tucker Joseph Hummel
649 North Van Buren Trail
Hopkins, Minnesota 55343

Petition for Discipline

[Summary of issues](#)

Nonoral

John Miles, petitioner,

Appellant,

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

vs. A13-0262

State of Minnesota,

Respondent.

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

Michael O. Freeman
Hennepin County Attorney
Thomas A. Weist
Assistant County Attorney
C-2000 Government Center
Minneapolis, Minnesota 55487

Order Hennepin County

[Summary of issues](#)

COURTROOM 300, MINNESOTA JUDICIAL CENTER

Thursday, September 5, 2013

En Banc Oral

Jolene Megan Vassallo, by and through
her Guardian ad Litem, Lisa A. Brown,
Respondent,

Douglas E. Schmidt
Schmidt Law Firm
13911 Ridgedale Drive – Suite 110
Minnetonka, Minnesota 55305

vs. A12-0859

Jason Lee Majeski, et al.,
Appellants.

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

Michael O. Freeman
Hennepin County Attorney
Toni A. Beitz
Senior Assistant County Attorney
A-2000 Government Center
Minneapolis, Minnesota 55487

Opinion Court of Appeals

<http://mn.gov/lawlib/archive/ctapun/1302/opa120859-020413.pdf>

[Summary of issues](#)

COURTROOM 300, MINNESOTA JUDICIAL CENTER

Monday, September 9, 2013

En Banc Oral

John Gieseke, on behalf of Diversified
Water Diversion, Inc.,
Respondent,

Todd Wind
Fredrikson & Byron, P.A.
200 South Sixth Street – Suite 4000
Minneapolis, Minnesota 55402

vs. A12-0713

IDCA, Inc., et al.,
Appellants.

Lisa Lodin Peralta
Peralta & Peralta, Ltd.
3009 Holmes Avenue
Minneapolis, Minnesota 55408

Kelly Griffiths
Griffitts Law Offices, P.L.L.C.
8053 East Bloomington Parkway – Suite 300
Bloomington, Minnesota 55420

Opinion Court of Appeals

<http://mn.gov/lawlib/archive/ctappub/1301/opa120713-011413.pdf>

[Summary of issues](#)

Nonoral

Timothy Michael Erickson, petitioner,
Appellant,

Timothy Michael Erickson
OID # 149521
970 Pickett Street North
Bayport, Minnesota 55003

vs. A13-0349

State of Minnesota,
Respondent.

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

Kathleen A. Heaney
Sherburne County Attorney
Samuel Wertheimer, II
Chief Deputy County Attorney
Sherburne County Government Center
13880 Business Center Drive
Elk River, Minnesota 55330

Order Sherburne County

[Summary of issues](#)

COURTROOM 300, MINNESOTA JUDICIAL CENTER

Tuesday, September 10, 2013

En Banc Oral

State of Minnesota,

Appellant,

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

Brent Christian
Le Sueur County Attorney
Thomas R. Ragatz
Special Assistant County Attorney
50 West Kellogg Boulevard West – Suite 315
Saint Paul, Minnesota 55102

vs. A12-0794

John Mark Hentges,

Respondent.

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

Order Court of Appeals

[Summary of issues](#)

COURTROOM 300, MINNESOTA JUDICIAL CENTER

Wednesday, September 11, 2013

En Banc Oral

State of Minnesota,

Respondent,

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

Patrick J. Ciliberto
Scott County Attorney
Todd P. Zettler
Assistant County Attorney
Scott County Justice Center
200 Fourth Avenue West
Shakopee, Minnesota 55379

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

vs. A11-1042, A11-1043

Wesley Eugene Brooks,

Appellant.

Jeffrey S. Sheridan
Strandemo, Sheridan & Dulas, P.A.
1380 Corporate Center Curve – Suite 320
Eagan, Minnesota 55121

Eric J. McCloud
McCloud Law Firm, P.L.L.C.
1360 University Avenue West – Suite 457
Saint Paul, Minnesota 55104

Court of Appeals

[Summary of issues](#)

State of Minnesota,

Respondent,

Lori Swanson
Minnesota Attorney General
John B. Galus
Assistant Attorney General
445 Minnesota Street – Suite 1800
Saint Paul, Minnesota 55101

Darlene Rivera
Mahnomen County Attorney
Mahnomen County Courthouse
311 North Main Street
Mahnomen, Minnesota 56557

vs. A11-2164

(continued on next page)

(Wednesday, September 11, 2013, continued)

Thomas Lee Fairbanks,
Appellant.

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

Judgment Mahnommen County

[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 to ensure disability accessible facilities.