

**STATE OF MINNESOTA  
IN SUPREME COURT**

**SUPREME COURT CALENDAR  
APRIL 2016**

**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 G. Barry Anderson**  
**Justice Christopher J. Dietzen**  
**Justice David R. Stras**  
**Justice David L. Lillehaug**  
**Justice Natalie E. Hudson**

**En Banc Oral**

	<b><u>Case Number</u></b>	<b><u>Date</u></b>	<b><u>Location</u></b>
Antonello v. Commissioner of Revenue	A15-1847	4/4/16	Judicial Center, Courtroom 300
Burks v. Metropolitan Council	A14-1651	4/4/16	Judicial Center, Courtroom 300
Cole v. Wutzke	A15-0060	4/11/16	Judicial Center, Courtroom 300
Commissioner of Revenue v. Dahmes Stainless, Inc.	A15-1920	4/13/16	Judicial Center, Courtroom 300
County of Aitkin, et al. v. Blandin Paper Company	A15-1666	4/6/16	Judicial Center, Courtroom 300
First Baptist Church of St. Paul, et al. v. City of St. Paul	A15-0015	4/12/16	University of St. Thomas Law School – 10:00 a.m.
Gams, Jr. v. Houghton	A14-1747	4/11/16	Judicial Center, Courtroom 300
In the Matter of the Consolidated Hospital Surcharge Appeals of Gillette Children’s Specialty Healthcare, et al.	A14-1462	4/5/16	Judicial Center, Courtroom 300
KSTP-TV v. Metropolitan Council	A14-1957	4/4/16	Judicial Center, Courtroom 300
State v. Fleming	A14-2187	4/13/16	Judicial Center, Courtroom 300
State v. Haywood	A14-1792	4/7/16	Lakeville North High School – 9:00 a.m.
State v. Vang	A14-1574, A15-1692	4/5/16	Judicial Center, Courtroom 300

**Nonoral**

Davis v. State	A15-1401	4/6/16	
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**COURTROOM 300, MINNESOTA JUDICIAL CENTER**

**Monday, April 4, 2016**

**En Banc Oral**

Robert Burks,  
Respondent,  
Justin M. Page  
Mid-Minnesota Legal Aid  
Minnesota Disability Law Center  
430 First Avenue North – Suite 300  
Minneapolis, Minnesota 55401

vs. A14-1651

Metropolitan Council,  
Appellant,  
Sydnee N. Woods  
Metropolitan Council  
390 Robert Street North  
Saint Paul, Minnesota 55101

Opinion Court of Appeals  
<https://mn.gov/law-library-stat/archive/ctapun/2015/opa141651-090815.pdf>

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In the Matter of: KSTP-TV,  
Respondent,  
Mark R. Anfinson  
Lake Calhoun Professional Building  
3109 Hennepin Avenue South  
Minneapolis, Minnesota 55408

vs. A14-1957

Metro Transit,  
Respondent Below,  
David D. Theisen  
Sydnee N. Woods  
Metropolitan Council  
390 Robert Street North  
Saint Paul, Minnesota 55101

Metropolitan Council,  
Appellant.

Opinion Court of Appeals  
<https://mn.gov/law-library-stat/archive/ctappub/2015/opa141957-082415.pdf>

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Michael and Jean Antonello,  
Respondents,  
Thomas E. Brever  
Foster Brever Wehrly, PLLC  
2812 Anthony Lane South – Suite 200  
Saint Anthony, Minnesota 55418

vs. A15-1847

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

Minnesota Tax Court

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**COURTROOM 300, MINNESOTA JUDICIAL CENTER**

**Tuesday, April 5, 2016**

**En Banc Oral**

In the Matter of the Consolidated Hospital Surcharge Appeals of Gillette Children's Specialty Healthcare, St. Luke's Hospital, North Memorial Health Care, HealthEast Care System, Park Nicollet Health Services, Fairview Health Services, and Children's Hospitals and Clinics of Minnesota.

Case No. A14-1462

Salvatore G. Rotella, Jr.  
David J. Bird  
Reed Smith, LLP  
Three Logan Square – Suite 3100  
1717 Arch Street  
Philadelphia, Pennsylvania 19103

Thomas R. Muck  
Samuel D. Orbovich  
Sten-Erick Hoidal  
Fredrikson & Byron, PA  
200 South Sixth Street – Suite 4000  
Minneapolis, Minnesota 55402

Lori Swanson  
Minnesota Attorney General  
Patricia A. Sonnenberg  
Assistant Attorney General  
Barry R. Greller  
Assistant Attorney General  
445 Minnesota Street – Suite 1100  
Saint Paul, Minnesota 55101

Opinion Court of Appeals

<https://mn.gov/law-library-stat/archive/ctappub/2015/opa141462-070615.pdf>

State of Minnesota,

Respondent,

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

John J. Choi  
Ramsey County Attorney  
Kaarin Long  
Assistant County Attorney  
345 Wabasha Street North – Suite 120  
Saint Paul, Minnesota 55102

vs. A14-1574, A15-1692

Aloeng Kelly Vang,

Appellant.

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

Judgment Ramsey County

**COURTROOM 300, MINNESOTA JUDICIAL CENTER**

**Wednesday, April 6, 2016**

**En Banc Oral**

County of Aitkin, et al,

Relators,

Jay T. Squires  
Rupp Anderson Squires & Waldspurger, PA  
527 Marquette Avenue South – Suite 1200  
Minneapolis, Minnesota 55402

Michael J. Haig  
Chief Assistant Itasca County Attorney  
Itasca County Courthouse  
123 Northeast Fourth Street  
Grand Rapids, Minnesota 55744

James Ratz  
Aitkin County Attorney  
217 Second Street Northwest  
Aitkin, Minnesota 56431

Nick Campanario  
Assistant St. Louis County Attorney  
100 North Fifth Avenue West  
Duluth, Minnesota 55802

vs. A15-1666

Blandin Paper Company,

Respondent.

Marc A. Al  
Andrew P. Moratzka  
Emma J. Fazio  
Stoel Rives LLP  
33 South Sixth Street – Suite 4200  
Minneapolis, Minnesota 55402

Dennis L. O’Toole  
Lano O’Toole & Bengtson, Ltd.  
515 Northeast Second Avenue  
Grand Rapids, Minnesota 55744

Minnesota Tax Court

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(April 6, 2016, continued on next page.)

(April 6, 2016, continued from previous page.)

**Nonoral**

Jerome Emmanuel Davis,  
Appellant,

Jerome Emmanuel Davis  
MCF – Oak Park Heights  
OID # 215587  
5329 Osgood Avenue North  
Stillwater, Minnesota 55082

vs. A15-1401

State of Minnesota,  
Respondent.

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

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

Order Hennepin County

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**LAKEVILLE NORTH HIGH SCHOOL – 9:00 A.M.**

**Thursday, April 7, 2016**

**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. A14-1792

David Lee Haywood,

Appellant.

Grant Gibeau  
Special Assistant State Public Defender  
Office of the Minnesota State Public Defender  
1660 South Highway 100 – Suite 500  
Saint Louis Park, Minnesota 55416

Tara Reese Duginske  
Special Assistant State Public Defender  
Briggs & Morgan, PA  
2200 IDS Center  
80 South Eighth Street  
Minneapolis, Minnesota 55402

Opinion Court of Appeals

<https://mn.gov/law-library-stat/archive/ctappub/2015/opa141792-092815.pdf>

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**COURTROOM 300, MINNESOTA JUDICIAL CENTER**

**Monday, April 11, 2016**

**En Banc Oral**

Ferdinand Leo Gams, Jr.,  
Respondent/Cross-Appellant,

Kay Nord Hunt  
Lommen Abdo, PA  
1000 International Centre  
900 Second Avenue South  
Minneapolis, Minnesota 55402

Carver Richards  
Honkanen Richards, SC  
230 First Street South – Suite 201  
Virginia, Minnesota 55792

vs. A14-1747

Steven Ronald Houghton,  
Appellant/Cross-Respondent.

Jerome D. Feriancek  
Ryan C. Stutzman  
Thibodeau Johnson & Feriancek, PLLP  
800 Lonsdale Building  
302 West Superior Street  
Duluth, Minnesota 55802

Opinion Court of Appeals

<https://mn.gov/law-library-stat/archive/ctappub/2015/opa141747-082415.pdf>

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Jerry Wayne Cole,  
Respondent,

Kay Nord Hunt  
Lommen Abdo, PA  
1000 International Centre  
920 Second Avenue South  
Minneapolis, Minnesota 55402

Michael J. Fay  
Fay & Associates, LLC  
619 South Tenth Street  
Minneapolis, Minnesota 55404

vs. A15-0060

Alexander Allen Wutzke,  
Appellant.

Paula Duggan Vraa  
Stephanie L. Chandler  
Larson King LLP  
2800 Wells Fargo Place  
30 East Seventh Street  
Saint Paul, Minnesota 55101

Opinion Court of Appeals

<https://mn.gov/law-library-stat/archive/ctappub/2015/opa150060-083115.pdf>

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**UNIVERSITY OF ST. THOMAS LAW SCHOOL – 10:00 A.M.**

**Tuesday, April 12, 2016**

**En Banc Oral**

First Baptist Church of St. Paul, et al.,  
Appellants,

John G. Hoeschler  
John G. Hoeschler, PA  
800 Lone Oak Road  
Eagan, Minnesota 55121

vs. A15-0015

City of St. Paul,  
Respondent.

Samuel J. Clark  
Saint Paul City Attorney  
Cheri M. Sisk  
Assistant City Attorney  
K. Meghan Kisch  
Assistant City Attorney  
750 City Hall and Court House  
15 West Kellogg Boulevard  
Saint Paul, Minnesota 55102

Opinion Court of Appeals

<https://mn.gov/law-library-stat/archive/ctapun/2015/opa150015-083115.pdf>

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**COURTROOM 300, MINNESOTA JUDICIAL CENTER**

**Wednesday, April 13, 2016**

**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  
Brittany D. Lawonn  
Assistant County Attorney  
C-2000 Government Center  
Minneapolis, Minnesota 55487

vs. A14-2187

August Latimothy Fleming,  
Appellant.

Amy Lawler  
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

<https://mn.gov/law-library-stat/archive/ctappub/2015/opa142187-090815.pdf>

Commissioner of Revenue,  
Relator,

Lori Swanson  
Minnesota Attorney General  
Sara L. Bruggeman  
Assistant Attorney General  
445 Minnesota Street – Suite 900  
Saint Paul, Minnesota 55101

vs. A15-1920

Dahmes Stainless, Inc.,  
Respondent.

Mark A. Pridgeon  
7301 Ohms Lane – Suite 420  
Edina, Minnesota 55439

Minnesota Tax Court

**NOTICE**

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

**Clerk of the Appellate Courts  
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: \_\_\_\_\_

If you have a question related to an upcoming oral argument, please call 651-296-2581.  
For after-hours emergencies please email: [mjcappellateclerkofcourt@courts.state.mn.us](mailto:mjcappellateclerkofcourt@courts.state.mn.us).

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 [mjcappellateclerkofcourt@courts.state.mn.us](mailto:mjcappellateclerkofcourt@courts.state.mn.us)