



KANSAS CITY, MISSOURI FEBRUARY 13 – 17, 2023

Lavenski R. Smith, Chief Judge - Little Rock, Arkansas

Circuit Judges in Active Service

James B. Loken - Minneapolis, MN
Steven M. Colloton - Des Moines, IA
Raymond W. Gruender - St. Louis, MO
Duane Benton - Kansas City, MO
Bobby E. Shepherd - El Dorado, AR
Jane Kelly - Cedar Rapids, IA
Ralph R. Erickson - Fargo, ND
L. Steven Gras - Omaha, NE
David R. Stras - Minneapolis, MN
Jonathan A. Kobes - Sioux Falls, SD

Circuit Judges Who Have Taken Senior Status

Roger L. Wollman - Sioux Falls, SD
Morris S. Arnold - Little Rock, AR
Michael J. Melloy - Cedar Rapids, IA

NOTICE TO ALL COUNSEL

Please review the entire calendar, as you may have more than one case scheduled for oral argument. Please check the calendar carefully for the starting time for your day and division.

Court will be held in the Charles Evans Whittaker Courthouse at 400 E. 9th Street, Kansas City, Missouri. Counsel presenting oral argument should report to the Court of Appeals Courtroom on the 10th Floor, 30 minutes before Court convenes.

Counsel may not waive oral argument without prior leave of court. Absent leave of court, only one attorney is permitted to present the argument for a party. However, if the parties on a side are separately represented and have filed separate briefs, each party on that side is permitted to argue; in such a case, counsel must confer and decide how they will split the time shown on the calendar. Questions should be addressed to the Clerk of Court.

Counsel are required to file an “Oral Argument Response/Appearance” form with the Clerk’s Office identifying the party or parties they will be representing at oral argument. If an “Appearance” form has not already been filed, the “Oral Argument Response/Appearance” form serves as your notice of appearance in the case. Every attorney who presents oral argument must be admitted to the Eighth Circuit Bar unless the attorney has been appointed to represent a party proceeding in forma pauperis or represents the United States.

The time allotted for each side’s argument is noted to the right of the case. *Cases designated as NO ARG will be submitted to the Court on the briefs and record without oral argument, and counsel are not required to appear for cases designated NO ARG.*

Michael E. Gans
Clerk of Court

www.ca8.uscourts.gov

Updated: 1/27/2023

DIVISION I
Charles Evans Whittaker U.S. Courthouse
Court of Appeals Courtroom
10th Floor

MONDAY, FEBRUARY 13, 2023
BEFORE JUDGES SMITH, STRAS, KOBES

| | | | |
|---------|----|--|---------------|
| 22-1231 | NE | United States v. Eric Neville | NO ARG |
| 22-1615 | SI | United States v. Andrew Scanlan | NO ARG |
| 22-1671 | NI | United States v. Curtis Johnson | NO ARG |
| 22-1675 | NI | United States v. Christopher Cungtion, Jr. | NO ARG |
| 22-1765 | EA | United States v. Christopher Mallett | NO ARG |
| 22-1829 | MN | United States v. Abdiweli Jama | NO ARG |

TUESDAY, FEBRUARY 14, 2023, BEGINNING AT 9:00 A.M.
BEFORE JUDGES SMITH, STRAS, KOBES

| | | | | |
|----|---------|----|--|----|
| 1. | 22-1826 | WM | Richard Hershey v. Dr. John Jasinski, et al. | |
| | 22-2236 | WM | Richard Hershey v. Dr. John Jasinski, et al. | |
| | 22-1941 | WM | Richard Hershey v. Dr. John Jasinski, et al | 20 |
| 2. | 22-2247 | EA | Barbara Adams v. United States | 15 |
| 3. | 22-2120 | WM | United States v. Juan Colbert | 15 |
| 4. | 22-2883 | EA | Gayle Bentley v. Kilolo Kijakazi | 15 |
| 5. | 22-2437 | EA | Martha Hunt v. Home Depot, et al. | 10 |

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Court of Appeals Courtroom
10th Floor

WEDNESDAY, FEBRUARY 15, 2023, BEGINNING AT 9:00 A.M.
BEFORE JUDGES SMITH, STRAS, KOBES

| | | | | |
|----|---------|----|---|----|
| 1. | 21-3093 | WM | Teri Dean v. Anne Precythe | 15 |
| 2. | 21-3356 | EA | John Smith v. Jeremy Andrews, et al. | 15 |
| 3. | 22-1763 | EA | Estate of De'Angelo Brown v. E.C. West, et al. | 15 |
| 4. | 22-1356 | WM | K.C. Hopps v. The Cincinnati Insurance Company | 15 |
| 5. | 22-2062 | EA | United States v. Nathan Koen | 10 |

THURSDAY, FEBRUARY 16, 2023, BEGINNING AT 9:00 A.M.
BEFORE JUDGES SMITH, STRAS, KOBES

| | | | | |
|----|---------|----|---|----|
| 1. | 22-2178 | WA | United States v. Joshua Duggar | 20 |
| 2. | 21-3903 | WM | D. Bart Rockett, et al. v. The Honorable Eric Eighmy | 15 |
| 3. | 22-2138 | EM | Greater St. Louis Construction Labor, et al. v. B.F.W. Contracting, et al. | 15 |
| 4. | 22-2021 | EM | Louis Naes v. City of St. Louis, Missouri, et al. | 15 |
| 5. | 22-2495 | EM | The State of Missouri, ex rel. v. The Peoples Republic of China, et al. | 15 |

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10th Floor

FRIDAY, FEBRUARY 17, 2023, BEGINNING AT 8:30 A.M.
BEFORE JUDGES SMITH, STRAS, KOBES

| | | | | |
|----|---------|----|---|----|
| 1. | 22-1106 | EM | United States v. Arondo Harris | |
| | 22-2368 | EM | United States v. Arondo Harris | 15 |
| 2. | 22-1918 | EA | United States v. Andrew Pierson | 15 |
| 3. | 21-3819 | EA | Christopher Cross v. United Parcel Service | 15 |
| 4. | 22-2284 | WM | Jacquelyn McQuiston v. Walmart Stores East | 15 |
| 5. | 22-2379 | | Tsatsral Bekhbat, et al. v. Merrick Garland | 15 |