

**UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT
CALENDAR FOR SAN FRANCISCO, CALIFORNIA**

October 29, 2012

November 5 - 9, 2012

<u>Case No.</u>	<u>Title of Cause</u>	<u>Nature</u>	<u>Origin</u>
Mon. 5	9: 30 a.m. Courtroom 1, 3 rd Floor Before: SCHROEDER, KLEINFELD, BERZON, CJJ		
11-16078	Jacobs v. State of Arizona [first up]	Rights	Arizona
09-15329	Saffold v. Newland	Habeas	E. Cal.
11-16130	Falge v. Brooks	Rights	N. Nev.
11-16267)	McBurnie v. Prescott	Rights	Arizona
11-16316)			
12-16670	Isaacson v. Horne	Rights	Arizona
Mon. 5	9: 30 a.m. Courtroom 2, 3 rd Floor Before: FARRIS, NOONAN, BYBEE, CJJ		
09-72526	Vivar-Flores v. Holder	Imm Non-	S. Nev.
10-16433	United States v. Ontiveras	Habeas	E. Cal.
10-16716	Baker v. Ryan	Habeas	Arizona
11-10625	United States v. Beardall	Criminal	Arizona
11-16190	Dacey v. Pickens	Prisoner	E. Cal.
Mon. 5	9: 30 a.m. Courtroom 3, 3 rd Floor Before: SACK (2 nd Cir.), GOULD, M. SMITH, CJJ		
11-10165	United States v. Casarez-Sanchez	Criminal	Arizona
10-10380	United States v. Perez-Xia	Criminal	Arizona
12-10000	United States v. Gallegos-Galindo	Criminal	Arizona
11-16097	Ciolino v. Frank	Diversity	N. Cal.
11-16233	Faulkner v. ADT Sec. Serv., Inc.	Diversity	N. Cal.
11-16341	Recinto v. U.S. Dep't of Veterans Affairs	Civil v. US	N. Cal.
	2: 30 p.m. Courtroom 3, 3 rd Floor note new time Before: GOULD, BERZON, M. SMITH, CJJ	<note new time	
11-16097	Ciolino v. Frank	Diversity	N. Cal.

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Tue. 6	9: 30 a.m. Courtroom 1, 3 rd Floor Before: SCHROEDER, KLEINFELD, BERZON, CJJ		
10-73176	Tokpan v. Holder	Imm Non-	Arizona
11-71992	Raya-Moreno v. Holder	Imm Non-	Arizona
11-16362	Chang v. Astrue	Civil v. US	E. Cal.
10-17163	Winn v. LaMarque	Habeas	E. Cal.
11-16286	Fox Ins. Co. v. Centers for Medicare & Medicaid	Civil v. US	Arizona
11-17890	Fox Ins. Co. v. Centers for Medicare & Medicaid	Civil v. US	Arizona
Tue. 6	9:00 a.m. Courtroom 2, 3 rd Floor Before: FARRIS, FERNANDEZ, BYBEE, CJJ		
11-16858	Smith v. Hedgpeth	Habeas	E. Cal.
10-17706	Universal Trading v. Kiritchenko	Federal	N. Cal.
11-16132	Universal Trading v. Dugsbery, Inc.	Diversity	N. Cal.
10-15835	Hanneman v. Attorney General	Habeas	N. Nev.
11-16269	Pert v. USA	Civil v. US	N. Nev.
11-15518)	Paramount Farms, Inc. v. Ventilex B.V.	Diversity	E. Cal.
11-15670)			
Tue. 6	9: 30 a.m. Courtroom 3, 3 rd Floor Before: SACK (2 nd Cir.), GOULD, M. SMITH, CJJ		
08-72384	Thao v. Holder	Imm Asy	N. Cal.
10-15044	Dyer v. Hornbeck	Habeas	E. Cal.
10-15961	Furnace v. Sullivan	Prisoner	N. Cal.
11-10539	United States v. Juan	Criminal	Arizona
11-17714	Mamea v. USA	Civil v. US	Hawaii
11-16183	Great Old Broads for Wilderness v. Kimbell	Civil v. US	N. Nev.

Location of Hearing:

**James R. Browning US Courthouse, United States Court of Appeals - 9th Circuit
95 Seventh Street, San Francisco, California 94103**

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Wed. 7	9:00 a.m. Courtroom 1, 3 rd Floor Before: FERNANDEZ, BERZON, CJJ; W. SMITH (Rhode Island), DJ	<note start time	
08-71600	Santos-Canas v. Holder	Imm Asy	N. Cal.
08-70611	Stetco v. Holder	Imm Asy	N. Cal.
11-16120	Ansel Adams Trust v. PRS Media	Federal	N. Cal.
11-16051	Lukas v. United Behavioral Health	Federal	E. Cal.
11-16369	Oldoerp v. Wells Fargo Plan	Federal	N. Cal.
11-10067	United States v. Doe	Criminal	E. Cal.
Wed. 7	9:30 a.m. Courtroom 2, 3 rd Floor Before: FARRIS, NOONAN, BYBEE, CJJ		
10-10425	United States v. Guan	Criminal	N. Cal.
11-10630	United States v. Robledo-Rivera	Criminal	Arizona
09-70844	Yeglaryan v. Holder	Imm Asy	S. Nev.
08-72040	Sargsyan v. Holder	Imm Asy	C. Cal.
11-15710	Totah v. Lucasfilm Entm't Co.	Federal	N. Cal.
11-16162	Ruiz v. Astrue	Civil v. US	E. Cal.
Wed. 7	9:30 a.m. Courtroom 3, 3 rd Floor Before: GOULD, M. SMITH, CJJ; DUFFY (S. New York), DJ		
11-10663	United States v. Arias-Espinoza	Criminal	Arizona
11-15831	Tremayne v. Astrue	Civil v. US	E. Cal.
11-16343	Andrews v. HCR Manor Care	Diversity	N. Nev.
11-16072	Garcia v. Astrue	Civil v. US	E. Cal.
11-16121	Brodie v. Astrue	Civil v. US	E. Cal.
11-16206	Lawler v. MontBlanc N.A.	Diversity	N. Cal.

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<u>Case No.</u>	<u>Title of Cause</u>	<u>Nature</u>	<u>Origin</u>
Thu. 8	9:30 a.m. Courtroom 1, 3 rd Floor Before: KLEINFELD, BERZON, CJJ; BENITEZ (S. Cal.), DJ		
11-10156	United States v. Garcia	Criminal	Arizona
11-16305	Hickcox-Huffman v. US Airways, Inc.	Diversity	N. Cal.
11-16240	National Federation of the Blind v. United Airlines	Diversity	N. Cal.
	Before: KLEINFELD, BYBEE, CJJ; BENITEZ (S. Cal.), DJ		
11-16284) 11-16416)	Dawe v. Corrections USA [note last]	Diversity	E. Cal.
Thu. 8	9:00 a.m. Courtroom 2, 3 rd Floor Before: FARRIS, FERNANDEZ, BYBEE, CJJ		
08-72037	Ramos v. Holder	Imm Asy	N. Cal.
08-73869	Garcia De Buenrostro v. Holder	Imm Asy	N. Cal.
09-17669	Gilmore v. Cate	Habeas	E. Cal.
11-60021	In re Carey	Bankruptcy	E. Cal.
11-15961	Banister v. U.S. Dep't of the Treasury	Civil v. US	N. Cal.
Thu. 8	9:30 a.m. Courtroom 3, 3 rd Floor Before: GOULD, M. SMITH, CJJ; DUFFY (S. New York), DJ		
11-15398	Mamigonian v. Biggs	Imm 2241	E. Cal.
11-72570	Padilla-Martinez v. Holder	Imm Non-	Arizona
11-16272	Chubb Custom Ins. v. Space Systems	Federal	N. Cal.
12-70218	Alaska Survival v. STB	OtherAdm	Alaska

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Fri. 9	9: 30 a.m. Courtroom 1, 3 rd Floor Before: KLEINFELD, BERZON, CJJ; W. SMITH (Rhode Island), DJ		
08-71756	Chogsom v. Holder	Imm Asy	N. Cal.
09-72405	Sapkota v. Holder	Imm Asy	N. Cal.
09-72964	Regaldo-Escobar v. Holder	Imm Asy	N. Cal.
09-17678	Merritt v. Countrywide Financial Corp.	Federal	N. Cal.
09-16744)	Griffin v. Gomez	Habeas	N. Cal.
11-15373)			
11-16214	Monaghan v. FBI	Civil v. US	S. Nev.
Fri. 9	9: 30 a.m. Courtroom 2, 3 rd Floor Before: FARRIS, NOONAN, BYBEE, CJJ		
08-71730	Mkrtchyan v. Holder	Imm Asy	N. Cal.
11-15411	Dove v. Ryan	Habeas	Arizona
11-17471	United States v. Zimmerman	Habeas	N. Nev.
11-10511	United States v. Preston	Criminal	Arizona
11-15950	Gonsalves v. Astrue	Civil v. US	E. Cal.
11-15955	Pinegar v. Astrue	Civil v. US	E. Cal.
11-15979	Boar v. County of Nye	Rights	S. Nev.
Fri. 9	9: 30 a.m. Courtroom 3, 3 rd Floor Before: GOULD, M. SMITH, CJJ; DUFFY (S. New York), DJ		
09-17881	Hamilton v. Hernandez	Prisoner	N. Cal.
11-16008	Hartmann v. Ca. Dept of Corr.	Prisoner	E. Cal.
12-30206	United States v. JJ, Juvenile Male	Criminal	Oregon
11-16188	AT&T Mobility LLC v. AU Optronics	Federal	N. Cal.

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Judges Sitting by Designation:

Hon. Roger T. Benitez, US District Judge for the Southern District of California

Hon. Kevin Thomas Duffy, Senior US District Judge for the Southern District of New York

Hon. Robert D. Sack, Senior US Circuit Judge for the Second Circuit

Hon. William E. Smith, US District Judge for the District of Rhode Island

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U.S. COURT OF APPEALS FOR THE NINTH CIRCUIT ELECTRONIC DEVICES POLICY

This policy pertains to the use of electronic devices by the bar, media and the public in the courthouses and other dedicated spaces housing the United States Court of Appeals for the Ninth Circuit. These are the William K. Nakamura U.S. Courthouse in Seattle, the Pioneer U.S. Courthouse in Portland, the James R. Browning U.S. Courthouse in San Francisco, the Richard H. Chambers U.S. Courthouse in Pasadena, and the U.S. Court of Appeals for the Ninth Circuit in Honolulu. The policy also applies to other places in which the court holds session for special sittings. These include courtrooms in the district courthouses and spaces in law schools and other locations.

Visitors to any of the Ninth Circuit courthouses and dedicated spaces are allowed to carry and make use of various electronic devices as set out by this policy. Different rules may apply when the court meets in another venue, such as a district courthouse. Where conflicts between this policy and that of a district court become known, the chief circuit judge and chief district judge, or their designees, will confer to resolve such conflicts.

General Rules:

- 1. Anyone may bring electronic devices, such as a Blackberry, smart phone, laptop computer or a similar functioning device having wireless communications capability into the courthouse.**

- 2. Except for courtrooms, persons may use such devices in public areas of the courthouse to make telephone calls and to transmit and receive data communications, such as email or text messages, or to access the Internet. For reasons of privacy, safety, and security, use of these devices to take photographs or for audio or video recording or transmission is prohibited in the courthouse (exceptions for court staff, authorized vendors or for educational or ceremonial events).**
- 3. In courtrooms, persons may use such devices to take notes, transmit and receive data communications, and access the Internet. This includes media members who are transmitting written accounts of the proceeding to a wider audience using various means. Persons may not use these devices for telephone calls, photographs or audio or video recording or transmission. Telephone ring tones and other functional sounds produced by devices must be disabled while in the courtroom. Only quiet keyboards may be used in the courtrooms.**
- 4. The presiding judge of a judicial panel may prohibit or further restrict use of such devices by all persons prior to or during a proceeding when necessary to protect the rights of the parties or to assure the orderly conduct of the proceedings.**
- 5. This policy will be prominently displayed wherever the court holds session and posted on the court's website. Failure to adhere to the policy may result in removal from the courtroom or other sanction.**

Adopted June 23, 2010.