



Public Information Office  
**United States Courts for the Ninth Circuit**

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**NEWS RELEASE**

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## **Ninth Circuit Court of Appeals to Hold Special Sitzings in Phoenix**

SAN FRANCISCO – The United States Court of Appeals for the Ninth Circuit will hear oral arguments next week at two locations in Phoenix, Arizona.

The court will hear oral arguments February 3-6, 2020, at the Sandra Day O'Connor U.S. Courthouse, 401 West Washington St. February 3-5 oral arguments will begin at 9 a.m. and Feb. 6 oral arguments will begin at 8:30 a.m. in the Ceremonial Courtroom. A valid photo ID is required for admittance. Check the court calendar for case information at <https://www.ca9.uscourts.gov/calendar/>.

The court also will hear oral arguments February 7, 2020, at the Sandra Day O'Connor College of Law, Arizona State University, 111 E. Taylor St. Oral arguments will begin at 9:30 a.m. in the W. P. Carey Armstrong Great Hall, ASU Beus Center for Law and Society. A valid photo ID is required for admittance.

The appellate panel will consist of Senior Circuit Judge A. Wallace Tashima of Pasadena, California; Circuit Judge Andrew D. Hurwitz of Phoenix, presiding; and Circuit Judge Eric D. Miller of Seattle, Washington. The panel will hear an appeal of decisions by the U.S. District Court for the District of Arizona.

Cases on the docket are:

- USA v. Cruz Gavino-Mariscal, an appeal from conviction and sentence for false statement in a passport application. Case 18-10316
- April Rivera v. Town of Patagonia, an appeal from the district court's summary judgment in favor of defendants in an action brought pursuant to 42 U.S.C. § 1983 and state law alleging that police officers repeatedly arrested plaintiff without probable cause. Case 18-16468

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- Grupo Altex S.A. de C.V. v. Gowan Co., an appeal from the dismissal of an action under the Lanham Act and Arizona state law for lack of standing and subject matter jurisdiction. Case 18-16894
- VIP Products LLC v. Jack Daniel's Properties, Inc., an appeal from the district court's judgment after trial and permanent injunction in a trademark infringement action. Case 18-16012
- Fred Schoeffler v. USDA, plaintiff appeals the district court's judgment in favor of the U.S. Department of Agriculture in a Freedom of Information Act action seeking information related to a fire near Yarnell, Arizona, where 19 firefighters perished. Case 18-16371
- Goldwater Institute v. HHS, Goldwater Institute appeals the district court's summary judgment in favor of the U.S. Department of Health and Human Services in the institute's Freedom of Information Act action seeking records from the Food and Drug Administration. Case 19-15615

The Ninth Circuit Court of Appeals hears appeals of cases decided by executive branch agencies and federal trial courts in nine western states and two Pacific Island jurisdictions. The court normally meets monthly in Seattle, San Francisco and Pasadena, California; every other month in Portland, Oregon; three times per year in Honolulu, Hawaii; and twice a year in Anchorage, Alaska. A complete schedule of cases is available online at <https://www.ca9.uscourts.gov/>.

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