



Public Information Office
United States Courts for the Ninth Circuit
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NEWS RELEASE

December 6, 2012

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Ninth Circuit Court of Appeals to Offer Remote Viewing of *En Banc* Proceedings

SAN FRANCISCO – The United States Court of Appeals for the Ninth Circuit will provide for remote viewing of *en banc* court proceedings scheduled for December 10-11, 2012, in Courtroom 3 of the Richard H. Chambers U.S. Courthouse, 125 South Grand Avenue, Pasadena, California.

En banc courts, which consist of 11 judges rather than the normal three-judge appellate panel, are used to resolve intra-circuit case conflicts and legal questions deemed by the court to be of exceptional importance. Less than 20 cases per year typically receive *en banc* review.

The three appeals to be heard in Pasadena involve claims of ineffective assistance of counsel in an Arizona death penalty case; whether a bank lender can compel arbitration to resolve disputes over student loans; and the denial of petitions by a Nigerian citizen, who asserted past and possible future persecution in his homeland, seeking to remain in this country. More information is provided below.

A live video and audio feed from the proceedings at the Pasadena courthouse will be delivered via electronically secure means to the following Ninth Circuit courthouses:

James R. Browning
U.S. Courthouse
95 7th St.
San Francisco, California
Courtroom 3

U.S. Pioneer Courthouse
700 SW Sixth Avenue
Portland, Oregon
Pioneer Courtroom

William K. Nakamura
U.S. Courthouse
1010 Fifth Avenue
Seattle, Washington
Courtroom 1, 8th Floor

Public access to the remote viewing locations will be on a first-come-first-served basis. No photographs or recording/transmission of the audio and video displayed at the remote viewing locations will be allowed. Proper decorum is expected.

— more —

NINTH CIRCUIT *EN BANC* COURTS
PASADENA, CALIFORNIA
December 10-11, 2012

December 10 1:30 p.m.

Detrich v. Ryan

Arizona state prisoner David Scott Detrich appeals the district court's denial of his habeas corpus petition challenging his jury conviction and capital sentence for first degree murder and kidnaping. Case 08-99001

December 11 10:00 a.m.

Kilgore v. Keybank National Association

Keybank National Association and others appeal the Northern California district court's order denying Keybank's motion to compel arbitration. Plaintiffs are students who obtained student loans from Keybank to pay for training as helicopter pilots. They seek to represent a putative class, alleging that Keybank engaged in predatory lending practices when it partnered with Silver State, a sham vocational school that offered the training. Plaintiffs sought injunctive relief against Keybank to prevent collection of their individual student loan debt. In a separate appeal, plaintiffs appeal the district court's dismissal for failure to state a claim of their action. Cases 09-16703, 10-15934

December 11 2:00 p.m.

Oshodi v. Holder

Olakunle Oshodi, a native and citizen of Nigeria, petitions for review of a decision of the Board of Immigration Appeals affirming an immigration judge's denial of his applications for withholding of removal and protection under the Convention Against Torture. Oshodi asserted past persecution and a fear of future persecution on account of his perceived anti-government and pro-democracy opinion. The BIA affirmed the denial of relief on adverse credibility grounds based, in part, on Oshodi's failure to establish his identity or his family ties. Case 08-71478

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, Washington, and 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 <http://www.ca9.uscourts.gov>.