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**United States Courts for the Ninth Circuit**  
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**NEWS RELEASE**

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## **Ninth Circuit Schedules Special Sitting at University of Idaho College of Law**

SAN FRANCISCO – The United States Court of Appeals for the Ninth Circuit will hold a special sitting October 1, 2013, at the University of Idaho College of Law in Moscow, Idaho. Oral arguments will begin at 10:00 a.m. in the Moot Courtroom located on the first floor of the Menard Law Building at 6<sup>th</sup> and Rayburn streets. A photo ID will be required to enter the courtroom.

An appellate panel consisting of Circuit Judges Sidney R. Thomas of Billings, Montana, and N. Randy Smith of Pocatello, Idaho, and Senior Circuit Judge Mary M. Schroeder of Phoenix, Arizona, will hear appeals of decisions by the U.S. District Court for the District of Idaho. Cases on the docket are:

- *Dixon v. City of Coeur d'Alene*, in which the city appeals from the district court's judgment following a jury trial in favor of a former police officer, Dan Dixon, who claimed to have been unlawfully fired. Dixon and his wife alleged that the city's actions were arbitrary and permanently deprived Dixon of a property and/or liberty interest in his occupation as a law enforcement officer, and therefore deprived him of a substantive due process right in employment. The jury awarded the couple damages in excess of \$3.7 million. The city alleges that Dixon was terminated after an internal investigation concluded that he had manipulated his timekeeping records, manipulated and harassed a subordinate in violation of a labor contract, and that he lied attempting to cover up his misconduct. Case 11-35978
- *Wood v. Yordy*, in which an Idaho prisoner, Lance Wood, appeals from the district court's summary judgement in his action following a partial remand by this court in *Wood v. Beauclair*, 10-35300. Wood contends that the appellees, various correctional officers and prison staff, retaliated against him in response to his lawsuit. Wood contends that defendants barred him from working or worshipping at the prison chapel and subjected him to pretextual searches and discipline as well as emotional and physical intimidation. Case 12-35336

- *Alliance for Property Rights v. City of Idaho*, in which the City of Idaho Falls and Idaho Falls Power, a municipally owned utility, appeal from the district court's summary judgment in favor of Alliance for Property Rights, which sought to enjoin the condemnation of property that lies outside the city limits. The city and municipal utility are seeking to construct an electric transmission line entirely outside the city limits, across properties of the plaintiff landowners and other Bonneville County residents. The district court granted summary judgment in favor of the landowners, holding that the city lacked authority to exercise eminent domain outside its incorporated boundaries. Case 12-35800

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 <http://www.ca9.uscourts.gov>.

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