

Oral Argument Calendar

United States Court of Appeals for the Sixth Circuit

Tuesday, December 06, 2016

All Cases on Briefs

Before: **Siler, Batchelder, Griffin**

15-5434 USA v. Neal Stone

[5:14-cr-00084-1](#) Eastern District of Kentucky at Lexington J. Hood

Defendant appeals his conviction for attempt to possess with intent to distribute cocaine, conspiracy to distribute heroin, distribution of heroin, and possession with intent to distribute heroin. (To Be Submitted On Briefs)

16-5365 Amur Sp. z.o.o., et al. v. FedEx Corporation

[2:15-cv-02095](#) Western District of Tennessee at Memphis S. Mays

Plaintiffs appeal the dismissal of their diversity action for tortious interference with contract and related state law claims arising from defendant's acquisition of a courier company. (To Be Submitted On Briefs)

16-3085 Zachary Lester, et al. v. Wow Car Company, Ltd., et al.

[2:11-cv-00850](#) Southern District of Ohio at Columbus E. Sargus

Plaintiffs appeal the denial of their Rule 60(b) motion for relief from the court's 2014 summary judgment for defendants in this action related to plaintiffs' purchase of a motor vehicle and warranty. (To Be Submitted On Briefs)

14-2287 USA v. Michael Grundy

[2:12-cr-20153-1](#) Eastern District of Michigan at Detroit D. Hood

Defendant appeals the judgment entered following his plea of guilty of honest services wire fraud. (To Be Submitted On Briefs)

15-2311 USA v. Derick McConnon

[1:09-cr-00164-1](#) Western District of Michigan at Grand Rapids R. Jonker

Defendant appeals the denial of his motion for a reduction in sentence under 18 U.S.C. Section 3582(c)(2) and Amendment 782. (To Be Submitted On Briefs)

16-3409 Joseph Stelmayer, et al. v. John McCarthy

[5:15-cv-02409](#) Northern District of Ohio at Akron D. Polster

Plaintiffs appeal the judgment for defendant in this lawsuit under 42 U.S.C. Section 1983 challenging the Director of the Ohio Department of Medicaid's decision imposing an improper transfer penalty and granting less than full Medicaid coverage to Wilma Stelmayer. (To Be Submitted On Briefs)

16-3319 Edgar Bamaca-Perez v. Loretta Lynch

a 201 145 563 Board of Immigration Appeals

Petitioner seeks review of a decision of the BIA that denies cancellation of removal. (To Be Submitted On Briefs)

Tuesday, December 06, 2016

403 - 4th Floor Courtroom, 9:00 A.M.

Before: **Boggs, Gilman, Donald**

16-1552 Glen Naghtin v. Montague Fire District Board, et al.**1:14-cv-01224** Western District of Michigan at Grand Rapids G. Quist

Plaintiff appeals the summary judgment for defendants in this action alleging that plaintiff's employment was terminated in violation of his First Amendment rights. (15 Minutes Per Side)

16-1282 Kamal Turfah v. US Citizenship & Immigration, et al.**2:15-cv-10371** Eastern District of Michigan at Detroit A. Patti
M. Battani

The petitioner appeals the summary judgment for the government in this action challenging the denial of his application for naturalization. (15 Minutes Per Side)

16-5475 James Hale v. Bill Johnson**1:15-cv-00014** Eastern District of Tennessee of Chattanooga C. Steger
H. Mattice

Defendant appeals the district court's interlocutory order denying his motion to dismiss an employment discrimination action brought under the Rehabilitation Act. (15 Minutes Per Side)

16-3107 David Carter, et al. v. Monte Hamaoui, et al.**1:14-cv-01854** Northern District of Ohio at Cleveland P. Gaughan

Plaintiffs appeal the summary judgment for the defendants in this action alleging that plaintiffs' civil rights were violated in connection with a traffic stop and search of their motor vehicle. (15 Minutes for Plaintiffs; 15 Minutes to be Shared by Defendants)

15-5644 USA v. Sabrina Carmichael**5:12-cr-00065-4** Eastern District of Kentucky at Lexington J. Hood**15-5653 USA v. Nicholas Garner****5:12-cr-00065-3** Eastern District of Kentucky at Lexington J. Hood**15-5663 USA v. Eli Holley****5:12-cr-00065-5** Eastern District of Kentucky at Lexington J. Hood

Defendants appeal their convictions and sentences for conspiracy to commit wire fraud (all) and the district court's restitution order (Garner only). (To Be Submitted On Briefs)

16-1158 USA v. William Domenech**1:06-cr-00245-2** Western District of Michigan at Grand Rapids J. Neff

Defendant appeals the denial of his motion for a reduction in sentence under 18 U.S.C. Section 3582(c)(2). (To Be Submitted On Briefs)

16-5336 Bobby Coursey v. Comm. of Social Security**1:15-cv-00005** Western District of Kentucky at Bowling Green H. Brennenstuhl

Plaintiff appeals the district court's order granting in part his motion for the award of attorney fees under the Equal Access to Justice Act. (To Be Submitted On Briefs)

Tuesday, December 06, 2016

403 - 4th Floor Courtroom, 9:00 A.M.

Before: **Boggs, Gilman, Donald**

16-3323 Christine Marais v. JPMorgan Chase Bank, N.A.

[2:15-cv-00827](#)

Southern District of Ohio at Columbus

G. Smith

Plaintiff appeals the dismissal for failure to state a claim in this action alleging that defendant failed to properly apply overpayment on her mortgage loan and improperly charged her late fees and interest in violation of the Truth in Lending Act and other state and federal laws. (To Be Submitted On Briefs)

16-5389 Gale Parrish v. Dollar General Corporation

[3:14-cv-00227](#)

Western District of Kentucky at Louisville

C. Lindsay

Plaintiff appeals the judgment entered pursuant to a jury's verdict in favor of the defendant in this diversity personal injury case. (To Be Submitted On Briefs)

15-6398 USA v. Saul Mendez-Aguirre

[3:15-cr-00051-1](#)

Middle District of Tennessee at Nashville

T. Campbell

Defendant appeals his judgment of conviction for illegal reentry after a previous deportation and unlawful reentry by a previously deported felon. (To Be Submitted On Briefs)

Tuesday, December 06, 2016

607 - 6th Floor West Courtroom, 2:00 P.M.

Before: **Gibbons, Sutton, White**

16-1550 MAG IAS Holdings, Inc., et al. v. Rainer Schmuckle

[5:15-cv-14010](#)

Eastern District of Michigan at Ann Arbor

J. O'Meara

Plaintiffs appeal the dismissal for lack of personal jurisdiction of their diversity action alleging various business torts. (15 Minutes Per Side)

Tuesday, December 06, 2016

636 - 6th Floor East Courtroom, 1:00 P.M.

Before: **Gilman, Gibbons, Stranch**

16-1111 Sheila Johnson v. Fifth Third Bank

[2:14-cv-13121](#)

Eastern District of Michigan at Detroit

G. Rosen

Plaintiff appeals the summary judgment for defendant in this employment discrimination action alleging claims under the Family and Medical Leave Act and state law. (15 Minutes Per Side)

Tuesday, December 06, 2016

636 - 6th Floor East Courtroom, 2:15 P.M.

Before: **McKeague, Kethledge, Stranch**

16-3154 USA, et al. v. Bristol-Myers Squibb Company, et al.[1:11-cv-00029](#)

Southern District of Ohio at Cincinnati

W. Bertelsman

Realtors appeal, pursuant to the district court's Rule 54(b) certification order, the district court's rulings on their employment based retaliation claims in this qui tam action brought pursuant to the False Claims Act by former sales representatives for the defendants. (15 Minutes for Plaintiffs; 15 Minutes to be Shared by Defendants)

16-5722 Foluso Fakorede v. Mid-South Heart Center, P.C.[1:15-cv-01285](#)

Western District of Tennessee at Jackson

J. Breen

Plaintiff appeals the dismissal, for failure to state a claim, of his action for retaliation under the False Claims Act. (15 Minutes Per Side)

15-2348 David Hunt, et al. v. Donnelly Hadden, et al.[2:14-cv-10713](#)

Eastern District of Michigan at Detroit

D. Lawson

In this diversity action asserting claims for legal malpractice, conversion, breach of fiduciary duty, and fraud, defendants appeal the judgment for plaintiffs based on a summary judgment ruling and stipulated facts. (To Be Submitted On Briefs)

16-1388 David Hunt, et al. v. Donnelly Hadden, et al.[2:14-cv-10713](#)

Eastern District of Michigan at Detroit

D. Lawson

In this diversity legal malpractice and conversion action, defendants appeal the amended judgment awarding, damages, attorney fees, costs, and prejudgment interest. (To Be Submitted On Briefs)

16-5252 Miguel Soto v. Randy White[3:14-cv-00282](#)

Western District of Kentucky at Louisville

D. Hale

D. Whalin

Petitioner appeals the district court's judgment denying his petition for a writ of habeas corpus filed under 28 U.S.C. Section 2254. (To Be Submitted On Briefs)

16-1127 USA v. Anton Mann[1:08-cr-00032-1](#)

Western District of Michigan at Grand Rapids

R. Jonker

Defendant appeals the order granting his motion for a reduction in sentence under 18 U.S.C. Section 3582(c)(2). (To Be Submitted On Briefs)

Wednesday, December 07, 2016

All Cases on Briefs

Before: **McKeague, Kethledge, Stranch**

16-5160 Randall Waldman, et al. v. Ronald Stone

[3:10-cv-00164](#)

Western District of Kentucky at Louisville

T. Russell

Appellants appeal the judgment for appellee in this adversary proceeding, following a remand from this court, regarding the reapportionment of damages. (To Be Submitted On Briefs)

16-1203 USA v. Jason Arnold

[2:13-cr-00006-1](#)

Western District of Michigan at Marquette

R. Bell

Defendant appeals the district court's judgment resentencing him upon remand following his conviction for being a felon in possession of a firearm. (To Be Submitted On Briefs)

16-5651 James Hackney v. AllMed Healthcare Mgmt, Inc.

[3:15-cv-00075](#)

Eastern District of Kentucky at Frankfort

G. Van Tatenhove

Plaintiff appeals the dismissal of his action, brought under the Employee Retirement Income Security Act, for failure to state a claim. (To Be Submitted On Briefs)

Wednesday, December 07, 2016

403 - 4th Floor Courtroom, 9:00 A.M.

Before: **Boggs, Gilman, Donald**

16-1443 Lucia Gason v. Dow Corning Corporation

[1:15-cv-10770](#)

Eastern District of Michigan at Bay City

T. Ludington

Plaintiff appeals the summary judgment for defendant on her claims of fraudulent misrepresentation, promissory estoppel, and breach of contract. (15 Minutes Per Side)

15-4136 Kevin Darrah v. Dr. Krisher, et al.

[2:12-cv-00899](#)

Southern District of Ohio at Columbus

G. Smith

Plaintiff appeals the district court's grant of summary judgment for the defendants in his civil rights action filed under 42 U.S.C. Section 1983. (15 Minutes Per Side)

14-2555 David MacLloyd v. USA

[2:14-cv-10364](#)

Eastern District of Michigan at Detroit

G. Steeh

A federal prisoner appeals the district court's denial of a motion to vacate his sentence under 28 U.S.C. Section 2255. (15 Minutes Per Side)

Wednesday, December 07, 2016

607 - 6th Floor West Courtroom, 9:00 A.M.

Before: **Siler, Batchelder, Griffin**

15-2192 Thomas Noonan v. Oakland, County of, et al.

[2:12-cv-14930](#)

Eastern District of Michigan at Detroit

A. Tarnow

Defendants appeal the district court's denial of their claim of qualified immunity in this malicious prosecution case. (15 Minutes Per Side)

15-5473 Decornick Moore v. USA

[1:13-cv-01176](#)

Western District of Tennessee at Jackson

J. Breen

Petitioner appeals the district court's judgment denying his motion to vacate, set aside, or correct his sentence filed under 28 U.S.C. Section 2255. (15 Minutes Per Side)

16-1357 Albert DiBrito v. City of St. Joseph, et al.

[1:14-cv-00814](#)

Western District of Michigan at Grand Rapids

G. Quist

Plaintiff appeals the summary judgment for defendant in this employment discrimination action alleging that his termination violated his rights under the First Amendment and the Due Process Clause, as well as violating state law. (15 Minutes Per Side)

16-3395 NIBCO Inc. v. City of Lebanon

[1:15-cv-00062](#)

Southern District of Ohio at Cincinnati

S. Dlott

Plaintiff appeals the summary judgment for defendant in this dispute over whether plaintiff is responsible to pay defendant undercharges in the amount of \$1,269,993 from electric utility bills issued by the defendant to plaintiff over a period of 65 months. (15 Minutes Per Side)

16-5533 Tina Vance, et al. v. Amazon.com, Inc.

[3:13-cv-00765](#)

Western District of Kentucky at Louisville

D. Hale

Plaintiffs appeal the judgment for defendants in this multidistrict litigation alleging state and federal claims for unpaid time spent in security screening. (15 Minutes for Plaintiffs; 15 Minutes to be Shared by Defendants)

16-3125 Glenn Tinney v. Richland County, et al.

[1:14-cv-00703](#)

Northern District of Ohio at Cleveland

P. Gaughan

Plaintiff appeals the summary judgment for defendants in this malicious prosecution case brought against Richland County and its prosecutor. (To Be Submitted On Briefs)

Thursday, December 08, 2016

403 - 4th Floor Courtroom, 9:00 A.M.

Before: **Cole, Boggs, Siler**

16-5171 USA v. Jarvis Lewis

[2:15-cr-20137-1](#) Western District of Tennessee at Memphis S. Lipman

Defendant appeals his judgment in a criminal case for being a convicted felon in possession of a firearm. (15 Minutes Per Side)

16-3243 Joseph Privett v. Secretary, DHS, et al.

[1:14-cv-00714](#) Southern District of Ohio at Cincinnati S. Dlott

Plaintiff appeals the dismissal of his action challenging the United States Citizenship Immigration Services' denial of his I-130 immigrant visa petition filed on behalf of his foreign spouse seeking to classify her as a United States citizen. (15 Minutes Per Side)

16-1155 Daniel Moody v. Michigan Gaming Control Board, et al.

[5:15-cv-11922](#) Eastern District of Michigan at Ann Arbor J. O'Meara

Plaintiff appeals the dismissal of his civil rights action challenging his temporary disqualification as a licensed horse trainer. (15 Minutes Per Side)

15-1666 USA v. Vinod Patel

[2:11-cr-20468-36](#) Eastern District of Michigan at Detroit
A. Tarnow
M. Majzoub

In this criminal action tried to a jury, defendant appeals his conviction of health care fraud conspiracy and conspiracy to pay and receive health care kickbacks. (15 Minutes Per Side)

15-6328 USA v. James Helton, Jr.

[6:14-cr-00046-1](#) Eastern District of Kentucky at London G. Van Tatenhove

Defendant appeals his judgment of conviction for conspiracy to distribute five grams or more of methamphetamine. (15 Minutes Per Side)

16-1327 Frederick Wuori, et al. v. Wilmington Savings Fund Soc.

[2:15-cv-00194](#) Western District of Michigan at Marquette T. Greeley

Plaintiffs appeal the dismissal of their diversity quiet-title action. (To Be Submitted On Briefs)

16-5174 Scott Krueger v. Home Depot USA, Inc., et al.

[3:14-cv-00664](#) Western District of Kentucky at Louisville C. Simpson

Plaintiff appeals the dismissal of his complaint, alleging retaliation, promissory estoppel, hostile work environment, and disability discrimination, for failure to state a claim. (To Be Submitted On Briefs)

Thursday, December 08, 2016

607 - 6th Floor West Courtroom, 8:30 A.M.

Before: **Batchelder, Stranch, Donald**

15-2396 Roger Byrne v. USA

2:06-cv-12179 Eastern District of Michigan at Detroit

A. Tarnow

D. Scheer

Plaintiffs appeal the judgment for the government in this seeking the payment of payroll taxes withheld in 2000 that was tried to the court. (15 Minutes to be Shared by Appellants; 15 Minutes for Appellee)

15-4200 USA v. Jason Cox

2:15-cr-00003-1 Southern District of Ohio at Columbus

E. Sargus

Defendant appeals his conviction and sentence for wire fraud, two counts of mail fraud, and two counts of money laundering. (15 Minutes Per Side)

16-5743 Joel Naselroad v. Dennis Mabry, et al.

5:14-cv-00389 Eastern District of Kentucky at Lexington

D. Reeves

Plaintiff appeals the summary judgment for defendants in this civil rights action alleging constitutional violations arising from his shooting during a "knock and talk." (15 Minutes for Plaintiff; 15 Minutes to be Shared by Defendants)

16-5381 Jean Simpson v. Vanderbilt University

3:13-cv-01177 Middle District of Tennessee at Nashville

K. Sharp

Plaintiff appeals the judgment for defendant in this Title VII action for discrimination and retaliation, and related state law claims, arising from her termination. (15 Minutes Per Side)

16-3239 A Renewed Mind, et al. v. Jesse Weatherby, et al.

3:15-cv-00165 Northern District of Ohio at Toledo

D. Katz

Plaintiff appeals the district court's denial of his motion for reconsideration in which he claimed that he never consented to the parties' stipulation of dismissal in this shareholders suit alleging a breach of fiduciary duty and other related claims. (To Be Submitted On Briefs)

16-5483 Samantha Milby v. MCMC

3:15-cv-00814 Western District of Kentucky at Louisville

C. Simpson

Plaintiff appeals the dismissal of her action, arising from the denial of benefits, based on preemption. (To Be Submitted On Briefs)

15-6433 USA v. John Farmer, Jr.

1:14-cr-00110-1 Eastern District of Tennessee of Chattanooga

C. Collier

Defendant appeals his judgment of conviction and sentence for conspiracy to commit sex trafficking of children. (To Be Submitted On Briefs)

Thursday, December 08, 2016

636 - 6th Floor East Courtroom, 9:00 A.M.

Before: **McKeague, Griffin, Kethledge**

16-3305 Babcock & Wilcox Company v. Cormetech, Inc.

[5:14-cv-00514](#)

Northern District of Ohio at Akron

K. Burke

Plaintiff appeals the district court's summary judgment for the defendant, finding that plaintiff's breach of warranty claim is time barred and that there is no genuine issue of material fact that would allow plaintiff to recover on its contractual indemnity claim. (15 Minutes Per Side)

16-5242 Baley Allred, III, et al. v. USA

[3:15-cv-00027](#)

Eastern District of Tennessee at Knoxville

T. Varlan

Plaintiffs appeal the dismissal of their action seeking a judgment for overpaid taxes. (15 Minutes Per Side)

08-3023 Montgomery County, Maryland v. FCC, et al.

05-311

Federal Communications Commission

15-3578 Anne Arundel County, Maryland, et al. v. FCC, et al.

fcc 15-3

Federal Communications Commission

Petitioners seek review of Federal Communications Commission orders published in 2007 and 2015, which allegedly limit the regulatory discretion of local governments with regard to franchising new providers of video programming in their communities. (15 Minutes Per Side)

15-5863 Joseph Shaheen v. Progressive Casualty Insurance

[5:08-cv-00034](#)

Western District of Kentucky at Paducah

T. Russell

Plaintiff appeals the judgment for defendant in this diversity action for the recovery of insurance proceeds under the Kentucky Unfair Claims Settlement Practices Act. (To Be Submitted On Briefs)

Thursday, December 08, 2016

403 - 4th Floor Courtroom, 2:00 P.M.

Before: **Cole, Boggs, Griffin**

13-5224 Byron Black v. Wayne Carpenter

[3:00-cv-00764](#)

Middle District of Tennessee at Nashville

T. Campbell

Petitioner, a death row inmate, appeals the district court's denial of his petition for a writ of habeas corpus following a remand for the district court to review the state court's determination of his claim that he has an intellectual disability that precludes his execution. (30 Minutes Per Side)

Friday, December 09, 2016

403 - 4th Floor Courtroom, 9:00 A.M.

Before: **Cole, Boggs, Siler**

16-1561 Jeffrey Hinneburg v. Nicole Miron, et al.[2:14-cv-14076](#)

Eastern District of Michigan at Detroit

B. Friedman

In this appeal from a district court order granting summary judgment to the defendants in this 42 U.S.C. Section 1983 civil rights action, the plaintiff, the personal representative of the estate of a deceased jail inmate, challenges the district court's order granting summary judgment on the plaintiff's Eighth Amendment claims regarding the inmate's medical treatment. (15 Minutes for Plaintiff; 15 Minutes to be Shared by Defendants)

15-3950 Ronald Kelly v. Alan Lazaroff[5:14-cv-01217](#)

Northern District of Ohio at Akron

J. Adams

The petitioner appeals from the district court's judgment denying his petition for a writ of habeas corpus filed under 28 U.S.C. Section 2254. (15 Minutes Per Side)

16-5559 RQSI Global Asset Allocation v. APERCU International PR LLC, et al.[3:15-cv-00778](#)

Western District of Kentucky at Louisville

C. Simpson

Plaintiff appeals the dismissal, for failure to state a claim, of its diversity action alleging gross negligence, fraud, fraud by omission, and breach of contract claims arising from the breakdown of a futures and options trading advisory relationship. (15 Minutes Per Side)

16-5471 Christopher Alexander v. Kellogg USA, Inc.[2:15-cv-02158](#)

Western District of Tennessee at Memphis

S. Anderson

T. Pham

Plaintiff appeals the summary judgment for defendant in this action alleging interference and retaliation under the Family and Medical Leave Act and state law. (To Be Submitted On Briefs)

16-5537 Carl Bohannon v. Town of Monterey, Tennessee, et al.[2:14-cv-00093](#)

Middle District of Tennessee at Cookeville

K. Sharp

Plaintiff appeals the summary judgment for defendants in this civil rights action alleging various constitutional violations arising from him being tasered by police. (To Be Submitted On Briefs)

15-4291 IMG Worldwide, Inc., et al. v. Great Divide Insurance Company[1:11-cv-01594](#)

Northern District of Ohio at Cleveland

D. Nugent

In this diversity contract dispute, Great Divide Insurance Company appeals the district court's judgment ruling that Westchester is entitled to equitable indemnity from Great Divide. (To Be Submitted On Briefs)

Friday, December 09, 2016

607 - 6th Floor West Courtroom, 9:00 A.M.

Before: **Batchelder, Stranch, Donald****16-3563 Denise Presley v. Ohio Dept of Rehabilitation**[3:15-cv-00067](#)

Northern District of Ohio at Toledo

J. Zouhary

Plaintiff appeals the summary judgment for the defendant in this action alleging that her former employer, the Ohio Department of Rehabilitation and Correction, unfairly disciplined her, refused her a promotion, wrongly reassigned her, and constructively discharged her on the basis of her race and gender. (15 Minutes Per Side)

16-3310 Carla Marie Bartlett, et al. v. E. I. DuPont de Nemours[2:13-cv-00170](#)

Southern District of Ohio at Columbus

E. Sargus

Defendant appeals the judgment entered pursuant to a jury verdict in plaintiff's favor in this toxic tort multidistrict litigation case related to drinking water containing a chemical commonly known as C8 used by the defendant in its manufacturing process. (15 Minutes Per Side)

16-5244 Kenneth Savage v. FedEx Corporation, et al.[2:14-cv-02057](#)

Western District of Tennessee at Memphis

S. Anderson

Plaintiffs appeal the grant of summary judgment to defendants in this action under the Uniformed Services Employment and Reemployment Rights Act arising from his termination for misuse of his employer's discounted military shipping rate. (15 Minutes Per Side)

16-5354 USA v. Jose Castro[3:15-cr-00094-1](#)

Western District of Kentucky at Louisville

D. Hale

Defendant appeals his judgment in a criminal case for illegal reentry after deportation, possession of a counterfeit alien registration card, and use of a false identification document for the purpose of obtaining employment. (To Be Submitted On Briefs)

15-2182 Terry Farr v. Village of New Haven, et al.[2:12-cv-12474](#)

Eastern District of Michigan at Detroit

L. Michelson

M. Hluchaniuk

In this civil rights excessive force action tried to a jury, plaintiff appeals the judgment for the defendants. (To Be Submitted On Briefs)

16-1227 USA v. Kenneth Sloss[1:07-cr-00244-1](#)

Western District of Michigan at Grand Rapids

G. Quist

Defendant appeals the order partially denying his motion for a reduction in sentence under 18 U.S.C. Section 3582(c)(2). (To Be Submitted On Briefs)

15-4007 Bijou Sene v. Loretta Lynch

a 095 569 029

Board of Immigration Appeals

Petitioner seeks review of a decision of the BIA that denies withholding of removal and protection under the Convention Against Torture. (To Be Submitted On Briefs)

Friday, December 09, 2016

636 - 6th Floor East Courtroom, 8:30 A.M.

Before: **McKeague, Griffin, Kethledge**

16-3375 William Thomas v. City of Columbus, Ohio, et al.

[2:14-cv-00906](#)

Southern District of Ohio at Columbus

G. Frost

Plaintiff appeals the dismissal of his two federal claims for excessive use of force and deliberate indifference to serious medical needs in this action arising from the shooting death of decedent Destin Thomas. (15 Minutes Per Side)

16-5317 Elgene Porter v. Kevin Genovese

[3:14-cv-01798](#)

Middle District of Tennessee at Nashville

T. Campbell

In this appeal from a district court order denying a Tennessee prisoner's 28 U.S.C. Section 2254 habeas corpus petition, the petitioner argues that the district court erred in concluding that he had procedurally defaulted two ineffective-assistance-of-counsel claims. (15 Minutes Per Side)

16-3345 Roseanne Breezley v. Hamilton Co. Board of Comm., et al.

[1:15-cv-00238](#)

Southern District of Ohio at Cincinnati

S. Beckwith

S. Bowman

Plaintiff appeals the dismissal for failure to state a claim of her complaint alleging that her decedent's (James Barton's) civil rights were violated when he was arrested, placed in the Hamilton County Justice Center, and died while in custody. (15 Minutes for Plaintiff; 15 Minutes to be Shared by Defendants)