

# Oral Argument Calendar

## United States Court of Appeals for the Sixth Circuit

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Tuesday, February 3, 2026

607 - 6th Floor West Courtroom, 1:00 P.M.

Before: **Boggs, Readler, Davis**

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**25-5630 Mary Eitel v. Stoll Keenon Ogden PLLC**

**3:23-cv-00398**

Western District of Kentucky at Louisville

G. Stivers

Plaintiff appeals the dismissal of her diversity action and the denial of her post-judgment motion for relief. (15 Minutes Per Side)

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**24-5225 USA v. Michael Benanti**

**3:15-cr-00177-1**

Eastern District of Tennessee at Knoxville

T. Varlan

Defendant appeals his amended judgment in a criminal case, following the partial grant of his motion to vacate, for Hobbs Act conspiracy, aiding and abetting attempted and armed bank extortion, aiding and abetting use of a firearm during and in relation to a crime of violence, aiding and abetting carjacking, aiding and abetting kidnapping, and aiding and abetting felon in possession of a firearm. (15 Minutes Per Side)

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**25-5468 USA v. Michael Fletcher**

**2:21-cr-00063-2**

Eastern District of Kentucky at Covington

D. Bunning

Defendant appeals his criminal judgment, after a bench trial, for distribution of controlled substances. (15 Minutes Per Side)

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**24-5991 USA v. Mason Shelton**

**1:23-cr-00065-1**

Eastern District of Tennessee at Chattanooga

C. Collier

**24-6076 USA v. Tyler Seaberg**

**1:23-cr-00065-2**

Eastern District of Tennessee at Chattanooga

C. Collier

In these consolidated appeals, defendants challenge their convictions for conspiracy to distribute and possession with intent to distribute marijuana and conspiracy to commit money laundering. (To Be Submitted On Briefs)

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**25-5051 USA v. Brandie Appleton**

**3:22-cr-00013-1**

Middle District of Tennessee at Nashville

W. Crenshaw

Defendant appeals the district court's order revoking her probation and sentencing her to a period of incarceration. (To Be Submitted On Briefs)

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**25-1349 Robert Barnes, et al. v. G4S Secure Solutions (USA) Inc, et al.**

**2:23-cv-12897**

Eastern District of Michigan at Detroit

R. White

**25-1351 Robert Barnes, et al. v. G4S Secure Solutions (USA) Inc, et al.**

**2:23-cv-12897**

Eastern District of Michigan at Detroit

R. White

In these consolidated appeals, defendants challenge the district court's denial of their motions to compel arbitration. (To Be Submitted On Briefs)

Tuesday, February 3, 2026

607 - 6th Floor West Courtroom, 1:00 P.M.

Before: **Boggs, Readler, Davis**

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**25-1385 Corinne Rigoni v. Erron Morton**

[2:23-cv-11482](#)

Eastern District of Michigan at Detroit

N. Edmunds

Plaintiff appeals the judgment for the defendant on her constitutional and state-law claims. (To Be Submitted On Briefs)

Wednesday, February 4, 2026

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

Before: **Cole, Mathis, Hermandorfer**

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**24-5610 USA v. Jorge Flores****3:18-cr-00293-3** Middle District of Tennessee at Nashville E. Richardson**24-5626 USA v. Kevin Tidwell****3:18-cr-00293-9** Middle District of Tennessee at Nashville E. Richardson**24-5641 USA v. Jose Pineda-Caceres****3:18-cr-00293-4** Middle District of Tennessee at Nashville E. Richardson

In these consolidated appeals, defendants challenge their jury convictions for racketeering, drug, and firearms offenses. (10 Minutes for Each Appellant; 30 Minutes for Appellee)

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**25-1321 Daniel Grady, et al. v. John Cratsenburg, et al.****4:22-cv-11142** Eastern District of Michigan at Flint F. Behm

Defendants appeal an order denying them qualified immunity from a claim of First Amendment retaliation. (15 Minutes Per Side)

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**25-5085 USA v. Eugene Fishback****5:23-cr-00140-1** Eastern District of Kentucky at Lexington D. Reeves

Defendant appeals his criminal judgment, after a jury trial, for conspiracy to distribute and possess with intent to distribute fentanyl and carfentanil and possession with intent to distribute fentanyl and carfentanil. (To Be Submitted On Briefs)

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**25-5596 Walters & Mason Retail, Inc. v. Hartford Fire Insurance Co****3:25-cv-00039** Eastern District of Tennessee at Knoxville C. Atchley

Plaintiff appeals the dismissal of its diversity action, in which it sought to recover losses it sustained as a result of the COVID-19 pandemic under an insurance policy issued by defendant. (To Be Submitted On Briefs)

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**25-5632 Joshua Elswick v. Ryan Derrough****3:23-cv-00033** Western District of Kentucky at Louisville G. Stivers

Plaintiff appeals the grant of summary judgment for defendant in this prisoner civil rights action. (To Be Submitted On Briefs)

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**25-5461 Anthony Camarca v. City of Covington, KY PD, et al.****2:22-cv-00128** Eastern District of Kentucky at Covington K. Caldwell

Plaintiff appeals the summary judgment for the defendants on his constitutional claims brought under 42 U.S.C. 1983. (To Be Submitted On Briefs)

Wednesday, February 4, 2026

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

Before: **Boggs, Readler, Davis**

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**24-3955 William Klopfenstein, et al. v. Fifth Third Bank**

[1:12-cv-00851](#)

Southern District of Ohio at Cincinnati

M. Barrett

**24-3974 Lori Laskaris, et al. v. Fifth Third Bank**

[1:12-cv-00851](#)

Southern District of Ohio at Cincinnati

M. Barrett

Following a jury verdict in defendant's favor, plaintiffs appeal the district court's order denying summary judgment on their breach of contract claim and its order denying their motion for judgment as a matter of law in this putative class action alleging that defendant violated the Truth in Lending Act, the Electronic Funds Transfer Act, and related state and federal laws by misrepresenting the interest rate for its Early Access payday loans. (15 Minutes Per Side)

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**25-3258 William Klopfenstein, et al. v. Fifth Third Bank**

[1:12-cv-00851](#)

Southern District of Ohio at Cincinnati

M. Barrett

Defendant appeals an order awarding attorney fees and costs under the Truth in Lending Act. (15 Minutes Per Side)

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**25-1784 Andrew Hess v. Oakland County, MI, et al.**

[2:25-cv-10665](#)

Eastern District of Michigan at Detroit

G. Drain

Plaintiff appeals the denial of his motion for a preliminary injunction. (15 Minutes Per Side)

Wednesday, February 4, 2026

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

Before: **Batchelder, Clay, Ritz**

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**25-3311 Oakland Co Emp Retirement Sys, et al. v. Sotera Health Company, et al.**

[1:23-cv-00143](#)

Northern District of Ohio at Cleveland

C. Fleming

Plaintiffs appeal the dismissal of their securities fraud class action. (15 Minutes Per Side)

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**25-3371 NetChoice, LLC v. David Yost**

[2:24-cv-00047](#)

Southern District of Ohio at Columbus

A. Marbley

Defendant appeals the summary judgment for the plaintiff on its constitutional challenge to Ohio's Parental Notification by Social Media Operators Act. (15 Minutes Per Side)

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**25-5660 NetChoice, LLC v. Jonathan Skrmetti**

[3:24-cv-01191](#)

Middle District of Tennessee at Nashville

E. Richardson

Plaintiff appeals the denial of its motion for a preliminary injunction. (15 Minutes Per Side)

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**24-2067 USA v. Joseph McNoriell**

[1:23-cr-00064-1](#)

Western District of Michigan at Grand Rapids

J. Beckering

Defendant appeals the district court's judgment in his criminal case after a jury found him guilty of possession with intent to distribute, and conspiracy to distribute and possess with intent to distribute, controlled substances. (15 Minutes Per Side)

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**25-3129 Jamal Dye v. George Frederick**

[1:22-cv-00848](#)

Northern District of Ohio at Cleveland

J. Carr

Petitioner appeals the denial of his petition for a writ of habeas corpus filed pursuant to 28 U.S.C. Section 2254. (To Be Submitted On Briefs)

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**25-1656 Generis Entertainment, LLC v. Mary Donley, et al.**

[1:24-cv-12661](#)

Eastern District of Michigan at Bay City

D. Lawson

Defendant Blake Bitner appeals the denial, in part, of his motion to dismiss on the basis of qualified immunity. (To Be Submitted On Briefs)

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**25-1440 Bakery, Confectionary, Tobacco v. Kellanova**

[1:24-cv-00489](#)

Western District of Michigan at Grand Rapids

R. Jonker

Defendant appeals the judgment for the plaintiff in its action to compel arbitration. (To Be Submitted On Briefs)

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**25-5192 USA v. Christopher Springfield**

[7:24-cr-00014-1](#)

Eastern District of Kentucky at Pikeville

D. Reeves

Defendant appeals his criminal judgment, after a guilty plea, for possession with intent to distribute controlled substances. (To Be Submitted On Briefs)

Wednesday, February 4, 2026

842 - 8th Floor East Courtroom, 9:00 A.M.

Before: **Kethledge, Bush, Nalbandian**

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**25-3340 Randy Thomas v. Cynthia Davis**

[5:20-cv-02628](#)

Northern District of Ohio at Akron

J. Calabrese

Petitioner appeals the dismissal of his petition for a habeas corpus filed pursuant to 28 U.S.C. Section 2254. (15 Minutes Per Side)

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**25-3300 William Fambrough, et al. v. City of East Cleveland, OH, et al.**

[1:22-cv-00992](#)

Northern District of Ohio at Cleveland

B. Brennan

Plaintiffs appeal the summary judgment for the defendants on their First and Fourteenth Amendment claims. (15 Minutes Per Side)

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**25-1389 Ethan Ennes v. Presque Isle County, MI, et al.**

[1:23-cv-10329](#)

Eastern District of Michigan at Bay City

T. Ludington

Plaintiff appeals the summary judgment for the defendants on his constitutional and state-law claims. (15 Minutes Per Side)

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**25-5418 USA v. Wayne Johnson**

[5:22-cr-00098-1](#)

Eastern District of Kentucky at Lexington

G. Van Tatenhove

Defendant appeals his criminal judgment, after a guilty plea, for possession with intent to distribute controlled substances, possession of a firearm in furtherance of a drug-trafficking crime, and possession of a firearm by a felon. (To Be Submitted On Briefs)

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**25-3039 Mark Yacko v. General Motors Company, et al.**

[1:23-cv-01578](#)

Northern District of Ohio at Cleveland

P. Barker

Plaintiff appeals the district court's summary judgment for defendants in this action alleging age discrimination under Ohio law and related claims arising from plaintiff's termination for job performance-related issues. (To Be Submitted On Briefs)

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**24-5942 Scot Gaither v. Tim Lane**

[4:18-cv-00151](#)

Western District of Kentucky at Owensboro

J. McKinley

Petitioner appeals the denial of his petition for a writ of habeas corpus filed pursuant to 28 U.S.C. Section 2254. (To Be Submitted On Briefs)

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**25-1191 USA v. Matthew Mencarelli**

[1:24-cr-00029-1](#)

Western District of Michigan at Grand Rapids

H. Jarbou

Defendant appeals his criminal judgment, after a guilty plea, for wire fraud. (To Be Submitted On Briefs)

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**25-1512 USA v. Nicholas Martin**

[1:17-cr-00011-1](#)

Western District of Michigan at Grand Rapids

J. Beckering

Defendant appeals the judgment revoking his supervised release and imposing terms of imprisonment and supervised release. (To Be Submitted On Briefs)

Wednesday, February 4, 2026

842 - 8th Floor East Courtroom, 9:00 A.M.

Before: **Kethledge, Bush, Nalbandian**

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**25-3296 Wendy Davis v. University of Toledo**

**3:22-cv-00301**

Northern District of Ohio at Toledo

J. Helmick

Plaintiff appeals the summary judgment for the defendant on her claims of race discrimination and retaliation. (To Be Submitted On Briefs)

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**25-3293 Patricia Wilkinson, et al. v. City of Dayton, OH, et al.**

**3:24-cv-00174**

Southern District of Ohio at Dayton

M. Newman

Plaintiffs appeal the dismissal of their civil action raising constitutional claims under 42 U.S.C. 1983. (To Be Submitted On Briefs)

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**25-3143 USA v. Emilio Garcia**

**3:19-cr-00294-14**

Northern District of Ohio at Toledo

J. Carr

Defendant appeals the district court's order revoking his supervised release and sentencing him to thirty-six months of incarceration. (To Be Submitted On Briefs)

Thursday, February 5, 2026

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

Before: **Davis, Ritz, Hermandorfer****24-1846 USA v. Bernard Shelton**[2:17-cr-20701-1](#) Eastern District of Michigan at Detroit

D. Hood

**24-1971 USA v. Bernard Shelton**[2:17-cr-20701-1](#) Eastern District of Michigan at Detroit

D. Hood

In these consolidated matters, defendant appeals the district court's judgment and amended judgment after a jury found him guilty of more than a dozen counts of unlawfully distributing controlled substances and one count of unlawful distribution resulting in death. (15 Minutes Per Side)

**25-1370 Kelvin Nolen v. Steven Ford**[2:24-cv-12111](#) Eastern District of Michigan at Detroit

S. Cox

Plaintiff appeals the dismissal of his civil action raising claims under 42 U.S.C. 1983 and state law. (15 Minutes Per Side)

**25-5169 Mark Bergens v. Diverse Concepts, LLC, et al.**[3:23-cv-00304](#) Eastern District of Tennessee at Knoxville

C. Corker

Plaintiff appeals the summary judgment for the defendants on his claims of disability discrimination and retaliation. (15 Minutes Per Side)

**25-1287 Jordan Danski v. Gary Miniard**[2:21-cv-12409](#) Eastern District of Michigan at Detroit

S. Cox

Petitioner appeals the denial of his petition for a writ of habeas corpus filed pursuant to 28 U.S.C. Section 2254. (15 Minutes Per Side)

**25-1366 Dakarai Larriett v. Michigan Dept of State Police, et al.**[1:24-cv-01039](#) Western District of Michigan at Grand Rapids

R. Jonker

Plaintiff appeals the dismissal of his claims for violations of the Fourth Amendment, Fourteenth Amendment, 42 U.S.C. 1981, and state law. (To Be Submitted On Briefs)

**25-3212 Laura Obergefell v. Firelands Regional Med Center, et al.**[3:20-cv-02579](#) Northern District of Ohio at Toledo

J. Helmick

Plaintiff appeals the summary judgment for the defendants on her claims under the Age Discrimination in Employment Act and Ohio law. (To Be Submitted On Briefs)

**25-1408 Dena Leath v. Douglas Collins**[2:23-cv-11407](#) Eastern District of Michigan at Detroit

S. DeClercq

Plaintiff appeals the summary judgment for the defendant on her claims of employment discrimination and retaliation. (To Be Submitted On Briefs)

**25-5136 USA v. Devonte Welch**[1:17-cr-00114-1](#) Eastern District of Tennessee at Chattanooga

C. Collier

Defendant appeals the revocation of his supervised release and imposition of a term of imprisonment. (To Be Submitted On Briefs)



Thursday, February 5, 2026

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

Before: **Davis, Ritz, Hermandorfer**

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**25-3640 USA v. Raymone Clements**

[1:13-cr-00037-1](#) Northern District of Ohio at Cleveland

D. Nugent

Defendant appeals an order revoking his supervised release and imposing a term of imprisonment. (To Be Submitted On Briefs)

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**25-5408 USA v. Chad Taylor**

[2:24-cr-00006-1](#) Eastern District of Kentucky at Covington

D. Bunning

Defendant appeals the denial of his pretrial motion to dismiss in this criminal action. (To Be Submitted On Briefs)

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**25-5611 USA v. 0.40401694 Bitcoin (BTC) seize, et al.**

[1:23-cv-00218](#) Eastern District of Tennessee at Chattanooga

T. McDonough

Claimants appeal the summary judgment for the plaintiff in this forfeiture action. (To Be Submitted On Briefs)

Thursday, February 5, 2026

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

Before: **Boggs, Nalbandian, Mathis**

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**24-1784 Mackinac Ctr for Public Policy v. U.S. Department of Education, et al.**[1:23-cv-10795](#)

Eastern District of Michigan at Bay City

T. Ludington

Plaintiff appeals the district court's order dismissing, for lack of standing, this suit challenging the Department of Education's policy decisions in restarting student loan payments suspended as a result of the COVID-19 pandemic. (15 Minutes Per Side)

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**24-6094 USA v. Montez Hall**[3:10-cr-00163-28](#)

Middle District of Tennessee at Nashville

A. Trauger

The government appeals a post-judgment order reducing defendant's sentence by eight years. (15 Minutes Per Side)

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**25-1465 Trey Cholewa v. USA, et al.**[2:19-cv-12190](#)

Eastern District of Michigan at Detroit

G. Drain

Defendant Jennifer Robinson, M.D., appeals an order denying in part her petition for immunity under the Westfall Act. (15 Minutes for Appellant; 15 Minutes to be Shared by Appellees)

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**25-1053 Brayton Groth v. City of Birmingham, MI, et al.**[2:23-cv-11355](#)

Eastern District of Michigan at Detroit

D. Lawson

Police officer defendants appeal the district court's partial denial of summary judgment based on qualified immunity to this civil rights suit alleging excessive force. (15 Minutes Per Side)

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**25-1426 USA v. Tayseer Yousef**[1:23-cr-00086-1](#)

Western District of Michigan at Grand Rapids

H. Jarbou

Defendant appeals his criminal judgment, after a jury trial, for conspiracy to transport stolen goods interstate and interstate transportation of stolen goods. (To Be Submitted On Briefs)

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**24-2045 USA v. David Myrie**[2:23-cr-20331-1](#)

Eastern District of Michigan at Detroit

J. Grey

Defendant appeals the district court's amended judgment in his criminal case after pleading guilty to unlawful re-entry. (To Be Submitted On Briefs)

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**25-3107 USA v. Brian King**[1:18-cr-00584-1](#)

Northern District of Ohio at Cleveland

S. Lioi

Defendant appeals an order revoking his supervised release and imposing terms of imprisonment and supervised release. (To Be Submitted On Briefs)

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**25-1571 Gregory Semack, et al. v. Roscommon County, MI, et al.**[1:24-cv-11935](#)

Eastern District of Michigan at Bay City

J. Levy

Plaintiffs appeal the dismissal of their civil action for lack of subject-matter jurisdiction. (To Be Submitted On Briefs)

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Thursday, February 5, 2026

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

Before: **Boggs, Nalbandian, Mathis**

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**25-1240 USA v. Lawon Carter****2:21-cr-20354-13** Eastern District of Michigan at Detroit

J. Grey

Defendant appeals his criminal judgment, after a jury trial, for possession of a firearm as a felon, possession with intent to distribute controlled substances, and possession of a firearm in furtherance of a drug-trafficking crime. (To Be Submitted On Briefs)

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**25-3501 USA v. Shane Bowlin****1:13-cr-00142-1** Southern District of Ohio at Cincinnati

T. Black

**25-3502 USA v. Shane Bowlin****1:14-cr-00097-1** Southern District of Ohio at Cincinnati

T. Black

In these related cases, defendant appeals the district court's denial of his motion to reduce his sentence pursuant to Amendment 821 of the United States Sentencing Guidelines. (To Be Submitted On Briefs)

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**25-5157 USA v. Andre Blue****2:23-cr-20122-1** Western District of Tennessee at Memphis

J. McCalla

Defendant appeals his criminal judgment, after a jury trial, for possession of a firearm, possession with intent to distribute methamphetamine, and possession of a firearm in furtherance of a drug-trafficking crime. (To Be Submitted On Briefs)

Thursday, February 5, 2026

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

Before: **Clay, Kethledge, Bush**

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**25-1278 Aaron Hall, et al. v. Trivest Partners LP, et al.**[4:22-cv-12743](#)

Eastern District of Michigan at Flint

F. Behm

Defendants Trivest Partners, L.P. and TGIF Power Home Investor, LLC appeal an interlocutory order denying their motion to dismiss for lack of personal jurisdiction. (15 Minutes Per Side)

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**25-1538 Aaron Hall, et al. v. Trivest Partners LP, et al.**[4:22-cv-12743](#)

Eastern District of Michigan at Flint

F. Behm

Defendants Trivest Partners L.P. and related entities appeal the denial of their motions to compel arbitration. (15 Minutes Per Side)

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**25-3200 Island Creek Kentucky Mining v. OWCP, et al.**

2023-0363 bla

Benefits Review Board

Petitioner seeks review of a decision of the Benefits Review Board that affirmed an award of black lung benefits. (15 Minutes Per Side)

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**24-1794 Adam Foust v. General Motors, LLC, et al.**[2:23-cv-13257](#)

Eastern District of Michigan at Detroit

J. Grey

Plaintiff employee appeals the district court's summary judgment for defendant employer in this Title VII suit alleging sex discrimination and related state law violations. (15 Minutes Per Side)

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**24-1729 Meredith Summer v. Detroit Public Schools, et al.**[4:21-cv-12936](#)

Eastern District of Michigan at Flint

F. Behm

Plaintiff school teacher appeals the district court's summary judgment for school defendants in this civil right suit alleging religious discrimination in violation of the First Amendment and Michigan law. (15 Minutes Per Side)

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**25-5377 Christine Williams v. CoreCivic of Tennessee, LLC, et al.**[1:24-cv-01074](#)

Western District of Tennessee at Jackson

J. Breen

Plaintiff appeals the order granting defendants' motion to dismiss in this prisoner civil rights action. (To Be Submitted On Briefs)

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**25-5056 USA v. Vonnice McDaniels**[5:24-cr-00022-1](#)

Eastern District of Kentucky at Lexington

D. Reeves

Defendant appeals his criminal judgment, after a jury verdict, on multiple counts of wire fraud, aggravated identity theft, engaging in monetary transactions in property derived from wire fraud, and committing an offense while on conditions of release. (To Be Submitted On Briefs)

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**24-3924 USA v. Taureen Nickles**[1:14-cr-00113-3](#)

Southern District of Ohio at Cincinnati

S. Dlott

Defendant appeals the district court's judgment revoking his supervised release and sentencing him to a further term of imprisonment. (To Be Submitted On Briefs)

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Thursday, February 5, 2026

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

Before: **Clay, Kethledge, Bush**

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**25-3320 USA v. Tyrique Davis**

[5:24-cr-00312-1](#) Northern District of Ohio at Akron

J. Adams

Defendant appeals his criminal judgment, after a guilty plea, for bank larceny. (To Be Submitted On Briefs)

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**25-3445 USA v. Darryl Wright**

[3:23-cr-00664-1](#) Northern District of Ohio at Toledo

J. Carr

Defendant appeals his criminal judgment, after a guilty plea, for conspiracy to distribute and possess with intent to distribute controlled substances, distribution of a controlled substance, and possession of a firearm by a felon. (To Be Submitted On Briefs)

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**25-1298 USA v. Jeffrey Munro**

[2:23-cr-00015-2](#) Western District of Michigan at Marquette

H. Jarbou

Defendant appeals his criminal judgment, after a guilty plea, for conspiracy to distribute and possess with intent to distribute methamphetamine. (To Be Submitted On Briefs)