

UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT

LOCATION of HEARING for OCTOBER CALENDAR:

Date of Notice:

Richard H. Chambers Court of Appeals Building
U.S. Court of Appeals for the Ninth Circuit
125 South Grand Avenue
Pasadena, CA 91105

August 01, 2013

>>> Picture ID required to enter Courthouse <<<
COUNSEL WILL PLEASE CHECK-IN WITH THE DEPUTY IN THE COURTROOM
All CJA Counsel call (415) 355-7993 for travel authorization

Monday, October 07, 2013 9:30 a.m. Courtroom 1

() * 09-56914 Moody v. Dexter
() * 10-56052 Valenzuela v. Small
() * 12-50118 United States v. Perkins
() * 12-50361 United States v. Burgos
() ** 13-55453) Boldface Licensing v. By Lee Tillett
13-55490)
() 12-57049 McKay v. Hutchens

Monday, October 07, 2013 9:00 a.m. Courtroom 2

() * 09-72223 Irawan v. Holder
() * 12-56848 Azam v. Bank of America, N.A.
() * 13-50019 United States v. Benson
() ** 11-56393 McNeely v. Cate
() ** 12-56799 Scott v. Chappell
() ** 13-55352 Warner Bros. v. Global Asylum

Monday, October 07, 2013 9:30 a.m. Courtroom 3

() * 08-73362 He v. Holder
() * 09-70164 Saparto v. Holder
() * 10-57001 United States v. Pena
() ** 12-50128 United States v. Cook
() ** 12-50183 United States v. McElmurry
() ** 13-55468 Garcia v. PacifiCare of California

* MAXIMUM ARGUMENT TIME 10 MINUTES PER SIDE
** MAXIMUM ARGUMENT TIME 15 MINUTES PER SIDE
OTHER CASES 20 MINUTES PER SIDE

PLEASE RETURN ENCLOSED ACKNOWLEDGMENT
NOTICE to PASADENA CLERK'S OFFICE
[see **Filing Instructions** on the Acknowledgment Form]

Tuesday, October 08, 2013 9:30 a.m. Courtroom 1

() * 09-71850 Hanna v. Holder
() * 09-72968 Rambhai v. Holder
() * 12-55233 Johnson v. Wal-Mart Stores
() ** 09-56952 Fischer v. Horticulture & Food Research Institute Of New Zealand
() ** 10-71050) Nguyen v. Holder
10-72974) 10-73904)
() ** 12-50315 United States v. Fowler

Tuesday, October 08, 2013 9:00 a.m. Courtroom 2

() * 09-72656 He v. Holder
() * 09-73603 Gim v. Holder
() * 12-55224 Jackson v. United States
() * 12-56850 Welch v. Astrue
() ** 11-56281 United States v. Shetty
() 11-50152) United States v. Wilkes
12-50257)

Tuesday, October 08, 2013 9:30 a.m. Courtroom 3

() * 09-70351 Tamacas v. Holder
() * 11-56396) Von Villas v. Hubbard
11-56398)
() * 12-50494 United States v. Griffin
() ** 09-70137 Ocejio-Davila v. Holder
() ** 09-71092) Bains v. Holder
09-73359)
() ** 10-56244 Bangkok Broadcasting v. IPTV

Wednesday, October 09, 2013 9:30 a.m. Courtroom 1

() * 09-73045 Aldjokja v. Holder
() * 09-73108 Yeritsyan v. Holder
() * 12-55284 Melamed v. Blue Cross of Calif.
() * 12-55405 Stan Lee Media, Inc. v. Conan Sales Co.
() ** 12-50464 United States v. Francisco
() 12-50015) United States v. Iruke
12-50110) United States v. Ikpoh

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Wednesday, October 09, 2013 9:00 a.m. Courtroom 2

() * 07-73121 Amaya-Ramos v. Holder
() * 07-74119 Lemus-Everado v. Holder
() * 10-72733 Candido-Carcamo v. Holder
() ** 11-57257 Whatley-Bonner v. Pacific Telesis Plan
() ** 12-50187 United States v. Colbert
() ** 12-50413 United States v. Nwobi

Wednesday, October 09, 2013 9:30 a.m. Courtroom 3

() * 12-50194 United States v. Adams
() * 12-50370 United States v. Doucette
() * 10-70956 Rosales v. Holder
() ** 09-72244 Angulo v. Holder
() ** 12-55023 Hernandez v. Kennedy
() ** 12-55040 Davis v. Glendale Unified School District

Thursday, October 10, 2013 9:30 a.m. Courtroom 1

() * 09-70652) Meza v. Holder
09-73488)
() * 09-70812 Yu v. Holder
() * 09-72222 Han v. Holder
() ** 12-55039 Engelen v. Erin Capital Management. LLC
() ** 12-55061 Mohtadi v. Homecomings Financial LLC
() ** 12-55210 Pacific Shores Hosp. v. UBH

Thursday, October 10, 2013 9:00 a.m. Courtroom 2

() * 09-70151 Bermudes v. Holder
() * 09-72688 Guinooban v. Holder
() * 09-72773 Cabrera-Griffiths v. Holder
() ** 12-55057 Garcia v. U.S. Secretary of Health & Human Services
() ** 12-55095 Glassman v. Crown Life Insurance
() ** 12-55101 Sayari v. Metropolitan Life Insurance

Thursday, October 10, 2013 9:30 a.m. Courtroom 3

() * 09-72984 Torres-Hernandez v. Holder
() * 09-73417 Shang v. Holder
() * 12-55407 Sharnese v. State of California
() ** 12-55089 Salkin v. United Serv. Automobile Association
() ** 12-55114 Gordon v. Deloitte & Touche Plan
() ** 12-55134 Hooker v. Parker Hannifin

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Friday, October 11, 2013 9:00 a.m. Courtroom 1

() * 09-72570 Martinez v. Holder
() * 10-71788 Sarceno-Mendez v. Holder
() * 12-55544 Penders v. Sega of America
() * 13-56172 Stanley v. Baca
() ** 12-55147) City of Pomona v. SQM North America
12-55193)

() 12-55062) Armendariz v. City of Los Angeles
12-55076) 12-55303) 12-55310)

Friday, October 11, 2013 9:00 a.m. Courtroom 2

() * 09-73001 Lima-Lima v. Holder
() * 09-73028 Jimenez v. Holder
() * 12-55483 Francia v. City of San Jacinto
() ** 12-55156 Ramona Equip. v. Carolina Casualty
() ** 12-56539 Technica v. Carolina Casualty Insurance
() ** 12-55173 Bales v. Allstate Insurance

Friday, October 11, 2013 9:00 a.m. Courtroom 3

() * 09-70446 Banuelos v. Holder
() * 09-72202 Garcia v. Holder
() * 12-55420 Johnson v. Goldsmith
() ** 12-55148 Cheramie v. HBB, Inc.
() ** 12-70174 Plott Nursing Home v. Sebelius
() ** 12-71685 Del Rosa Villa v. Sebelius

Wireless Internet Connectivity is now available
in the Richard H. Chambers US Court of Appeals Building

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www.ca9.uscourts.gov

OFFICE OF THE CLERK
U.S. COURT OF APPEALS FOR THE NINTH CIRCUIT
95 SEVENTH STREET, P.O. BOX 193939
SAN FRANCISCO

NOTICE OF CASES SET FOR HEARING

Your case has been set for hearing as indicated on the attached calendar. Please take special note of the time and place of hearing. In order that the court may make proper arrangements for oral argument, it is essential that you immediately complete the attached acknowledgment of hearing notice and return it to the Clerk's Office via the Appellate ECF system [or by hardcopy for those granted an exemption from using the Appellate ECF system.]

In preparing for oral argument, the parties should be guided by Rule 34 of the Federal Rules of Appellate Procedure. The following information is provided to ensure the effectiveness of the hearing process:

Possibility of Mootness or Settlement - If your case has become moot or a settlement is imminent, immediately advise the Clerk's office in writing and **BY TELEPHONE**. For ECF-registered parties, this must be filed electronically as "Correspondence to Court."

Notification of Related Cases - If you are aware of other cases pending in this court which are related to and which should be calendared with your case(s) on the attached calendar, please notify this office.

Admission for Oral Argument - Any attorney who will be presenting oral argument must have been admitted to the bar of this court. **The forms necessary for admission may be obtained through the court's website [www.ca9.uscourts.gov] under Forms. If you have not been admitted, or need to verify you have applied, please call the Attorney Admissions Inquiry line at (415) 355-7800 and leave the requested information.** While admission in open court on the day of hearing is discouraged, you may elect such an admission procedure. Candidates for admission in open court must appear in the Clerk's Office with a sponsor who has already been admitted to the bar of the circuit, and who can orally move the admission before the calendar is called.

Submission Without Oral Argument - A party who feels that oral argument would not be of assistance to the court may present a written motion asking the court to submit the case on the briefs for decision without oral argument. Such a motion must be served on all parties. For ECF-registered parties, this motion must be filed electronically. The court may, on its own motion, determine that oral argument would not be of assistance. In such cases, all parties will be advised by separate notice pursuant to Fed. R. App. P. 34(a).

Appearing for Argument - If oral argument is to be presented, please register with the courtroom deputy in the courtroom posted for your case 30 minutes before the time of the hearing. All parties for all cases must be registered and present at the time the session is convened.

Hearing Order of Cases - Cases are generally heard in the order in which they appear on the calendar. On the other hand, a panel may elect to poll the calendar prior to the commencement of argument and to rearrange the order of cases based on the projected length of the argument. Nevertheless, parties in the first case should be prepared to begin argument immediately after the court is convened in the event that the entire calendar is not polled.

Time for Oral Argument - Cases scheduled for oral argument will be assigned ten, fifteen, twenty, or occasionally thirty minutes per side. Check your Location of Hearing Notice to determine your time allotment.

Subject of Oral Argument - At the time of hearing, the judges of the panel will have studied the briefs and the excerpts of record and will be familiar with the facts and issues of the case. Argument should be devoted to clarifying issues as needed and to responding to questions raised by the judges of the panel.

Presenting Additional Citations - Additional citations of relevant decisions rendered since the filing of the party's last brief -or after oral argument but before decision- may be submitted by letter, showing proof of service on all counsel and parties not represented by counsel. For ECF-registered parties, this letter must be filed electronically, but if filed by paper, **only the** original must be submitted to the court. The letter must state the reasons for the citations, referring to either the page of the brief or to a point argued orally. The body of the letter must not exceed 350 words. Any response must be made promptly and similarly limited. [FRAP 28j, Cir. R. 28-6]

Identity of Panel Members - Not earlier than the week before the court week in which your case will be heard, the names of judges hearing the currently calendared cases will be announced. The names will be posted on the public bulletin board of the Clerk's Office of your local U.S. District Court and on this Court's web page. You may also determine the names of the judges by submitting with the enclosed acknowledgment form, a self-addressed, postage-paid envelope and a card listing the case number, date and time of hearing. We will write the names of the judges hearing your case on this card and mail it to you at the same time that the official calendars are mailed to the District Court Clerk's Offices for posting. [www.ca9.uscourts.gov]

Continuances - After a case has been calendared, continuances are not granted except for a showing of extraordinarily good cause. If oral argument is essential but you find it impossible to be present, you must, immediately after receipt of this hearing notice, submit a formal motion and supporting affidavit for continuance. For ECF-registered parties, this motion must be filed electronically. Presentation of the motion does not ensure that the continuance is granted. The court will not consider the motion for continuance after the identity of the panel of judges has been divulged.

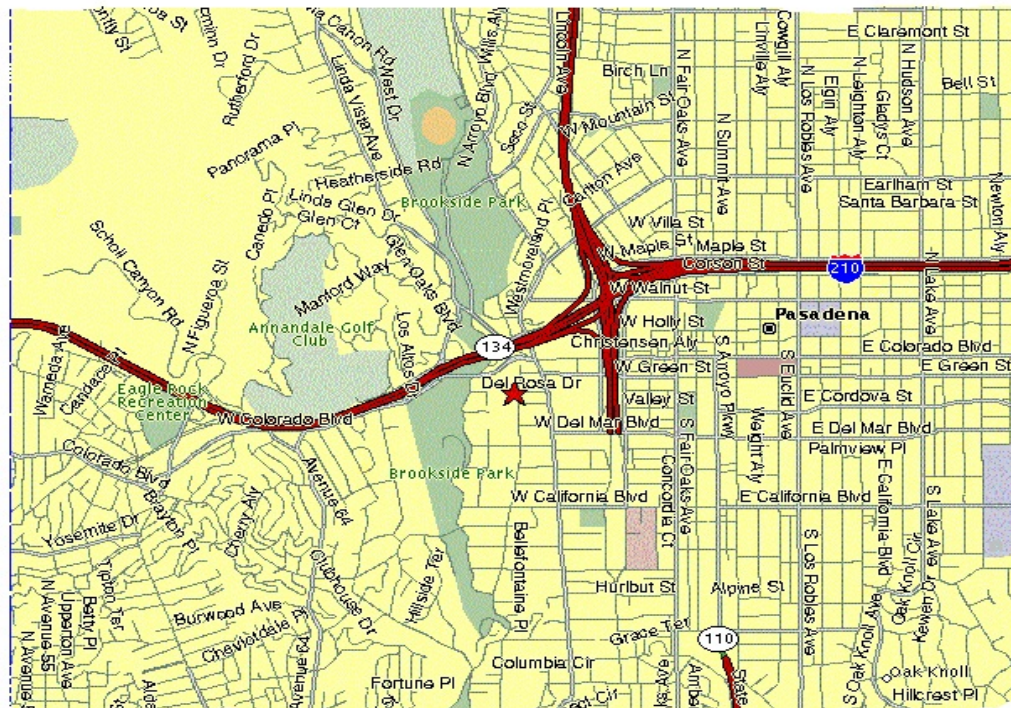
DRIVING DIRECTIONS TO COURTHOUSE

The **Richard H. Chambers U.S. Court of Appeals Building** is located at **125 South Grand Avenue**, in **Pasadena, California**.

From **downtown Los Angeles**, take the Pasadena Freeway (110) to the Orange Grove Blvd. exit. Go north on Orange Grove approximately two miles and turn left on Maylin Street or Del Rosa Drive one block to Grand Avenue.

From the **west via the Ventura Freeway (134)**, exit Colorado/Orange Grove Blvd. exit. Go south (right) on Orange Grove to Green Street. Turn right one block to Grand Avenue.

From the **east via the Foothill Freeway (210)** exit at Orange Grove Blvd., go south (left) on Orange Grove to Green Street. Turn right one block to Grand Avenue.



Park in the lot across from the Richard H. Chambers U.S. Court of Appeals Building.

July 25, 2011

Notice for Drivers of Electric Vehicles

Consistent with the government's policy of supporting [Zero-Emission Vehicles \(ZEV's\)](#), the United States Court of Appeals for the Ninth Circuit has an [Electric Vehicle Charging Station](#) available at the Richard H. Chambers courthouse in Pasadena, California.

The charging station may be used by attorneys attending oral arguments and other visitors to the Pasadena Courthouse. The charging station consists of a 20A power outlet, either 220V or 110V, and a [Level 2 charger](#).

Drivers may use the available charger or bring their own portable charger. Because availability is limited, please reserve a power outlet and charger at least 24 hours in advance by contacting Eve Fisher, Senior Deputy Clerk at Eve_Fisher@ca9.uscourts.gov or at 626-229-7251.

**U.S. Court of Appeals for the Ninth Circuit
Electronic Devices Policy**

This policy pertains to the use of electronic devices by the bar, media and the public in the courthouses and other dedicated spaces housing the United States Court of Appeals for the Ninth Circuit. These are the William K. Nakamura U.S. Courthouse in Seattle, the Pioneer U.S. Courthouse in Portland, the James R. Browning U.S. Courthouse in San Francisco, the Richard H. Chambers U.S. Courthouse in Pasadena, and the U.S. Court of Appeals for the Ninth Circuit in Honolulu. The policy also applies to other places in which the court holds session for special sittings. These include courtrooms in the district courthouses and spaces in law schools and other locations.

Visitors to any of the Ninth Circuit courthouses and dedicated spaces are allowed to carry and make use of various electronic devices as set out by this policy. Different rules may apply when the court meets in another venue, such as a district courthouse. Where conflicts between this policy and that of a district court become known, the chief circuit judge and chief district judge, or their designees, will confer to resolve such conflicts.

General Rules:

- 1. Anyone may bring electronic devices, such as a Blackberry, smart phone, laptop computer or a similar functioning device having wireless communications capability into the courthouse.**
- 2. Except for courtrooms, persons may use such devices in public areas of the courthouse to make telephone calls and to transmit and receive data communications, such as email or text messages, or to access the Internet. For reasons of privacy, safety, and security, use of these devices to take photographs or for audio or video recording or transmission is prohibited in the courthouse (exceptions for court staff, authorized vendors or for educational or ceremonial events).**
- 3. In courtrooms, persons may use such devices to take notes, transmit and receive data communications, and access the Internet. This includes media members who are transmitting written accounts of the proceeding to a wider audience using various means. Persons may not use these devices for telephone calls, photographs or audio or video recording or transmission. Telephone ring tones and other functional sounds produced by devices must be disabled while in the courtroom. Only quiet keyboards may be used in the courtrooms.**
- 4. The presiding judge of a judicial panel may prohibit or further restrict use of such devices by all persons prior to or during a proceeding when necessary to protect the rights of the parties or to assure the orderly conduct of the proceedings.**
- 5. This policy will be prominently displayed wherever the court holds session and posted on the court's website. Failure to adhere to the policy may result in removal from the courtroom or other sanction.**

OFFICE OF THE CLERK
UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT
ACKNOWLEDGMENT OF HEARING NOTICE (PASADENA)

I acknowledge receipt of the notice of assignment showing my case:

Case Number

Case Title

assigned for hearing:

Date

Time

Courtroom

Location

Counsel to argue (or, if argument to be presented "in pro per" enter party information):

Name

Address

City

State

Zip Code

Phone

Email Address

Party/parties represented

Special needs you may
require in the courtroom



Counsel who have not entered an appearance in the case(s) listed above must file a separate Notice of Appearance using Appellate ECF.

Admission status (to be completed by attorneys only):

- ☐ I certify that I am admitted to practice before this Court.
- ☐ I certify that I am generally qualified for admission to practice before the bar of the Ninth Circuit and that I will immediately apply for admission (forms available at <http://www.ca9.uscourts.gov>).

Signature (use
"s/" format)

Date

Filing Instructions

Electronically: Print the filled-in form to PDF (File > Print > *PDF Printer/Creator*), then, in Appellate ECF, choose Forms/Notices/Disclosures > File an Acknowledgment of Hearing Notice.

-or-

US Mail: Office of the Clerk, U.S. Court of Appeals, P.O. Box 91510, Pasadena CA 91109-1510

Overnight: Richard H. Chambers U.S. Court of Appeals Building, 125 South Grand Avenue, Pasadena CA 91105

Phone: 626-229-7250