

Monday, September 14, 2026

24-2079 [Briefs](#)
Isaiah Wilkins v. Pete Hegseth
(Brinkema)

Rehearing en Banc

Chief Judge Diaz, Judge Wilkinson, Judge Niemeyer, Judge King, Judge Gregory,
Judge Agee, Judge Wynn, Judge Thacker, Judge Harris, Judge Richardson,
Judge Quattlebaum, Judge Rushing, Judge Heytens, Judge Benjamin, Judge Berner

25-1032 [Briefs](#)
South Carolina State Conference of the NAACP
v. South Carolina Dept of Juvenile Justice
(Austin)

Rehearing en Banc

Chief Judge Diaz, Judge Wilkinson, Judge Niemeyer, Judge King, Judge Gregory,
Judge Agee, Judge Wynn, Judge Thacker, Judge Harris, Judge Quattlebaum,
Judge Rushing, Judge Heytens, Judge Berner

Butzner En Banc Courtroom 201
1:30 p.m.

Monday, September 14, 2026

[**LIVESTREAM**](#)

Tuesday, September 15, 2026

25-4673 US v. Letitia James (Currie)	Briefs	CRIMINAL: Whether Lindsey Halligan's appointment as U.S. Attorney was lawful; whether indictments sought and obtained by Halligan are valid.
Associations: 25-4674		

26-1079 Sacks Holdings, Inc. v. Grin Natural USA Limited (Eagles)	Briefs	TRADEMARK: Whether district court erred in issuing nationwide permanent injunction prohibiting defendants from using disputed mark in the United States.
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24-1048 Edgar Padilla-Chaves v. Todd Blanche	Briefs	IMMIGRATION: Whether agency properly denied discretionary relief based on arrest documents; utilization of summary affirmance.
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25-4023 US v. Lucio Garcia (Dever)	Briefs	CRIMINAL: Whether district court erred in admitting expert testimony that defendant possessed firearm in furtherance of drug trafficking for section 924(c) conviction.
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PANEL I
Chief Judge Diaz, Judge Richardson, Senior Judge Floyd
Red Courtroom (Room 412)
9:30 a.m.

Tuesday, September 15, 2026

[LIVESTREAM](#)

Tuesday, September 15, 2026

22-2114 Sintia Nivar Santana v. Todd Blanche	Briefs	IMMIGRATION: Propriety of treating previously admitted noncitizen who applies to adjust status as an alien seeking admission and thus imposing higher evidentiary burden.
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24-1650 Appalachian Voices v. FERC	Briefs	CIVIL: Petition for review of agency rulemaking related to long-term planning for energy transmission.
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Associations: 24-1748, 24-1756, 24-1758, 24-1760, 24-1765, 24-1770, 24-1785, 24-1804, 24-1857, 24-1862, 24-1867, 24-1876, 24-1885, 24-1887, 24-1979, 24-1991, 24-2162, 24-2163, 25-1073, 25-1080, 25-1197, 25-1349

PANEL II
Judge King, Judge Thacker, Judge Heytens
Butzner Courtroom (Room 201)
9:30 a.m.

Tuesday, September 15, 2026

[LIVESTREAM](#)

Tuesday, September 15, 2026

26-1000	Briefs	CONSTITUTIONAL LAW: Whether appellants lacked standing to challenge Virginia statute regulating nomination of candidates for political office.
5th Congressional District Republican Committee v. John O'Bannon (Yoon)		
26-1328	Briefs	CONSTITUTIONAL LAW: First Amendment challenge to North Carolina's Ballot Selfie Ban.
Susan Hogarth v. Sam Hayes (Flanagan)		
25-1618	Briefs	CONTRACT: Whether district court erred in granting summary judgment for defendant employer on claims for breach of contract, violations of state wage laws, related claims.
Brendan Moon v. Veritas Technologies LLC (Hurson)		
25-1765	Briefs	INSURANCE: Whether district court erred in granting judgment as a matter of law for defendants related to underinsured motorist claim.
Maura Kreitzer v. Safeco Insurance Company of America (Bailey)		

PANEL III
Judge Quattlebaum, Judge Rushing, Judge Benjamin
Blue Courtroom (Room 339)
9:30 a.m.

Tuesday, September 15, 2026

[LIVESTREAM](#)

Tuesday, September 15, 2026

25-2121	Briefs	CONSTITUTIONAL LAW: Whether district court erred in finding statute prohibiting disclosure of addresses and telephone numbers of law enforcement officers violates First Amendment.
Michael Jackson v. Thomson Reuters America Corporation (Urbanski)		
Associations: 25-2122, 25-2123, 25-2124, 25-2125		

25-1648	Briefs	IMMIGRATION: Whether Board applied proper standard of review in finding clear error in immigration judge's factual findings underpinning grant of withholding of removal; other issues.
Ricardo Hernandez-Mendez v. Todd Blanche		
Associations: 25-2410		

PANEL IV
Judge Niemeyer, Judge Agee, Judge Harris
Gold Courtroom (Room 348)
9:30 a.m.

Tuesday, September 15, 2026

[LIVESTREAM](#)

Tuesday, September 15, 2026

25-4523	Briefs	CRIMINAL: Whether district court erred in denying motion to suppress evidence obtained pursuant to search warrant for defendants' Google accounts; other issues.
US v. Abimbola Ajayi (Nachmanoff)		
Associations: 25-4536		

25-1980	Briefs	INSURANCE: Whether insurer is entitled to declaratory judgment related to coverage for sex trafficking lawsuit.
Peerless Indemnity Insurance Company v. (Walker)		
Associations: 25-2033		

25-1464	Briefs	IMMIGRATION: Whether Petitioner demonstrated nexus between family based particular social group and persecution; other issues.
Felix Mejia-Rodriguez v. Todd Blanche		

26-4303	Briefs	CONSTITUTIONAL LAW: Challenge to district court's order related to application for order pursuant to 18 U.S.C. section 2703(d).
In re: Application (Hanes)		

PANEL V
Judge Wilkinson, Judge Wynn, Judge Berner
Tweed Courtroom (Room 414-D)
9:30 a.m.

Tuesday, September 15, 2026

[LIVESTREAM](#)

Tuesday, September 15, 2026

25-4276 [Briefs](#)
US v. Mohammed Chhipa
(Novak)

CRIMINAL: Multi-issue appeal from convictions for conspiracy to provide and provision of material support to a foreign terrorist organization.

PANEL VI
Judge King, Judge Gregory, Judge Wynn
Butzner Courtroom (Room 201)
2:00 p.m.

Tuesday, September 15, 2026

[LIVESTREAM](#)

Wednesday, September 16, 2026

22-1622	Briefs	TRADEMARK: Challenge to grant of summary judgment in trademark and breach of contract dispute.
Dewberry Engineers Inc. v. Dewberry Group, Inc. (O'Grady)		
Associations: 22-1845		

22-6513	Briefs	POSTCONVICTION: Whether district court erred in denying 28 U.S.C. section 2254 petition alleging ineffective assistance arising out of failure to request Remmer hearing.
Jeremiah Sweeney v. Damean Stewart (Grimm)		

25-1925	Briefs	IMMIGRATION: Whether BIA impermissibly engaged in factfinding; whether sufficient analysis supported rejection of claimed membership in particular social group.
Yeni Reyes Vasquez v. Todd Blanche		

25-1645	Briefs	TRADEMARK: Challenge to cancellation of appellant's typeset and stylized marks that had been registered with the U.S. Patent and Trademark Office.
General Cigar Company, Inc. v. Empresa Cubana del Tabaco (Brinkema)		

PANEL I
Red Courtroom (Room 412)
9:30 a.m.

Wednesday, September 16, 2026

[LIVESTREAM](#)

Wednesday, September 16, 2026

21-1509	Briefs	IMMIGRATION: Whether the Board made improper factual determinations; materiality of participation in persecution; existence of duress exception to persecutor bar.
25-1280	Briefs	IMMIGRATION: Whether the Board abused its discretion in denying reopening for failure to establish prima facie eligibility for asylum and related relief.
25-1379	Briefs	IMMIGRATION: Whether Petitioner is ineligible for cancellation of removal because his conviction under N.C. Gen. Stat. Ann. 90-113.22(a) relates to a controlled substance.

PANEL II
Butzner Courtroom (Room 201)
9:30 a.m.

Wednesday, September 16, 2026

[LIVESTREAM](#)

Wednesday, September 16, 2026

25-0004	Briefs	CAPITAL CASE: Whether district court erred in finding Batson claim procedurally barred, denying discovery on claims under Brady, Giglio, and Napue; related issues.
William Dickerson v. Joel Anderson (Lydon)		

25-2061	Briefs	ERISA: Whether district court erred in declining to dismiss for lack of subject matter jurisdiction claim challenging ERISA annuity buyout transaction.
Bruce Konya v. Lockheed Martin Corporation (Hurson)		

25-2145	Briefs	CLASS ACTION: Whether district court erred in certifying "apparent agency" class under West Virginia Consumer Credit Protection Act; related issues.
Michael Sheridan v. Ally Financial Incorporated (Volk)		

25-1804	Briefs	IMMIGRATION: Propriety of agency's determination on remand that a violation of Va. Code Ann. section 18.2-248.1 is a categorical crime involving moral turpitude; related issues.
Mohammed Basheer v. Todd Blanche		

PANEL III
Blue Courtroom (Room 339)
9:30 a.m.

Wednesday, September 16, 2026

[LIVESTREAM](#)

Wednesday, September 16, 2026

24-6218	Briefs	CONSTITUTIONAL LAW: Whether a retired servicemember may be subject to court martial for post-retirement offenses.
Timothy Bork v. Joseph Brisco, Jr. (Anderson)		

25-2020	Briefs	TAX: Whether Tax Court erred in dismissing petition for redetermination for lack of jurisdiction.
Peter Laurenzano v. Commissioner of		

25-2283	Briefs	CIVIL: Whether district court erred in finding first-to-file rule deprived relator of jurisdiction to file amended complaint.
United States ex rel. William Coleman v. (Bredar)		

25-4511	Briefs	CRIMINAL: Whether defendant's right to impartial jury was contravened; whether DEA criminal investigation is "pending proceeding" for purposes of 18 U.S.C. section 1505; evidentiary issues.
US v. David Hess (Kleeh)		

PANEL IV
Gold Courtroom (Room 348)
9:30 a.m.

Wednesday, September 16, 2026

[LIVESTREAM](#)

Wednesday, September 16, 2026

25-4275	Briefs	SENTENCING: Whether the district court erroneously enhanced Appellant's offense level under USSG section 3A1.2(c)(2); other issues.
US v. Nazeer Vick		
(Dever)		

25-4469	Briefs	SENTENCING: Whether South Carolina first-degree assault and battery remains "crime of violence" under Sentencing Guidelines after United States v. Clemons, 901 S.E.2d 280 (S.C. 2024).
US v. Jesse Owens		
(Austin)		

26-1545	Briefs	MANDAMUS: Petition seeking writ of mandamus directing the district court to vacate defendant's partial guilty plea.
In re: US		

PANEL V
Tweed Courtroom (Room 414-D)
9:30 a.m.

Wednesday, September 16, 2026

[**LIVESTREAM**](#)

Wednesday, September 16, 2026

21-2255	Briefs	CIVIL: Challenge to agency's denial of applications for marketing authorization for certain bottled e-liquids, including e-liquids in flavors other than tobacco flavor.
E-Liquid Brands, LLC v. FDA		

Associations: 21-2256

24-4536	Briefs	CRIMINAL: Whether, in appeal after remand and resentencing, Government has forfeited right to invoke appeal waiver by not raising the issue during the first appeal.
US v. Myron Henderson (Bailey)		

25-1380	Briefs	CIVIL: Whether district court erred in granting summary judgment for defendant, denying summary judgment for plaintiff, related to fraudulent bank transfers.
Chantilly Auto Body, Inc. v. Truist Bank (Trenga)		

25-4051	Briefs	SENTENCING: Propriety of enhancement under Sentencing Guidelines for reckless endangerment during flight; whether alternative variant sentence is based on clearly erroneous factual findings.
US v. Selah Street (Dever)		

PANEL VI
Tan Courtroom (Room 223)
9:30 a.m.

Wednesday, September 16, 2026

[LIVESTREAM](#)

Thursday, September 17, 2026

24-6050	Briefs	CIVIL RIGHTS: Whether inmate raised triable factual issues concerning jail's alleged policy or custom not to perform or make referrals for colostomy reversal surgery.
Gerald Hopper v. Garry McFadden (Reidinger)		

25-4444	Briefs	CRIMINAL: Whether district court erred in granting motion to suppress based on finding that 911 call did not provide reasonable suspicion for stop and frisk.
US v. Terreance Wilder (Goodwin)		

PANEL I
Red Courtroom (Room 412)
8:30 a.m.

Thursday, September 17, 2026

[LIVESTREAM](#)

Thursday, September 17, 2026

20-1766	Briefs	CIVIL: Whether appellant must file new notice of appeal after court grants Rule 4(a)(6) motion; whether prison mailbox rule applies to FTCA claims; other issues.
Donte Parrish v. US (Keeley)		
25-1836	Briefs	CIVIL: Appeal from judgment in favor of defendant, denial of motion for new trial, on Title IX, First Amendment claims of failure to protect against sexual harassment, assault in school and retaliation.
B.R. v. Fairfax County School Board (Alston)		
25-1639	Briefs	SOCIAL SECURITY: Whether the ALJ (a) reversibly erred in his consideration of the VA's Compensation and Pension Examination; or (b) impermissibly "cherry-picked" the medical evidence.
Christine Shaw-Callender v. Commissioner (Bell)		
25-4230	Briefs	CRIMINAL: Whether traffic stop was unnecessarily prolonged; whether individual bottles of pesticide in one box constituted a "single package" under Hazardous Materials Transportation Act.
US v. Idrissa Bagayoko (Bennett)		

PANEL II
Butzner Courtroom (Room 201)
8:30 a.m.

Thursday, September 17, 2026

[LIVESTREAM](#)

Thursday, September 17, 2026

25-1220	Briefs	CIVIL: Multi-issue appeal from grant of summary judgment, denial of directed verdict on insurance fraud and related claims.
25-4521	Briefs	SENTENCING: Whether the district court's consideration of "breach of trust" during sentencing in a revocation hearing was a retributive and prohibited purpose.
25-1858	Briefs	CIVIL: Whether district court erred in granting summary judgment for defendant on retaliation claim under False Claims Act.

PANEL III
Blue Courtroom (Room 339)
8:30 a.m.

Thursday, September 17, 2026

[LIVESTREAM](#)

Thursday, September 17, 2026

18-4215 [Briefs](#)
US v. Charles Wright
(Cogburn)

CRIMINAL: Whether Wright has established that plain error under *Erlinger v. United States*, 602 U.S. 821 (2024), affected his substantial rights.

21-4620 [Briefs](#)
US v. Phong Nguyen
(Whitney)

CRIMINAL: Whether appeal waiver is valid where court failed to advise defendant of right to have jury determine occasions element of Armed Career Criminal Act.

23-4723 [Briefs](#)
US v. Antione Sims
(Eagles)

CRIMINAL: Whether harmless error is proper standard of review for preserved error under *Erlinger v. United States*, 602 U.S. 821 (2024); other issues.

PANEL IV
Gold Courtroom (Room 348)
8:30 a.m.

Thursday, September 17, 2026

[**LIVESTREAM**](#)

Friday, September 18, 2026

26-1691	Briefs	ADMINISTRATIVE LAW: Challenge to DEA action interpreting hemp-derived HHC as a Schedule I controlled substance.
Bluestar Operations, LLC v. U. S. Drug		

25-4242	Briefs	CRIMINAL: Whether prosecution under the Maritime Drug Law Enforcement Act (MDLEA) was constitutional; whether the government adequately established jurisdiction; other issues.
US v. Maximo Zacarias		

(Hanes)

Associations: 25-4253

PANEL I
Red Courtroom (Room 412)
10:30 a.m.

Friday, September 18, 2026

[LIVESTREAM](#)