Court of Appeals of Nebraska Office of the Clerk

Minutes: January 15, 2025 Page: 1

A-23-000836

Hillsborough Homeowners Assoc v. Karnish

ROD Petition of Appellant for Further Review

Petition of Appellant for further review denied.

A-24-000369

Conner v. Hecht

By Order of the Court re Consolidation

By order of the Court, cases 24-0369 and 24-0370 consolidated for disposition.

A-24-000370

Conner v. Hecht

By Order of the Court re Consolidation

By order of the Court, cases 24-0369 and 24-0370 consolidated for disposition.

A-24-000432

Williams v. Nebraska Department of Correctional Services

ROD Mot. of Appellee for Summary Affirmance

Appellee's motion for summary affirmance is sustained. See Neb. Ct. R. App. P. § 2-107(B)(2). The court's second order was an order nunc pro tunc which clarified the court's prior finding that the Appellant was a habitual criminal and that the mandatory minimum required by Neb. Rev. Stat. § 29-2221 (Reissue 2016) applied. The applicability of the 2023 amendment of Neb. Rev. Stat. § 29-2221 has not been properly preserved for appellate review. See State v. Lessley, 312 Neb. 316, 978 N.W.2d 620 (2022) (issue not presented to or decided on by the trial court is not an appropriate issue for consideration on appeal).

A-24-000512

Scott v. Fricke-Scott

Motion of Appellee to Extend Brief Date

Pursuant to Neb. Ct. R. App. P. § 2-106(E)(3), Appellee's FINAL brief date extended to February 18, 2025.

A-24-000706

State v. Carlo A Partee Sr.

Order to Show Cause re: Appt Counsel

Cause shown. Attorney Timothy Sullivan's motion to withdraw as Appellant's counsel is sustained.

A-24-000778

Wolfson v. Regency Homes

Motion Appellant to Extend Brief Date

Pursuant to Neb. Ct. R. App. P. § 2-106(E)(2), Appellant's FINAL brief date extended to January 24, 2025.

A-24-000886

State v. Jeffrey S Richardson

Motion of Appellant to Extend Brief Date

Second or subsequent motion to extend brief date considered. By order of the Court, Appellant's motion for extension of time overruled as

Court of Appeals of Nebraska Office of the Clerk

Minutes: January 15, 2025

moot. Appellant's brief filed January 4, 2025, was stricken and replacement brief ordered within 45 days.

A-24-000947

In re Interest of Aaden S.

Request to Extend Bill Exceptions

Request for extension granted; time for preparation of bill of exceptions extended to February 21, 2025.

A-24-000947

In re Interest of Aaden S.

Appellant's Brief Date Extended

Record preparation date having been extended to February 21, 2025,

Appellant's brief date extended to March 24, 2025.

A-25-000016

Npimnee v. Freeman

Misc. Submission to Court - Jurisdiction
Appeal dismissed for lack of jurisdiction. See Neb. Ct. R. App. P. §
2-107(A)(1). Appellant's notice of appeal was not filed within 30 days
of the district court's order of December 2, 2024, and appellant's
motion to reconsider filed on December 13, 2024, was not effective as
a tolling motion. See Neb. Rev. Stat. § 25-1912(3) (Cum. Supp. 2022).
Therefore, this court lacks jurisdiction. See Green v. Seiffert, 304
Neb. 212, 933 N.W.2d 590 (2019) (appellate court lacks jurisdiction
over order denying untimely motion for reconsideration even if timely
appealed if motion merely contends initial order rejecting claim was
erroneous).

Supreme Court of Nebraska Office of the Clerk

Minutes: January 15, 2025

Page:

1

S-24-000467

Clement v. Saunders

Misc Submission to Court: Case Movement By order of the Nebraska Supreme Court, case moved from Court of Appeals docket to Supreme Court docket.

S-24-000698

In re Application for Appointment of Trustee, Elaine A. Waggoner Motion of Trustee for Fees/Expenses

First Report of Trustee approved. Clerk directed to file Trustee's report dated January 9, 2025. Next report due on or before April 17, 2025. Motion for fees and expenses sustained in the amount of \$41,187.49.

S-25-000007

State ex rel. Murtaugh v. Cotton

ROD Verified Petition for Writ of Mandamus Leave to docket original action denied.

S-25-000020

State ex rel. M.J. v. Lancaster County Mental Health Board ROD Petition for Writ of Habeas Corpus Leave to docket original action denied.

Supreme Court of Nebraska Office of the Clerk

Minutes: January 13, 2025

Page:

1

S-24-000158

In re Interest of E.W.

By order of Court Appoint J. Dobrovolny
By order of the Court, the Honorable Leo Dobrovolny, District Court
Judge for the 12th Judicial District, is appointed to serve as a
Nebraska Supreme Court Justice for the case of In re Interest of E.W.,
Case No. S-24-0158, currently scheduled for oral argument on Friday,
February 7, 2025. See order.