

Court of Appeals of Nebraska
Office of the Clerk

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A-25-000048

State v. Walter J Bicknase

By order of Court re Record Prep Date

By order of the Court, record preparation entry sent to the district court on January 27, 2025, was sent in error and is hereby rescinded. Record preparation date shall be February 12, 2025.

A-25-000048

State v. Walter J Bicknase

Appellant's Brief date re-established

Record preparation date having been re-established to be February 12, 2025, Appellant's brief date re-established to be March 14, 2025.

A-25-000053

State v. Julian Poor Bear

By Order of Court re: Record Prep Date

By order of the Court, trial court having failed to timely deliver notice of appeal to appellate court pursuant to Neb. Ct. R. App. P. § 2-101(B), bill of exceptions preparation date is re-established to February 14, 2025.

A-25-000053

State v. Julian Poor Bear

Appellant's Brief Date Re-Established

Record preparation date having been re-established to be February 14, 2025, Appellant's brief date re-established to be March 17, 2025.

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S-24-000200

State v. Stephen M Pullens

Motion to Digitize Document (BOE)

Appellant's Motion to Digitize overruled. Bound volumes of bill of exceptions filed in S-24-0200 and S-24-0214 deemed official record of trial court for purposes of appeal. Appellate rules for preparation of electronic bill of exceptions only apply to requests for preparation of the bill of exceptions filed on or after January 1, 2022. See Neb. Ct. R. App. P. § 2-105.01(G).

S-24-000214

State v. Stephen M Pullens

Motion to Digitize Document (BOE)

Appellant's Motion to Digitize overruled. Bound volumes of bill of exceptions filed in S-24-0200 and S-24-0214 deemed official record of trial court for purposes of appeal. Appellate rules for preparation of electronic bill of exceptions only apply to requests for preparation of the bill of exceptions filed on or after January 1, 2022. See Neb. Ct. R. App. P. § 2-105.01(G).

S-24-000200

State v. Stephen M Pullens

Mot Appellant Word Count Expansion

Appellant's motion to expand word count sustained in part, and combined total word count expanded to 18,000 for Appellant's brief and reply brief.

S-24-000214

State v. Stephen M Pullens

Mot Appellant Word Count Expansion

Appellant's motion to expand word count sustained in part, and combined total word count expanded to 18,000 for Appellant's brief and reply brief.

S-24-000367

State v. James Sawyer

Motion of Appellee to Extend Brief Date

Second or subsequent motion to extend brief date considered. By order of the Court, Appellee's FINAL brief date extended to February 26, 2025.

S-24-000368

State v. James Sawyer

Motion of Appellee to Extend Brief Date

Second or subsequent motion to extend brief date considered. By order of the Court, Appellee's FINAL brief date extended to February 26, 2025.

S-24-000730

State v. Danny L Ball

Mot Appt Ext Time to File Response to SA

Appellant's motion filed January 27, 2025, construed as motion for extension of time to file written response to Appellee's motion for

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summary affirmance; so construed, motion is sustained and Appellant given until February 26, 2025, to file written response.

S-24-000808

State v. Armon K Rejai

Motion Appellant to Extend Brief Date

Appellant's motion to reconsider sustained; Appellant's FINAL brief deadline is extended to February 20, 2025.

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A-24-000840

State v. Arkangelo A Kuol

Motion Appellee to Extend Brief Date

Motion considered; Appellee's FINAL brief date extended to 14 days
after court's ruling on Appellee's motion for summary affirmance.

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S-18-000640

State ex rel. Counsel for Discipline v. Khaleeq

Motion to Set Up Payment Plan

Motion to Pay Costs Under a Payment Plan sustained. Respondent directed to pay \$1,385.15 on the first of every month beginning March 1, 2025, and ending on February 1, 2026, or until the balance of the judgment is paid in full. Progression in the reinstatement process is conditioned upon payment in full.

S-24-000816

State v. Ryan M Elseman

Motion of Appellant to Extend Brief Date

Pursuant to Neb. Ct. R. App. P. § 2-106(E)(3), Appellant's FINAL brief date extended to March 5, 2025.

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A-24-000772

State v. Shane M Lucero

ROD

Mot. of Appellee for Summary Affirmance
Appellee's motion for summary affirmance granted. See Neb. Ct. R. App. P. § 2-107(B)(2). Sentence imposed did not constitute an abuse of discretion. See State v. Dejaynes-Beaman, 317 Neb. 131, 8 N.W.3d 779 (2024) (absent abuse of discretion by trial court, appellate court will not disturb sentence imposed within statutory limits).

A-25-000024

Brown v. O'Gorman

ROD

Misc Submission to Court re Jurisdiction
Appeal dismissed for lack of jurisdiction. See Neb. Ct. R. App. P. § 2 107(A)(1). Appellant's poverty affidavit, filed in lieu of the statutory docket fee, was not notarized. A proper poverty affidavit serves as a substitute for the docket fee otherwise required upon appeal. State v. Haase, 247 Neb. 817, 530 N.W.2d 617 (1995). See generally Neb. Rev. Stat. § 25-2301.01 et seq. (Reissue 2016). The "affidavit" described in § 25-2301.01 requires the hallmarks of an affidavit such as the signature of the affiant and a certificate of an authorized officer. State v. Ruffin, 280 Neb. 611, 618, 789 N.W.2d 19, 25 (2010). In addition, the poverty affidavit must be signed by the appellant, and not her counsel. See id.

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State v. Walter J Bicknase

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A-25-000048

State v. Walter J Bicknase

Appellant's Brief Date Re-Established

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S-23-001026

Beatty v. Poitier

Appellee Waive Oral Argument on PFR

Appellee's waiver of oral argument sustained. Matter removed from the February Call of the Nebraska Supreme Court and submitted without oral argument.

S-23-001026

Beatty v. Poitier

Appellant Waive Oral Argument on PFR

Appellant's waiver of oral argument sustained. Matter removed from the February Call of the Nebraska Supreme Court and submitted without oral argument.