

Court of Appeals of Nebraska
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A-24-000577

State v. Demond E Williams
ROD APPT Default Notice
By order of the Court, appeal dismissed for failure to file briefs;
mandate to issue accordingly.

A-24-000650

Belina v. Belina
Motion Appt to Extend Reply Brief Date
Motion sustained; Appellant's reply brief filed January 8, 2025
accepted as filed.

A-24-000663

Cyboron v. Merrick County
Motion of Appellant to Extend Brief Date
Pursuant to Neb. Ct. R. App. P. § 2-106(E)(2), Appellant's FINAL brief
date extended to January 27, 2025.

A-24-000753

State v. Robert L Hearnese Sr.
Motion Appt for Appointment of Counsel
Appellant's motion for appointment of counsel overruled without
prejudice to seeking relief with the trial court.

A-24-000771

State v. Duncan A Campbell
Motion Appt to Supplement Transcript
Appellant's motion to supplement transcript overruled as moot with
respect to filing supplemental transcript. No leave of the court is
required to obtain supplemental transcript. See Neb. Ct. R. App. P. §
2-104(C). To extent motion seeks other additional relief, said motion
is overruled without prejudice to refile and making more definite
and certain what relief is being sought.

A-24-000771

State v. Duncan A Campbell
Motion of Appellant to Extend Brief Date
Appellant's motion for extension of brief date is overruled without
prejudice pending clarification of prior motion. Appellant is directed
to review Neb. Ct. R. App. P. § 2 -116(3) and Neb. Ct. R. § 6-1906(G)
prior to filing additional motions.

A-24-000780

State v. Jaydee Sims
Appellant's Replacement Brief Due
Appellant's brief filed January 8, 2025, does not comply with Neb. Ct.
R. App. P. § § 2-103(A)(3) regarding margins and spacing, 2-103(A)(4)
regarding fonts and underscoring, and 2-103(C)(1) regarding the
contents of cover page. This replacement order is for the limited
purpose of correcting the above deficiencies. Appellant's replacement
brief complying with the above-referenced rules is due on or before
January 23, 2025.

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A-24-000785

State v. Nathen D McKibben

Motion Appellee to Extend Brief Date

Pursuant to Neb. Ct. R. App. P. § 2-106(E)(3), Appellee's FINAL brief date extended to February 7, 2025.

A-24-000786

State v. Nathen D McKibben

Motion Appellee to Extend Brief Date

Pursuant to Neb. Ct. R. App. P. § 2-106(E)(3), Appellee's FINAL brief date extended to February 7, 2025.

A-24-000802

Ketcham v. Ketcham

Ruling Reserved on Motion to Withdraw

Motion to withdraw as counsel by attorney Lindsay Belmont denied without prejudice to refiling in accordance with the procedures set in Neb. Ct. R. App. P. § 2-106(F), including affidavit of service upon client.

A-24-000819

State obo Paul O v. Samuel O

Request to Extend Bill Exceptions

Request for extension granted; time for preparation of bill of exceptions extended to January 10, 2025.

A-24-000819

State obo Paul O v. Samuel O

Brief date extended

Record preparation date having been extended to January 10, 2025, Appellant's brief date extended to February 10, 2025.

A-24-000821

Trent v. Trent

Request to Extend Bill Exceptions

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

A-24-000821

Trent v. Trent

Appellant's Brief Date Extended

Record preparation date having been extended to January 21, 2025, Appellant's brief date extended to February 20, 2025.

A-24-000844

Pebley v. Pebley

Request to Extend Bill Exceptions

Request for extension granted; time for preparation of bill of exceptions extended to January 22, 2025.

A-24-000844

Pebley v. Pebley

Appellant's Brief Date Extended

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Record preparation date having been extended to January 22, 2025,
Appellant's brief date extended to February 21, 2025.

A-24-000845

State v. John G Wonka

Ruling reserved Motion to Withdraw
Motion to withdraw taken under advisement pending proof that either
the district court has appointed new counsel for Appellant or that
Appellant has retained counsel and upon compliance with Neb. Ct. R.
App. P. § 2-106(F).

A-24-000848

State v. Victor's Mexican Restaurant LLC

Motion to Withdraw Mack for Appt
Motion sustained; Patrick J. Mack allowed to withdraw as counsel for
Appellant.

A-24-000852

State v. Luke E Rothering

Ruling reserved Motion to Withdraw
Motion to withdraw taken under advisement pending proof that either
the district court has appointed new counsel for Appellant or that
Appellant has retained counsel and upon compliance with Neb. Ct. R.
App. P. § 2-106(F).

A-24-000852

State v. Luke E Rothering

Motion Appellant to Extend Brief Date
Pursuant to Neb. Ct. R. App. P. § 2-106(E) (3), Appellant's FINAL brief
date extended to February 10, 2025.

A-24-000858

State v. Justin A Adams

Motion to Extend Brief Date
Motion of Appellant to extend brief date overruled for failure to
provide exceptional cause to the court.

A-24-000864

In re Interest of Jasper R.

Request to Extend Bill Exceptions
Request for extension granted; time for preparation of bill of
exceptions extended to January 31, 2025.

A-24-000864

In re Interest of Jasper R.

Appellant's Brief Date Extended
Record preparation date having been extended to January 31, 2025,
Appellant's brief date extended to March 3, 2025.

A-24-000872

In re Interest of Mattie C.

Request to Extend Bill Exceptions
Request for extension granted; time for preparation of bill of
exceptions extended to February 10, 2025.

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A-24-000872

In re Interest of Mattie C.

Appellant's Brief Date Extended

Record preparation date having been extended to February 10, 2025,
Appellant's brief date extended to March 12, 2025.

A-24-000885

Auto-Owners Insurance Co. v. Valley View Feeder

Mot Appellant Leave Pay BOE Late

Motion sustained; Appellant granted leave to pay for bill of
exceptions out of time. Payment to be made within seven days of this
order.

A-24-000889

State v. Fredrick C Crouse

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, nor was it signed by the
appellant. 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, 789 N.W.2d 19 (2010). It must be signed by the appellant
and not his attorney. See id.

A-24-000918

State v. Imhotep A Davis

Mot Appt Leave Req Supp BOE Out of Time

Motion of Appellant for leave to request supplemental bill of
exceptions out of time sustained. Appellant shall file their request
within ten days of this order.

A-24-000918

State v. Imhotep A Davis

By order of Court re: Record Prep Date

By order of the Court, leave to request bill of exceptions out of time
having been granted and said request having been filed in the trial
court, record preparation date is re-established to be February 27,
2025.

A-24-000918

State v. Imhotep A Davis

Appellant's Brief Date Re-established

Record preparation date having been re-established to be February 27,
2025, Appellant's brief date re-established to be March 31, 2025.

A-24-000925

Barnes v. Johnson

By order of the Court Late Request BOE

Request for bill of exceptions filed by Appellant is untimely. No bill

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of exceptions shall be prepared absent a motion from Appellant seeking leave to file a late request and order from court granting leave to file late request. See Neb. Ct. R. App. P. § 2-105(B)(2)(a) and (f).

A-24-000952

State v. Jesus Lopez

Ruling Reserved on Motion to Withdraw

Motion to withdraw filed by Appellant's counsel, Paul Lembrick, taken under advisement pending compliance with Neb. Ct. R. App. P. § 2-106(F), certifying that a copy of such motion has been sent to the client's last-known address, which address shall be included in the motion. Compliance shall be provided to the Court within three days of this notice.

A-24-000975

State v. Casondra F Anderson

Motion to Withdraw Egger for Appt

Motion sustained; Kristi J. Egger allowed to withdraw as counsel for Appellant.

A-24-000979

State v. Jeremy S Brown

Ruling Reserved on Motion to Withdraw

Motion to withdraw taken under advisement pending proof that either the district court has appointed new counsel for Appellant or that Appellant has retained counsel and upon compliance with Neb. Ct. R. App. P. § 2-106(F).

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S-23-000983

State ex rel. Counsel for Dis v. Campbell

ROD Judgment for Costs

Judgment for cost. See order.