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A-23-000634

State v. Oscar A Figueroa

Motion Appellant Continue Oral Argument

Motion of Appellant to continue oral argument sustained. Case to be placed on the next proposed call of the Nebraska Court of Appeals, to occur on December 17 and 18, 2024.

A-23-000956

State v. Jon P Puczykowski

ROD Submitted to Court without Oral Argument

Affirmed. Welch, Judge. See memorandum web opinion.

A-24-000129

In re Interest of Ani'Ja V.

ROD Submitted to Court without Oral Argument

Affirmed. Arterburn, Judge. See memorandum opinion.

A-24-000276

State v. Robert A Savala

ROD Submission to Ct. re Plea

Affirmed. Arterburn, Judge. See memorandum web opinion.

A-24-000354

State v. Perry F Hines

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.

A-24-000364

State v. Ashley N Wisely

ROD Submission to Ct re Plea

Affirmed. Riedmann, Judge. See memorandum web opinion.

A-24-000376

State v. David E Sutton

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 sentence imposed was not an abuse of discretion. See State v. Alkazahy, 314 Neb. 406, 990 N.W.2d 740 (2023) (sentence imposed within statutory limits will not be disturbed on appeal in absence of abuse of discretion by trial court). The brief for Appellant fails to preserve any allegation of ineffective assistance of trial counsel by failing to comply with the dictates of State v. Mrza, 302 Neb. 931, 926 N.W.2d 79 (2019) (assignments of error on direct appeal regarding ineffective assistance of trial counsel must specifically allege deficient performance).

A-24-000377

State v. David E Sutton

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 sentence imposed was not an abuse of discretion. See State v. Alkazahy, 314 Neb. 406, 990 N.W.2d 740 (2023)

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(sentence imposed within statutory limits will not be disturbed on appeal in absence of abuse of discretion by trial court). The brief for Appellant fails to preserve any allegation of ineffective assistance of trial counsel by failing to comply with the dictates of State v. Mrza, 302 Neb. 931, 926 N.W.2d 79 (2019) (assignments of error on direct appeal regarding ineffective assistance of trial counsel must specifically allege deficient performance).

A-24-000386

State v. Kevin G Smith

Motion Appellee to Extend Brief Date

Pursuant to Neb. Ct. R. App. P. § 2-106(E)(2), Appellee's FINAL brief date extended to November 14, 2024.

A-24-000406

State v. Kevin R Nelson

Appellant's 2nd Replacement Brief Due

Appellant's replacement brief filed on October 11, 2024, in response to this court's previous replacement order, does not comply with Neb. Ct. R. App. P. § 2-109(D)(1)(g) regarding citation to the record in the statement facts. Appellant's second replacement brief complying with the above-referenced rule is due on or before October 21, 2024.

A-24-000420

State v. Dominique D Tierney

ROD Mot Appe Summary Dismissal for Mootness

Appellee's suggestion of mootness is sustained; appeal dismissed. Appellant has completely served her sentence rendering the appeal moot and the public interest exception is not applicable. See State v. Roberts, 304 Neb. 395, 934 N.W.2d 845 (2019) (appeal from jail sentence following revocation of post-release supervision was moot and dismissed since Appellant had completely served sentence).

A-24-000420

State v. Dominique D Tierney

Mot. of Appellee for Summary Affirmance

Motion of Appellee for Summary Affirmance overruled as moot.

A-24-000459

State v. Jason C Wieczorek

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 sentence imposed was not an abuse of discretion. See, State v. Alkazahy, 314 Neb. 406, 990 N.W.2d 740 (2023) (sentence imposed within statutory limits will not be disturbed on appeal in absence of abuse of discretion by trial court); State v. Greer, 309 Neb. 667, 962 N.W.2d 217 (2021) (sentencing court is not required to articulate on record that it has considered each sentencing factor nor make specific findings as to facts pertaining to factors or weight given them).

A-24-000469

State v. Jonathan L Peroutka

ROD Mot. of Appellee for Summary Affirmance

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Appellee's motion for summary affirmance is sustained. See Neb. Ct. R. App. P. § 2-107(B)(2). The sentence imposed was not an abuse of discretion. See State v. Alkazahy, 314 Neb. 406, 990 N.W.2d 740 (2023) (sentence imposed within statutory limits will not be disturbed on appeal in absence of abuse of discretion by trial court); State v. Greer, 309 Neb. 667, 962 N.W.2d 217 (2021) (sentencing court is not required to articulate on record that it has considered each sentencing factor nor make specific findings as to facts pertaining to factors or weight given them).

A-24-000504

State v. Brent P Lopez

Motion Appellant to Extend Brief Date

Pursuant to Neb. Ct. R. App. P. § 2-106(E)(3), Appellant's FINAL brief date extended to November 13, 2024.

A-24-000506

Perry v. Bottlinger

Motion Appellant to Extend Brief Date

Pursuant to Neb. Ct. R. App. P. § 2-106(E)(2), Appellant's FINAL brief date extended to November 18, 2024.

A-24-000517

Case v. Pascoe

Motion Appellant to Extend Brief Date

Pursuant to Neb. Ct. R. App. P. § 2-106(E)(3), Appellant's FINAL brief date extended to November 12, 2024.

A-24-000561

State v. Kimberly S Nelson

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 sentences imposed were not an abuse of discretion. See State v. Alkazahy, 314 Neb. 406, 990 N.W.2d 740 (2023) (sentence imposed within statutory limits will not be disturbed on appeal in absence of abuse of discretion by trial court).

A-24-000633

Berkshire v. Berkshire

Order to Show Cause re Jurisdiction

This matter is before us for purposes of jurisdictional review. There is a question whether this appeal was timely filed. The parties are ordered to address the following jurisdiction issue in their briefs: Whether the appeal time began to run upon entry of the district court's order of June 4, 2024, or not until the court's subsequent ruling on Appellant's request for specific findings of fact on July 26, 2024. Case to proceed.

A-24-000659

In re Interest of Kamarcus M.

Order to Show Cause re Jurisdiction

Response and second supplemental transcript filed and received from Appellant and counsel to this court's Order to Show Cause. Court finds that Appellant has shown good cause as to why a timely poverty

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affidavit signed by Appellant was not filed. Court further finds that Appellant has also filed an affidavit stating his intent to proceed with appeal. There being cause shown, jurisdiction is established and appeal may proceed. Appeal will not be subject to summary affirmance based on initial failure of Appellant to sign the notice of appeal.

ORDERS TO SHOW CAUSE & AMENDED OPINIONS

A-24-000719

In re Interest of Brooklynn G.

Order to Show Cause re NOA Signature

A-24-000733

In re Interest of Alaina G.

Order to Show Cause re NOA Signature