

Court of Appeals of Nebraska  
Office of the Clerk

Minutes: December 16, 2024

Page:

1

A-24-000265

Magett v. CHI Health Immanuel Medical Center  
Motion Appellee CHI to Extend Brief Date  
Pursuant to Neb. Ct. R. App. P. § 2-106(E)(2), Appellee's FINAL brief date extended to February 3, 2025.

A-24-000426

Keogh v. Cook  
Missing Certificate of Compliance  
Appellee's brief filed on December 9, 2024, does not comply with Neb. Ct. R. App. P. § 2-103(C)(4) with regard to a certificate of compliance. A Certificate of Compliance must be filed within three days of this order to avoid a replacement brief being ordered and the original brief stricken. See Neb. Ct. R. App. P. § 2-109(F).

A-24-000505

Connot v. Connot  
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 January 21, 2025.

A-24-000581

Khaitov v. Greater Omaha Packing Co., Inc.  
Motion of Appellee to Extend Brief Date  
Pursuant to Neb. Ct. R. App. P. § 2-106(E)(2), Appellee's FINAL brief date extended to January 13, 2025.

A-24-000641

State v. Yadira L Garza  
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); State v. Wills, 285 Neb. 260, 826 N.W.2d 581 (2013) (it is within discretion of trial court whether to impose probation or incarceration and appellate court will uphold court's decision denying probation absent abuse of discretion).

A-24-000666

State v. Kendra R Ryan  
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. Horne, 315 Neb. 766, 1 N.W.3d 457 (2024) (appellate courts review decision to revoke probation, and sentence imposed within statutory limits, for abuse of discretion); 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

Court of Appeals of Nebraska  
Office of the Clerk

Minutes: December 16, 2024  
of discretion by trial court).

Page:

2

A-24-000799

Heiden v. Omaha Board of Appeals

Neb. Ct. R. App. P. § 2-105(C)(5) Notice

Pursuant to Neb. Ct. R. App. P. § 2-105(C)(5), notice is hereby provided that the appellate court has not received either the bill of exceptions by the due date or a request by court reporting personnel for an extension of time to prepare the same.

A-24-000801

In re Interest of Greyson M.

Neb. Ct. R. App. P. § 2-105(C)(5) Notice

Pursuant to Neb. Ct. R. App. P. § 2-105(C)(5), notice is hereby provided that the appellate court has not received either the bill of exceptions by the due date or a request by court reporting personnel for an extension of time to prepare the same.

A-24-000877

Rushmore Loan Management Services LLC v. Strong

Appellant's Replacement Brief Due

Appellant's brief filed December 12, 2024, does not comply with Neb. Ct. R. App. P. § § 2-109(D)(1)(g) regarding statement of the facts and annotations to the record, 2-109(D)(1)(h) regarding summary of argument and replacement brief must contain no attachments. Appellant's replacement brief complying with the above-referenced rules is due on or before December 30, 2024.

A-24-000916

R.L. Mauch Farms, Inc. v. Campbell

By order of Court re: Record Prep Date

Request for bill of exceptions having been timely filed but not included with the documents transmitted to the appellate court at the time of docketing, record preparation date re-established to be February 7, 2025

A-24-000916

R.L. Mauch Farms, Inc. v. Campbell

Appellant's Brief Date Re-established

Record preparation date having been re-established to February 7, 2025, Appellant's brief date extended to March 10, 2025.

Supreme Court of Nebraska  
Office of the Clerk

Minutes: December 16, 2024

Page:

1

S-23-001037

Czech v. Allen

Case ordered moved to Sup. Ct. docket

By order of the Nebraska Supreme Court, case moved from Court of Appeals docket to Supreme Court docket.

S-24-000047

Czech v. Allen

Case ordered moved to Sup. Ct. docket

By order of the Nebraska Supreme Court, case moved from Court of Appeals docket to Supreme Court docket.

S-24-000484

State v. Aubrey C Trail

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 January 15, 2025.