

Court of Appeals of Nebraska
Office of the Clerk

Minutes: December 18, 2024

Page:

1

A-24-000114

McKoy v. US Bank NA

ROD

January Early Case Review

Affirmed. (2/1 vote). See Neb. Ct. R. App. P. § 2-107(A)(2). The record in this case demonstrates that while Appellants may be successors in interest to real estate secured by a deed of trust, they are not parties to the deed of trust at issue. For that reason, Appellants did not have standing to bring the action in district court. See *In re Adoption of Faith F.*, 313 Neb. 491, 984 N.W.2d 640 (2023) (standing involves real interest in cause of action, meaning some legal or equitable right, title, or interest in subject matter of controversy). Alternatively, as a general rule, one who is neither a party to a contract nor an agent of a party to a contract has no rights under the contract, and cannot bring an action for breach thereof. *Applied Underwriters v. S.E.B. Servs. of New York*, 297 Neb. 246, 898 N.W.2d 366 (2017).

A-24-000114

McKoy v. US Bank NA

Motion Appellee Continue Oral Argument

Motion of Appellee to continue oral argument overruled as moot.

A-24-000412

In re Guardian/Conservatorship of Isabelle R.

ROD

Motion Appellee to Dismiss Appeals

Brief of Appellant not having been filed, motion of Appellee to dismiss appeal sustained; mandate to issue accordingly.

A-24-000491

In re Guardian/Conservatorship of Isabelle R.

ROD

Motion Appellee to Dismiss Appeals

Brief of Appellant not having been filed, motion of Appellee to dismiss appeal sustained; mandate to issue accordingly.

A-24-000496

Covington v. Covington

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 27, 2025.

A-24-000565

State v. Jeff A Dolberg

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 January 17, 2025.

A-24-000707

Kimball v. Rosedale Ranch, Inc.

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 22, 2025.

Court of Appeals of Nebraska
Office of the Clerk

Minutes: December 18, 2024

Page:

2

A-24-000726

Cerra v. Cerra

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 February 3, 2025.

Supreme Court of Nebraska
Office of the Clerk

Minutes: December 18, 2024

Page: 1

S-24-000924

State ex rel. Rogers v. Quick

ROD Petition for Writ of Mandamus

Leave to docket original action denied. See Neb. Ct. R. App. P. §
2-115(A).