

Court of Appeals of Nebraska
Office of the Clerk

Minutes: December 27, 2024

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A-24-000702

Trofholz v. Trofholz

ROD APPT Default Notice

By order of the Court, appeal dismissed for failure to file briefs; mandate to issue accordingly.

A-24-000888

Platte Valley Bank v. Outcast Livestock

ROD Mot. of Appellee for Summary Dismissal

Appellee's motion for summary dismissal is sustained; appeal dismissed. See Neb. Ct. R. App. P. § 2-107(B)(1). The order of December 2, 2024 is not a final order under Neb. Rev. Stat. § 25-1902(1), as the order is of temporary duration and subject to further action by the court. See, e.g., Tegra Corp. v. Boeshart, 311 Neb. 783, 976 N.W.2d 165 (2022); State v. McColery, 297 Neb. 43, 898 N.W.2d 349 (2017). In addition, the order does not resolve all the claims of all the parties in this action. See Neb. Rev. Stat. § 25-1315(1) (Reissue 2016). In cases where § 25-1315(1) is implicated, and no more specific statute governs the appeal, an order resolving fewer than all claims against all parties is not final and appealable if it lacks proper § 25-1315 certification. This is so even if the order otherwise satisfies one of the final order categories in § 25-1902(1). Mann v. Mann, 312 Neb. 275, 978 N.W.2d 606 (2022).

A-24-000903

State v. Edwin Caceres, Jr.

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-24-000960

Cramer v. Union Pacific Railroad Company

By Order of the Court: Record Prep Date

As request for bill of exceptions was not sent with the notice of appeal by the trial court clerk but was in fact filed with the notice of appeal, record preparation date re-established to be February 21, 2025.

A-24-000960

Cramer v. Union Pacific Railroad Company

Appellant's Brief Date Re-Established

Record preparation date having been re-established to be February 21, 2025, Appellant's brief date re-established to be March 24, 2025.

A-24-000961

State v. Dinero Milton

By Order of Court re Record Prep Date

As request for bill of exceptions was not sent with the notice of appeal by the trial court clerk but was in fact filed with the notice of appeal, record preparation date re-established to be January 10, 2025.

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A-24-000961

State v. Dinero Milton

Appellant's Brief Date Re-Established

Record preparation date having been re-established to be January 10,
2025, Appellant's brief date re-established to be February 10, 2025.