

Court of Appeals of Nebraska  
Office of the Clerk

Minutes: December 10, 2024

Page:

1

A-23-000724

State v. Izayah I Mapp

ROD Submitted to Court without Oral Argument  
Affirmed. Pirtle, Judge. See memorandum web opinion.

A-23-000992

Kreager v. Kreager

Case Review re Rule 2-111 Submission

By order of the Court, matter submitted without oral argument pursuant to Neb. Ct. R. App. P. § 2-111(B)(1). Accordingly, matter removed from the December Review Docket Call of the Nebraska Court of Appeals.

A-24-000008

State v. Dale L Allen

ROD Submitted to Court without Oral Argument  
Affirmed. Pirtle, Judge. See memorandum web opinion.

A-24-000009

State v. Dale L Allen II

ROD Submitted to Court without Oral Argument  
Affirmed. Pirtle, Judge. See memorandum web opinion.

A-24-000012

Montgomery v. City of Omaha

ROD Submitted to Court without Oral Argument  
Affirmed. Arterburn, Judge. See memorandum opinion.

A-24-000089

Hensley v. Peterson

ROD Submitted to Court without Oral Argument  
Affirmed. Pirtle, Judge. See memorandum web opinion.

A-24-000148

In re Interest of Anthony B.

ROD Submitted to Court without Oral Argument  
Reversed and remanded for further proceedings. Welch, Judge. See memorandum web opinion.

A-24-000186

State v. Lee A Schrader

ROD Mot. of Appellee for Summary Affirmance  
Appellee's motion for summary affirmance pursuant to Neb. Ct. R. App. P. § 2-107(B)(2) is sustained. The district court's February 15, 2024, order dismissing appellant's postconviction motion as untimely is affirmed. No constitutional claim relating to the procedure for a valid entry of a plea was newly recognized in State v. Mead, 313 Neb. 892, 987 N.W.2d 271 (2023).

A-24-000187

State v. Lee A Schrader

ROD Mot. of Appellee for Summary Affirmance  
Appellee's motion for summary affirmance pursuant to Neb. Ct. R. App. P. § 2-107(B)(2) is sustained. The district court's February 15, 2024,

Court of Appeals of Nebraska  
Office of the Clerk

Minutes: December 10, 2024

Page: 2

order dismissing appellant's postconviction motion as untimely is affirmed. No constitutional claim relating to the procedure for a valid entry of a plea was newly recognized in State v. Mead, 313 Neb. 892, 987 N.W.2d 271 (2023).

A-24-000202

State v. Donald G Bonar

Case Review re Rule 2-111 Submission

By order of the Court, matter submitted without oral argument pursuant to Neb. Ct. R. App. P. § 2-111(B)(1). Accordingly, matter removed from the December Call of the Nebraska Court of Appeals.

A-24-000239

Bockelman v. Bockelman

Case Review re Rule 2-111 Submission

By order of the Court, matter submitted without oral argument pursuant to Neb. Ct. R. App. P. § 2-111(B)(1). Accordingly, matter removed from the December Review Docket Call of the Nebraska Court of Appeals.

A-24-000287

State v. Amanda R Ironcloud

ROD Misc Submission to Court - Plea

Affirmed. Welch, Judge. See Memorandum Web Opinion.

A-24-000519

In re Interest of Gabriel S.

Motion Appt to Extend Brief Date

Pursuant to Neb. Ct. R. App. P. § 2-106(E)(3), Appellant's FINAL brief date extended to January 8, 2025.

A-24-000599

Welchert v. Abe's Trash Service

Brief of Appellee STRCKEN

By order of the Court, brief filed on December 6, 2024, stricken and replacement brief filed on December 6, 2024, accepted.

A-24-000766

In re Name Change of Lydia K. and Josiah K.

ROD Petition Appellant for Further Review

Appellant's petition for further review denied.

A-24-000768

Dunaway v Goracke

ROD Misc Submission to Court re Jurisdiction

Appeal dismissed for lack of jurisdiction pursuant to Neb. Ct. R. App. P. § 2 107(A)(1). Appellant did not pay a docket fee nor file a poverty affidavit within 30 days of the September 9, 2024, harassment protection order entered by the district court. See, Neb. Rev. Stat. § 25-1912(1) (Cum. Supp. 2022) (notice of appeal and docket fee shall be filed within 30 days of entry of judgment, decree, or final order); State v. Blake, 310 Neb. 769, 969 N.W.2d 399 (2022) (when poverty affidavit is substituted for docket fee, it must be filed within time and in manner required for filing docket fee).

Court of Appeals of Nebraska  
Office of the Clerk

Minutes: December 10, 2024

Page:

3

A-24-000876

Weathers v. Boyd

ROD Misc Submission to Court re Jurisdiction

Appeal dismissed for lack of jurisdiction pursuant to Neb. Ct. R. App. P. § 2-107(A)(1). Appellant's notice of appeal filed on November 25, 2024, was not filed within 30 days of the district court's October 21, 2024, order of dismissal. See Neb. Rev. Stat. § 25-1912(1) (Cum. Supp. 2022) (notice of appeal must be filed within 30 days after entry of judgment, decree, or final order).

Court of Appeals of Nebraska  
Office of the Clerk

Minutes: December 10, 2024

Page:

4

A-23-000953

State v. Shaquille M Falcon

By order the Court Placed on 12-17 Call

By order of the Court, matter removed from the December Review Docket of the Nebraska Court of Appeals and scheduled for oral argument before the Nebraska Court of Appeals in the Court of Appeals Courtroom in Lincoln on December 17, 2024, at 9:00 a.m.

A-23-000953

State v. Shaquille M Falcon

Motion Appellant for Transport Order

Appellant's motion to be transported to attend oral arguments is overruled. Appellant is represented by counsel and oral arguments are livestreamed and available for viewing online.