

Court of Appeals of Nebraska
Office of the Clerk

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A-23-000220

Security State Bank v. Bopp

Motion of Appellants for Rehearing

Appellants' motion for rehearing is denied. The only vehicle to bring evidence before an appellate court is through a bill of exceptions.

See Bohling v. Bohling, 304 Neb. 968, 937 N.W.2d 855 (2020).

Furthermore, nothing in Neb. Ct. R. App. P. § 2-104(A) and (D) relieves an appellant from the responsibility of identifying pleadings to be included in the transcript.

A-23-000221

Bopp v. Security State Bank

Motion of Appellant for Rehearing

Appellants' motion for rehearing is denied. The only vehicle to bring evidence before an appellate court is through a bill of exceptions.

See Bohling v. Bohling, 304 Neb. 968, 937 N.W.2d 855 (2020).

Furthermore, nothing in Neb. Ct. R. App. P. § 2-104(A) and (D) relieves an appellant from the responsibility of identifying pleadings to be included in the transcript.

A-23-000487

State v. Roger L Marsh

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 June Review Docket of the Nebraska Court of Appeals.

A-23-000724

State v. Izayah I Mapp

Motion of Appellee to Extend Brief Date

Motion considered. By order of the Court, Appellee's FINAL brief date extended to June 24, 2024.

A-23-000757

Willbrand obo Willbrand-Santos v. Sotolongo

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 June Review Docket of the Nebraska Court of Appeals.

A-23-000777

Mai v. Mai

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 June Review Docket of the Nebraska Court of Appeals.

A-23-000777

Mai v. Mai

Motion of Appellant to Continue OA

Motion of Appellant to continue oral argument overruled as moot.

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A-23-000895

In re Interest of C.M.

Joint Stipulation to Continue OA

Joint stipulation to continue oral argument overruled as moot.

A-24-000035

Dibbern v. York Surgical Associates, P.C.

Motion of Appellee to Extend Brief Date

Motion considered. By order of the Court, Appellee's FINAL brief date extended to July 22, 2024.

A-24-000090

State v. Jacob W Muhle

Motion of 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-24-000151

State of Nebraska obo Novalee H. v. Evan S.

Motion of Appellant to Extend Brief Date

Motion considered. By order of the Court, Appellant's FINAL brief date extended to July 1, 2024.

A-24-000159

State v. Hayden W Biemiller

Motion of Appellant to Extend Brief Date

Motion considered. By order of the Court, Appellant's FINAL brief date extended to June 24, 2024.

A-24-000178

In re Interest of Lorenz T.

Motion of Appellant to Extend Brief Date

Motion considered. By order of the Court, Appellant's FINAL brief date extended to June 28, 2024.

A-24-000181

In re Interest of Lorenz T.

Motion of Appellant to Extend Brief Date

Motion considered. By order of the Court, Appellant's FINAL brief date extended to June 28, 2024.

A-24-000183

In re Interest of Lorenz T.

Motion of Appellant to Extend Brief Date

Motion considered. By order of the Court, Appellant's FINAL brief date extended to June 28, 2024.

A-24-000184

In re Interest of Lorenz T.

Motion of Appellant to Extend Brief Date

Motion considered. By order of the Court, Appellant's FINAL brief date extended to June 28, 2024.

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A-24-000236

Cottonwood Flats, Inc. v. Hohenstein

ROD Mot. of Appellee for Summary Dismissal

Appellee's motion for summary dismissal sustained. Appeal dismissed for lack of jurisdiction pursuant to Neb. Ct. R. App. P. § 2-107(A)(1). Appeal is prematurely filed. A timely filed motion to alter or amend judgment, even though withdrawn, requires a ruling by the trial court. See Neb. Rev. Stat. § 25-1912(3) (Cum. Supp. 2022), which further provides that a notice of appeal filed before there has been a ruling on a terminating motion "shall have no effect," but a new notice of appeal can be filed following the entry of such a ruling with no new fees required. See also State v. Bao, 269 Neb. 127, 690 N.W.2d 618 (2005).

A-24-000348

In re Estate of Warner

ROD Motion Appellant to Dismiss Appeal

Motion of Appellant to dismiss appeal sustained; appeal dismissed; mandate to issue accordingly.

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S-23-000132

Seemann v. Seemann

ROD Submission to Court

Affirmed in part, affirmed in part as modified, and in part
reversed and remanded with directions. Miller-Lerman, Justice.

S-23-000592

Macfarlane v. Sarpy County School Dist. 77-0037

ROD Submission to Court

Reversed and remanded for further proceedings. Cassel, Justice.

S-23-000831

In re Interest of Jeovani H.

ROD Submission to Court

Affirmed. Stacy, Justice.