

Court of Appeals of Nebraska
Office of the Clerk

Minutes: June 20, 2024

Page:

1

A-24-000298

Tyler v. Tyler

Appellant's Replacement Brief Due

Appellant's brief filed June 17, 2024, does not comply with Neb. Ct. R. App. P. § 2-109(D)(1)(d) regarding statement of the case, 2-109(D)(1)(f) regarding propositions of law, 2-109(D)(1)(g) regarding statement of facts and annotations to the record, 2-109(D)(1)(h) regarding the summary of argument and 2-109(D)(1)(e) regarding assignments of error. Appellant's legible replacement brief complying with the above-referenced rules is due on or before July 5, 2024.

Court of Appeals of Nebraska
Office of the Clerk

Minutes: June 20, 2024

Page:

1

A-23-000557

Bayliss v. Clason

Mot Appt to Extend Brf in Support M/REH

Motion sustained. Appellant's brief in support of motion for rehearing due on or before June 24, 2024. No further extensions will be allowed.

A-23-000860

Marousek obo Vivianne M. v. Nebraska Pediatric Practice Inc.

By order of the Court Word Count Expan

By order of the Court, Appellant's word count limit has been expanded to 22,500 words to include Appellant's brief in chief and reply brief combined.

A-23-000860

Marousek obo Vivianne M. v. Nebraska Pediatric Practice Inc.

Mot Appe Ext Brf Dt & Expand Word Limit

Appellee Children's Hospital and Medical Center's brief extended to July 24, 2024. Brief word limit expanded to 22,500 words.

A-23-000860

Marousek obo Vivianne M. v. Nebraska Pediatric Practice Inc.

Motion of Appes 8/9 to Extend Brief Date

Pursuant to Neb. Ct. R. App. P. § 2-106(E)(2), Appellee State of Nebraska's FINAL brief date extended to July 24, 2024.

A-23-001056

Century Sales & Management, LLC v. Thomas

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 June 20, 2024.

A-24-000018

Jones v. Colgrove

Motion of Appellee to Extend Brief Date

Pursuant to Neb. Ct. R. App. P. § 2-106(E)(3) Appellee Jones' Final brief date extended to July 8, 2024.

A-24-000025

Larrison v. Schubert

Motion of Appellant to Exceed Word Limit

Motion sustained. Appellant's brief word limit has been expanded to 16,929 words to include both Appellant's brief in chief and reply brief combined.

A-24-000064

State v. Evan J Mielak

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 July 15, 2024. No further extensions will be allowed.

A-24-000105

In re Interest of Story C.

ROD Motion Appellant to Dismiss Appeal

Court of Appeals of Nebraska
Office of the Clerk

Minutes: June 20, 2024 Page: 2
Motion of Appellant to dismiss appeal sustained; appeal dismissed;
mandate to issue accordingly.

A-24-000145

In re Interest of Nevaeh W.
Motion of Appellant to Extend Brief Date
Motion sustained. Appellant's brief filed on June 17, 2024 accepted
as filed.

A-24-000171

State v. Travis Belina
Request to Extend Bill Exceptions
Request for extension granted; time for preparation of bill of
exceptions extended to July 1, 2024.

A-24-000171

State v. Travis Belina
Appellant's Brief Date Extended
Record preparation date having been extended to July 1, 2024,
Appellant's brief date extended to July 31, 2024.

A-24-000178

In re Interest of Lorenz T.
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 July 5, 2024.

A-24-000181

In re Interest of Lorenz T.
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 July 5, 2024.

A-24-000183

In re Interest of Lorenz T.
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 July 5, 2024.

A-24-000184

In re Interest of Lorenz T.
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 July 5, 2024.

A-24-000204

In re Interest of Liam T.
Motion Appellant to Extend Brief Date
Pursuant to Neb. Ct. R. App. P. § 2-106(E)(3), Appellant's FINAL brief
date extended to July 18, 2024.

A-24-000205

Dawn M. obo J.R.M.B. v. Alegent Creighton
Request to Extend Bill Exceptions

Court of Appeals of Nebraska
Office of the Clerk

Minutes: June 20, 2024

Page: 3

Request for extension granted in part; time for preparation of bill of exceptions extended to July 1, 2024.

A-24-000205

Dawn M. obo J.R.M.B. v. Alegent Creighton
Appellant's Brief Date Extended
Record preparation date having been extended to July 1, 2024,
Appellant's brief date extended to July 31, 2024.

A-24-000284

State v. Jason M Melnick
Motion of Appellant to Extend Brief Date
Motion considered. By order of the Court, Appellant's FINAL brief date extended to July 18, 2024. Failure to file brief by said date subjects appeal to dismissal without further notice due to brief being in default. Further default notice and additional time to file brief pursuant to Neb. Ct. R. App. P. § 2-110(A) shall not apply.

A-24-000285

State v. Jason M Melnick
Motion of Appellant to Extend Brief Date
Motion considered. By order of the Court, Appellant's FINAL brief date extended to July 18, 2024. Failure to file brief by said date subjects appeal to dismissal without further notice due to brief being in default. Further default notice and additional time to file brief pursuant to Neb. Ct. R. App. P. § 2-110(A) shall not apply.

A-24-000295

State v. Rickey R Cartwright
Request to Extend Bill Exceptions
Request for extension granted in part; time for preparation of bill of exceptions extended to July 5, 2024.

A-24-000295

State v. Rickey R Cartwright
Appellant's Brief Date Extended
Record preparation date having been extended to July 5, 2024,
Appellant's brief date extended to August 5, 2024.

A-24-000376

State v. David E Sutton
Ruling Reserved Motion to Withdraw
Motion to withdraw filed by Appellant's counsel, Lee Timan, taken under further advisement pending compliance with Neb. Ct. R. App. P. § 2-106(F), certifying that a copy of such motion has been sent to the client's last-known address, which address shall be included in the motion. Compliance shall be provided to the Court within seven days of this notice.

A-24-000377

State v. David E Sutton
Ruling Reserved Motion to Withdraw
Motion to withdraw filed by Appellant's counsel, Lee Timan, taken under further advisement pending compliance with Neb. Ct. R. App. P.

Court of Appeals of Nebraska
Office of the Clerk

Minutes: June 20, 2024

Page: 4

§ 2-106(F), certifying that a copy of such motion has been sent to the client's last-known address, which address shall be included in the motion. Compliance shall be provided to the Court within seven days of this notice.

A-24-000386

State v. Kevin G Smith

Motion Appt File Request for Suppl BOE

Motion of Appellant for leave to request bill of exceptions out of time sustained. Appellant shall file their request within three days of this order.

A-24-000414

State v. Marzeanis M Coleman

Ruling Reserved Motion to Withdraw

Motion to withdraw filed by Appellant's counsel, Lee Timan, taken under further advisement pending compliance with Neb. Ct. R. App. P. § 2-106(F), certifying that a copy of such motion has been sent to the client's last-known address, which address shall be included in the motion. Compliance shall be provided to the Court within seven days of this notice.

A-24-000418

State obo Jaide Y. v. Npimnee

Appellant's Motion to Compel

Motion overruled without prejudice to seeking supplemental transcript under Neb. Ct. R. App. P. § 2-104(C).

A-24-000444

State v. Byron D Dew

Motion Sullivan Withdraw as Appt Counsel

Motion sustained; Timothy Sullivan allowed to withdraw as counsel for Appellant.

A-24-000456

State v. Mathew J Heath

By order of the Court re Appoint Counsel

By order of the Court, trial court directed to rule upon motion for appointment of counsel previously filed in the trial court and/or to notify the Clerk of the Supreme Court of such ruling within 14 days of this order.

Supreme Court of Nebraska
Office of the Clerk

Minutes: June 20, 2024

Page:

1

S-22-000644

State v. Joseph C Boeggeman

Motion of Appellant for Rehearing

Motion of Appellant for rehearing overruled as untimely.