

Court of Appeals of Nebraska
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A-24-000445

Cornerstone Bank v. Flat Creek Farms, Inc.
Motion Appellants for Rehearing & Brief
Motion of Appellants for rehearing overruled.

A-24-000637

Barber v. Linder
Motion of Appellant for Rehearing
Motion of Appellant for rehearing overruled.

A-25-000219

Hempel Properties, LLC v. Omaha City Council
ROD Motion Appellant to Dismiss Appeal
Motion of Appellant to dismiss appeal sustained; appeal dismissed.
Mandate to issue accordingly.

A-25-000312

State v. Timothy Jacob
Request to Extend Bill Exceptions
Request for extension granted; time for preparation of bill of
exceptions extended to July 18, 2025.

A-25-000312

State v. Timothy Jacob
Appellant's Brief Date Extended
Record preparation date having been extended to July 18, 2025,
Appellant's brief date extended to August 18, 2025.

A-25-000333

State v. Christopher L Buettner
Mot Appt Supplemental BOE & Transcript
Motion of Appellant to file request for supplemental bill of
exceptions sustained. Appellant shall file praecipe within three days
of this order.

A-25-000340

Ackerman v. Barber
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-25-000391

State v. Joshua S Fish
Order Show Cause re Amended Praecipe BOE
Motion of Appellant to file amended praecipe for bill of exceptions
sustained. Amended praecipe for bill of exceptions filed on May 28,
2025, accepted as filed. Clerk's office directed to accept the
pending bill of exceptions that was filed in the trial court on
June 2, 2025.

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A-25-000391

State v. Joshua S Fish

By order of Court re Record Prep Date

By order of the Court, leave to request amended bill of exceptions having been granted and said request having been filed in the trial court on May 28, 2025, Clerk's office directed to accept the pending bill of exceptions filed in the trial court on June 2, 2025.

A-25-000391

State v. Joshua S Fish

Appellant's Brief Date Re-established

Bill of exceptions having been allowed to be placed on the appellate court record, Appellant's brief date re-established to be July 21, 2025.

A-25-000401

Peak v. Peak

ROD

Misc Submission to Court - Jurisdiction

Appeal dismissed for lack of jurisdiction. See Neb. Ct. R. App. P. § 2-107(A)(1). Appellant seeks to appeal the district court's order of May 12, 2025, spreading this court's mandate. Judgment on a mandate entered in strict conformity with the latter is a final determination of all matters decided and disposed of by the reviewing court. Friedman v. Friedman, 20 Neb. App. 135, 819 N.W.2d 732 (2012). The order spreading our mandate in the present case is not an order that affects Appellant's substantial right and is thus not a final, appealable order. See id.

A-25-000446

State v. Orion E Diaz

Ruling reserved Motion to Withdraw

Motion to withdraw filed by Appellant's counsel, Ryan Wolfe, taken under advisement pending supplementation of the motion to show 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 mailing address and not the client's electronic mail address, which mailing address shall be included in the motion Compliance shall be provided to the Court within three days of this order.

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A-24-000869

In re Interest of Blessing T.

Motion of Appellant to Extend Brief Date

Pursuant to Neb. Ct. R. App. P. § 2-106(E)(3), Appellant's brief date extended to July 14, 2025.

A-24-000886

State v. Jeffrey S Richardson

Motion of Appellant to Extend Brief Date

Second or subsequent motion to extend brief date considered. By order of the Court, Appellant's brief date extended to June 25, 2025.

A-24-000934

In re Interest of Barret S.

Motion Apppt to Extend Reply Brief Date

Motion sustained; Appellant's reply brief date extended to July 7, 2025.

A-24-000953

State v. Carlos A Rodriguez-Padron

Motion Appellee to Extend Brief Date

Second or subsequent motion to extend brief date considered. By order of the Court, Appellee's brief date extended to July 9, 2025. No further extension of brief date will be allowed except upon a showing exceptional cause. See Neb. Ct. R. App. P. § 2-106(E)(3).

A-25-000022

State v. Jeffrey S Richardson

Motion of Appellant to Extend Brief Date

Second or subsequent motion to extend brief date considered. By order of the Court, Appellant's brief date extended to June 25, 2025.

A-25-000030

State v. Patrick L Wright

Motion of Appellee to Extend Brief Date

Pursuant to Neb. Ct. R. App. P. § 2-106(E)(3), Appellee's brief date extended to July 21, 2025.

A-25-000031

State v. Patrick L Wright

Motion of Appellee to Extend Brief Date

Pursuant to Neb. Ct. R. App. P. § 2-106(E)(3), Appellee's brief date extended to July 21, 2025.

A-25-000081

State v. Jenna R Medley

ROD Submission to Court - Excessive Sentence

Affirmed. See Neb. Ct. R. App. P. § 2-107(A)(2). Sentence imposed did not constitute an abuse of discretion. See State v. Grant, 310 Neb. 700, 968 N.W.2d 837 (2022) (absent abuse of discretion by trial court, appellate court will not disturb sentence imposed within statutory limits).

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A-25-000084

General Motors, LLC v. NE Motor Vehicle Industry Licensing Board
Motion Appellant to Extend Word Count
Motion of Appellant to expand word count sustained. Appellant's brief word limit expanded to 25,000 words to include Appellant's brief in chief and reply brief combined.

A-25-000086

Ramos v. Gonzalez
Motion of Appellant to Extend Brief Date
Second or subsequent motion to extend brief date considered. By order of the Court, Appellant's brief date extended to July 18, 2025. No further extensions will be allowed.

A-25-000095

State v. Tyler L Piening
Mot of Appt to Extend Reply Brief Date
Motion sustained; Appellant's reply brief date extended to July 23, 2025.

A-25-000095

State v. Tyler L Piening
Motion of Appellee to File Amended Brief
Motion of Appellee to file amended brief with cross-appeal sustained. Appellee's amended brief with cross-appeal filed on June 14, 2025, accepted as filed.

A-25-000126

State v. Tahashaye T Canty-Neely
ROD APPT Default Notice
By order of the Court, appeal dismissed for failure to file briefs; mandate to issue accordingly.

A-25-000160

State v. Daniel R Warbonnett Jr.
ROD By order of the Court re Default Dismiss
By order of the Court, appeal dismissed for failure to file briefs; mandate to issue accordingly.

A-25-000173

In re Interest of Johann R.
Motion to Withdraw Munnelly for Appt
Appeal having been dismissed for lack of jurisdiction pursuant to Neb. Ct. R. App. P. § 2-107(A)(1), Brian S. Munnelly's motion to withdraw as counsel for Appellant overruled as moot.

A-25-000197

Martinez v. Amerigreen, LLC
Motion of Appellant to Extend Brief Date
Pursuant to Neb. Ct. R. App. P. § 2-106(E)(2), Appellant's brief date extended to July 7, 2025.

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A-25-000204

State v. Hope T Npimnee

Motion of Appt Extend Reply Brief Date

Motion of Appellant to extend reply brief date is overruled without prejudice to refile after Appellee's brief is filed and served in accordance with Neb. Ct. R. App. P. § 2-109(A).

A-25-000208

State v. Fredtadrick D Kennedy

ROD Mot. of Appellee for Summary Affirmance

Appellee's motion for summary affirmance sustained. See Neb. Ct. R. App. P. § 2-107(B)(2); State v. Geller, 318 Neb. 441, 16 N.W.2d 365 (2025) (sentence imposed within statutory limits will not be disturbed on appeal absent abuse of discretion by trial court); State v. Cerritos-Valdez, 295 Neb. 563, 889 N.W.2d 605 (2017) (judgment denying probation will be upheld in absence of abuse of discretion).

A-25-000212

Storm v. Cornutt

Motion of Appellant to Extend Brief Date

Pursuant to Neb. Ct. R. App. P. § 2-106(E)(2), Appellant's brief date extended to July 23, 2025.

A-25-000215

State v. William J Quinn

Motion of Appellant to Extend Brief Date

Second or subsequent motion to extend brief date considered. Motion of Appellant to extend brief date sustained, in part. Appellant's brief date extended to August 6, 2025.

A-25-000222

Shaul-Bolek obo Bolek v. Box Butte General Hospital

Motion of Appellant to Extend Brief Date

Pursuant to Neb. Ct. R. App. P. § 2-106(E)(2), Appellant's brief date extended to July 28, 2025.

A-25-000230

State v. Roscoe C Schroeder

ROD APPT Default Notice

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

A-25-000231

State v. Roscoe C Schroeder

Motion of Appellant to Extend Brief Date

Second or subsequent motion to extend brief date considered. By order of the Court, Appellant's brief date extended to June 27, 2025. 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.

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A-25-000251

State v. Daejon L Collins

Motion of Appellant to Extend Brief Date

Pursuant to Neb. Ct. R. App. P. § 2-106(E)(3), Appellant's brief date extended to July 21, 2025.

A-25-000256

State v. Samuel J Zemke

Motion of Appellant to Extend Brief Date

Pursuant to Neb. Ct. R. App. P. § 2-106(E)(3), Appellant's brief date extended to July 23, 2025.

A-25-000421

State v. Marcus A Settles

Motion to Withdraw Donahue for Appt

Motion to withdraw sustained; Mary Rose Donahue allowed to withdraw as counsel for Appellant.

ORDERS TO SHOW CAUSE & AMENDED OPINIONS

A-25-000282

Beatty v. Poitier

Order to Show Cause re Late Payment BOE

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S-25-000431

State v. Benjamin H Draper

Motion to Withdraw Romshek for Appt

Motions to withdraw sustained; Douglas County Public Defender's Office, Abbi R. Romshek, Lori Ann Hoetger, and Yvonnda Ann Summers allowed to withdraw as counsel for Appellant.

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S-22-000495

State v. Felipe N Gonzalez Vazquez

ROD Submission to Court

Affirmed. Stacy, Justice. Heavican, Chief Justice, not participating.

S-24-000409

Bajjuri v. Karney

ROD Submission to Court

Affirmed. Per Curiam. Miller-Lerman, Justice, participating
on briefs.