

Court of Appeals of Nebraska
Office of the Clerk

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A-24-000268

State v. Steven D Lambert

Motion Appellant Continue Oral Argument

Motion of Appellant to continue oral argument sustained. Case to be placed on next Proposed Call of the Court of Appeals, to occur on October 6 and 7, 2025.

A-24-000881

State v. Christopher McKinney

Mot. of Appellee for Summary Dismissal

On a 2/1 vote, motion of Appellee for summary dismissal is overruled; however, the issue of standing/jurisdiction is reserved for further consideration and should be addressed in Appellee's brief and Appellant's reply brief. Appellee's brief shall be due within 30 days of this order; Appellant's reply brief shall be due 10 days after the filing of Appellee's brief.

A-25-000154

State v. Makaila M Fryrear

ROD

Mot. of Appellee for Summary Affirmance

Motion of Appellee for summary affirmance is granted. See Neb. Ct. R. App. P. § 2-107(B)(2). The district court did not abuse its discretion by imposing consecutive sentences because Appellant was convicted of separate crimes, which contained separate elements. See State v. Greer, 312 Neb. 351, 979 N.W.2d 101 (2022) (within discretion of trial court to impose consecutive rather than concurrent sentences for separate crimes, even when crimes arise out of same incident).

A-25-000262

State v. Darrion T Estrada

Motion of Appellee to Extend Brief Date

Pursuant to Neb. Ct. R. App. P. § 2-106(E)(3), Appellee's brief date extended to August 20, 2025.

A-25-000362

Tago v. Elam-Wauqua

Appellant's Replacement Brief Due

Appellant's brief filed July 21, 2025, does not comply with Neb. Ct. R. App. P. §§ 2-103 regarding margin size, spacing, font, underscored type, and cover page contents, and 2-109 regarding the required contents of a brief, including a statement of jurisdiction, statement of the case, assignments of error, propositions of law, summary of argument, and argument. Appellant's replacement brief complying with the above-referenced rules is due on or before August 5, 2025. Clerk's office to provide sample.

A-25-000399

State v. Donna C Sampson

ROD

Motion of Appellant to Dismiss Appeal

Response having been waived by Appellee, motion of Appellant to dismiss appeal sustained pursuant to Neb. Ct. R. App. P. § 2-108(F). Mandate to issue accordingly forthwith.

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A-25-000529

State v. Donte D Wilson

ROD

Misc Submission to Court - Jurisdiction

Appeal dismissed for lack of jurisdiction. See Neb. Ct. R. App. P. § 2-107(A)(1). Appellant failed to appeal within 30 days of the district court's sentencing order of August 9, 2024. See Neb. Rev. Stat. § 25-1912(1) (Cum. Supp. 2024).

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S-25-000170

State v. John L Lotter

Motion of Appellee to Extend Brief Date

Second or subsequent motion to extend brief date considered. By order of the Court, Appellee's motion to extend brief date sustained and deadline extended to August 15, 2025.

S-25-000171

State v. John L Lotter

Motion of Appellee to Extend Brief Date

Second or subsequent motion to extend brief date considered. By order of the Court, Appellee's motion to extend brief date sustained and deadline extended to August 15, 2025.

S-25-000172

State v. John L Lotter

Motion of Appellee to Extend Brief Date

Second or subsequent motion to extend brief date considered. By order of the Court, Appellee's motion to extend brief date sustained and deadline extended to August 15, 2025.

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A-24-000309

Lear v. Nebraska Methodist Health Sys.

ROD Submission to Court

Affirmed. Riedmann, Chief Judge. (P)

A-24-000859

Young v. Miller

ROD Submitted to Court without Oral Argument

Affirmed. Riedmann, Chief Judge. See Memorandum Web Opinion.

A-24-000884

State v. Delvin J Amaya

ROD Misc Submission to Court - Plea

Affirmed. Bishop, Judge. See Memorandum Web Opinion.

A-24-000898

Estate of Tunink v. Continental Fire Sprinkler Co

ROD Submitted to Court without Oral Argument

Affirmed. Pirtle, Judge. See Memorandum Web Opinion.

A-24-000939

In re Interest of Z'Ryah D.

ROD Submission to Court

Affirmed. Bishop, Judge. See Memorandum Web Opinion.

A-25-000074

State v. Scott D Cimeno

ROD Submission to Ct. re Plea

Affirmed. Pirtle, Judge. See Memorandum Web Opinion.

A-25-000252

State v. Joseph K

ROD Submission to Court - Juvenile Transfer

Affirmed. Arterburn, Judge. See Memorandum Web Opinion.