

Court of Appeals of Nebraska
Office of the Clerk

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A-23-000607

Wagner v. Wagner

Motion Appellant Continue Oral Argument

Case having been submitted without oral argument; motion of appellant to continue oral argument overruled as moot.

A-23-000713

Wagner v. Wagner

Motion Appellant Continue Oral Argument

Case having been submitted without oral argument; motion of appellant to continue oral argument overruled as moot.

A-23-000607

Wagner v. Wagner

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 October Proposed Call of the Nebraska Court of Appeals.

A-23-000713

Wagner v. Wagner

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 October Proposed Call of the Nebraska Court of Appeals.

A-23-000665

Quiles v. Collazo-Quiles

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 October Proposed Call of the Nebraska Court of Appeals.

A-23-000860

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

Stip. to Extend Brief Date

Pursuant to Neb. Ct. R. App. P. § 2-106(E)(2), Appellant's FINAL reply brief date extended to September 30, 2024. Furthermore, the Appellee will have 30 days from the date of the filing of the Appellant's reply brief to file their reply brief.

A-24-000068

In re Estate of Weeder

Mot Appt Ext Reply Date & Resp to S/A

Motion considered. By order of the court, appellant's reply brief and appellant's objections to summary affirmance are accepted as filed.

A-24-000110

Lonowski v. Potter

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 September 9, 2024.

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A-24-000300

McCroy v. Nebraska Department of Correctional Services
Motion of Appellant to Extend Brief Date
Pursuant to Neb. Ct. R. App. P. § 2-106(E)(2), Appellant's FINAL brief date extended to August 12, 2024. Failure to file on or before the extended due date will result in dismissal without further notice as a default notice has already been issued.

A-24-000301

McCroy v Nebraska Department of Correctional Services
Motion of Appellant to Extend Brief Date
Pursuant to Neb. Ct. R. App. P. § 2-106(E)(2), Appellant's FINAL brief date extended to August 12, 2024. Failure to file on or before the extended due date will result in dismissal without further notice as a default notice has already been issued.

A-24-000318

Bayemekessa v. Bayemekessa
ROD APPT Default Notice
By order of the Court, appeal dismissed for failure to file briefs; mandate to issue accordingly.

A-24-000319

Bayemekessa v. Bayemekessa
ROD APPT Default Notice
By order of the Court, appeal dismissed for failure to file briefs; mandate to issue accordingly.

A-24-000402

State v. John G Strawn
Request to Extend Bill Exceptions
Request for extension granted; time for preparation of bill of exceptions extended to August 13, 2024.

A-24-000402

State v. John G Strawn
Appellant's Brief date Re-Established
Record preparation date having been re-established to August 13, 2024, Appellant's brief date extended to September 12, 2024.

A-24-000407

Ramaekers v. Creighton University
Mot Appellee Leave to Request Supp BOE
Motion sustained; Appellee granted leave to file praecipe for supplemental bill of exceptions.

A-24-000490

In re Interest of Alianna M.
Request to Extend Bill Exceptions
Request for extension granted; time for preparation of bill of exceptions extended to September 16, 2024.

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A-24-000490

In re Interest of Alianna M.

Appellant's Brief Date Re-Established

Record preparation date having been re-established to September 16, 2024, Appellant's brief date extended to October 16, 2024.

A-24-000512

Scott v. Fricke-Scott

Motion Appt to Pay BOE Out of Time

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. Counsel shall note that upon failure to make timely payment, by rule, the clerk informs the court reporter of said failure to pay and instructs the court reporter to stop preparation of the Bill of Exceptions.

A-24-000520

Cosey v. Department of Correctional Services

Order to Show Cause re Praeipce for BOE

Cause having not been shown, matter shall proceed as if no bill of bill of exceptions had been requested.

A-24-000539

Counter v. Counter

No B/E Filed Failure to pay

Appellant having been notified of failure to pay estimated cost of bill of exceptions, and unless leave is sought and until leave is given, the appeal shall proceed as if no request for praecipe for bill of exceptions had been requested. (Note: Simply trying to pay late will result in an order to show cause being issued. See Neb Ct. R. App. P. § 2-105(B)(4)(c)).

A-24-000549

State v. Christopher L Buettner

Motion Appt to Pay BOE Out of Time

Court receives "Motion to Extend Payment of Estimated Costs for Bill of Exceptions" from Appellant. Court finds that good cause for extension of time to file deposit for estimated costs for bill of exceptions exists and that motion should be and hereby is sustained. Deposit tendered to Clerk of District Court by Appellant on August 2, 2024, shall be accepted and case shall proceed.

A-24-000559

In re Interest of T.W.

Ruling reserved re Motion to Withdraw

Motion of attorney Angelica McClure to withdraw as counsel for Appellant held under advisement. Counsel is provided seven days to supplement their motion to show compliance with client notice requirements pursuant to Neb. Ct. R. App. P. § 2-106(F).

ORDERS TO SHOW CAUSE & AMENDED OPINIONS

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A-24-000526

Cottonwood Flats, Inc. v. Hohenstein

Order to Show Cause re: Late BOE Payment

A-24-000555

Mann v. Lambertsen

Order to Show Cause re: Late BOE Request

A-24-000557

State v. Paul Wagner

Order to Show Cause re: Late BOE Payment

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S-23-000644

Planned Parenthood of the Heartland v. Hilgers
Motion to Withdraw - Hong for Appts
Motion of Xinge Hong to withdraw as counsel of record for the
Appellant sustained.

S-23-000915

In re Estate of Harchelroad
Case ordered moved to Sup. Ct. docket
By order of the Nebraska Supreme Court, case moved from Court of
Appeals docket to Supreme Court docket.

S-23-001040

Amorak, Inc. v. Cherry County Board of Commissioners
Case ordered moved to Sup. Ct. docket
By order of the Nebraska Supreme Court, case moved from Court of
Appeals docket to Supreme Court docket.

S-24-000004

Woodsonia Hwy 281 LLC v. American Multi-Cinema, Inc.
Case ordered moved to Sup. Ct. docket
By order of the Nebraska Supreme Court, case moved from Court of
Appeals docket to Supreme Court docket.

S-24-000378

State v. Adam L Price
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 September 20, 2024.