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A-23-000452

Penate v. Penate

ROD Petition Appellee for Further Review
Petition of appellee for further review denied.

A-23-000557

Bayliss v. Clason

ROD Petition of Appellant for Further Review
Petition of appellant for further review is denied.

A-23-000662

Conley v. Conley

Motion of Appellee for Attorney Fees
Appellee's motion for attorney fees is sustained in part. Appellant ordered to pay appellee's attorney fees in the amount of \$5,000.

A-23-000716

State v. Justin J Bartels

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 November Proposed Call of the Nebraska Court of Appeals.

A-24-000025

Larrison v. Schubert

Motion Appellant Continue Oral Argument
Motion of Appellant to continue oral argument sustained. Case to be placed on the next proposed call of the Nebraska Court of Appeals, to occur on December 17 and 18, 2024.

A-24-000134

In re Interest of Jaydence W.

Request GDLCE Excused from Oral Argument
Case having been submitted without oral argument; motion of Guardian Ad Litem to be excused from Oral Argument overruled as moot.

A-24-000134

In re Interest of Jaydence W.

Request STATE Excused from Oral Argument
Case having been submitted without oral argument; State's motion to be excused from Oral Argument overruled as moot.

A-24-000134

In re Interest of Jaydence W.

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 November Proposed Call of the Nebraska Court of Appeals.

A-24-000188

State v. Daion J Williams

ROD Mot. of Appellee for Summary Affirmance
Appellee's motion for summary affirmance is sustained. See Neb. Ct. R.

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App. P. § 2-107(B)(2). Appellant's successive motion for postconviction relief is procedurally barred. See *State v. Lotter*, 311 Neb. 878, 976 N.W.2d 721 (2022) (postconviction motions procedurally barred unless affirmatively shows that claim could not have been raised in any prior postconviction motions). Further, appellant's motion is time-barred. See Neb. Rev. Stat. § 29-3001(4) (Supp. 2023) (postconviction motions must be brought within 1 year of statutorily identified event).

A-24-000290

Martinez v. Blackstone

Stipulation to Extend Appe Brief Date

Pursuant to Neb. Ct. R. App. P. § 2-106(E)(2), Appellee's FINAL brief brief date extended to October 4, 2024.

A-24-000313

State v. Gary R Winchel

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. Morton*, 310 Neb. 355, 966 N.W.2d 57 (2021) (sentence imposed within statutory limits will not be disturbed on appeal absent abuse of discretion by trial court).

A-24-000314

State v. Gary R Winchel

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. Morton*, 310 Neb. 355, 966 N.W.2d 57 (2021) (sentence imposed within statutory limits will not be disturbed on appeal absent abuse of discretion by trial court).

A-24-000315

State v. Gary R Winchel

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. Morton*, 310 Neb. 355, 966 N.W.2d 57 (2021) (sentence imposed within statutory limits will not be disturbed on appeal absent abuse of discretion by trial court).

A-24-000457

State v. Little Bear B Lucero

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. Morton*, 310 Neb. 355, 966 N.W.2d 57 (2021) (sentence imposed within statutory limits will not be disturbed on appeal absent abuse of discretion by trial court).

A-24-000627

Hein v. Heartland News

ROD Mot. of Appellee for Summary Dismissal

Appellee's motion for summary dismissal is sustained. See Neb. Ct. R. App. P. § 2-107(B)(1). Our record contains no appealable order. Appeal dismissed for lack of jurisdiction.

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A-24-000627

Hein v. Heartland News

Mot Appt Leave to Req BOE Out of Time

Appellant's motions for leave to file a bill of exceptions out of time are denied as moot.

A-24-000640

Peak v. Collins

ROD Misc Submission to Court re Jurisdiction

Appeal dismissed. See Neb. Ct. R. App. P. § 2 107(A)(1). Appellant's notice of appeal, filed August 19, 2024, was not filed within 30 days of the district court's May 28 order denying her application to proceed in forma pauperis. See Neb. Rev. Stat. § 25-1912(1) (Cum. Supp. 2022).

A-24-000656

In re Estate of Schurman

ROD Misc Submission to Court re Jurisdiction

Appeal dismissed for lack of jurisdiction. See Neb. Ct. R. App. P. § 2 107(A)(1). The county court's order of August 5, 2024, does not affect appellant's substantial rights as it has not ended a discrete phase of the proceedings. See In re Estate of Larson, 308 Neb. 240, 953 N.W.2d 535 (2021). A final hearing on complete settlement of the estate is yet to be held.

A-24-000656

In re Estate of Schurman

Motion Appt Extend Time Pay for BOE

Appellant's motion to extend the time to pay for the BOE is denied as moot.

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S-21-000877

State ex rel. Counsel for Discipline v. Gunderson

Trustee's Report & Motion for Fees

Trustee's report accepted. Trustee's next report due January 30, 2025.

Fees and expenses granted in the amount of \$58,806.99.

S-24-000086

State v. Dustin A Scoville

Motion Appt to Extend Reply Brief Date

Motion to extend reply brief date sustained. Reply brief due on or
before September 30, 2024.

S-24-000158

In re Interest of E.W.

Petition Appt to Bypass Court of Appeals

Petition of appellant to bypass the Court of Appeals is granted.