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A-24-000859

Young v. Miller

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 September Proposed Call of the Nebraska Court of Appeals.

A-24-000939

In re Interest of Z'Ryah D.

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 September Proposed Call of the Nebraska Court of Appeals.

A-25-000176

Dunham v. Dunham

Motion of Appellant to Extend Brief Date

Appellant's motion to extend brief date filed in A-25-176 and A-25-177 is sustained. Appellant's brief date is extended to August 6, 2025, or within 30 days after this court's order on appellant's motion to consolidate appeals in A-25-176, A-25-177, A-25-337, and A-25-338.

A-25-000176

Dunham v. Dunham

Mot Consolidate 25-0176/177/337/338

Appellant's motion to consolidate the appeals filed in A-25-176, A-25-177, A-25-337, and A-25-338 is sustained; said appeals are consolidated for briefing and disposition.

A-25-000177

In re Interest of Cooper D.

Mot Consolidate 25-0176/177/337/338

Appellant's motion to consolidate the appeals filed in A-25-176, A-25-177, A-25-337, and A-25-338 is sustained; said appeals are consolidated for briefing and disposition.

A-25-000337

Dunham v. Dunham

Mot Consolidate 25-0176/177/337/338

Appellant's motion to consolidate the appeals filed in A-25-176, A-25-177, A-25-337, and A-25-338 is sustained; said appeals are consolidated for briefing and disposition.

A-25-000338

In re Interest of Cooper D.

Mot Consolidate 25-0176/177/337/338

Appellant's motion to consolidate the appeals filed in A-25-176, A-25-177, A-25-337, and A-25-338 is sustained; said appeals are consolidated for briefing and disposition.

A-25-000176

Dunham v. Dunham

Mot. of Appellee for Summary Dismissal

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All four appeals challenge the February 11, 2025, order entered by and filed in the Separate Juvenile Court of Sarpy County. Appeals filed in A-25-176 and A-25-177 were filed within 30 days of the February 11 order. Appeals filed in A-25-337 and A-25-338 were filed within 30 days of the juvenile court's April 22 order allowing the withdrawal of appellee's motion to alter or amend judgment. Appellee's motions to summarily dismiss appeals filed in A-25-176 and A-25-337 for lack of jurisdiction are overruled; however, the issue of jurisdiction is preserved and the parties are directed to address the following questions in the jurisdiction section of their briefs: (1) the notices of appeal filed in A-25-177 and A-25-338 identify the juvenile court in the caption but were file-stamped in the district court; does the filing of the notice of appeal in the district court rather than in the juvenile court impact this court's jurisdiction over those appeals?; (2) the notices of appeal filed in A-25-176 and A-25-337 identify the district court in the caption and were file-stamped in that court; does the appellee's pending counterclaim in the district court render any appeal from that court premature?; (3) appellee filed a motion to alter or amend judgment in the juvenile court after the juvenile court transferred jurisdiction to the district court; what, if any, impact did the motion to alter or amend have on the finality of the February 11 order?; (4) to the extent the appellee's motion to alter or amend tolled the time to appeal, did the juvenile court's April 22 order withdrawing the motion to alter or amend without dismissing it sufficiently dispose of the motion? See *State v. Bao*, 269 Neb. 127, 690 N.W.2d 618 (2005) (motion to alter or amend withdrawn and ordered dismissed); and (5) to the extent custody and parenting time issues remained pending in the district court, did the juvenile court's February 11 order nevertheless impact a substantial right?

A-25-000177

In re Interest of Cooper D.

Motion of Appellant to Extend Brief Date

Appellant's motion to extend brief date filed in A-25-176 and A-25-177 is sustained. Appellant's brief date is extended to August 6, 2025, or within 30 days after this court's order on appellant's motion to consolidate appeals in A-25-176, A-25-177, A-25-337, and A-25-338.

A-25-000244

Dworak v. Shamrock Hills, 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 August 4, 2025.

A-25-000337

Dunham v. Dunham

By order of the Court re Brief Dates

Appellant's motion to extend brief date filed in A-25-176 and A-25-177 is sustained. Appellant's brief date is extended to August 6, 2025, or within 30 days after this court's order on appellant's motion to consolidate appeals in A-25-176, A-25-177, A-25-337, and A-25-338.

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A-25-000337

Dunham v. Dunham

Mot. of Appellee for Summary Dismissal

All four appeals challenge the February 11, 2025, order entered by and filed in the Separate Juvenile Court of Sarpy County. Appeals filed in A-25-176 and A-25-177 were filed within 30 days of the February 11 order. Appeals filed in A-25-337 and A-25-338 were filed within 30 days of the juvenile court's April 22 order allowing the withdrawal of appellee's motion to alter or amend judgment. Appellee's motions to summarily dismiss appeals filed in A-25-176 and A-25-337 for lack of jurisdiction are overruled; however, the issue of jurisdiction is preserved and the parties are directed to address the following questions in the jurisdiction section of their briefs: (1) the notices of appeal filed in A-25-177 and A-25-338 identify the juvenile court in the caption but were file-stamped in the district court; does the filing of the notice of appeal in the district court rather than in the juvenile court impact this court's jurisdiction over those appeals?; (2) the notices of appeal filed in A-25-176 and A-25-337 identify the district court in the caption and were file-stamped in that court; does the appellee's pending counterclaim in the district court render any appeal from that court premature?; (3) appellee filed a motion to alter or amend judgment in the juvenile court after the juvenile court transferred jurisdiction to the district court; what, if any, impact did the motion to alter or amend have on the finality of the February 11 order?; (4) to the extent the appellee's motion to alter or amend tolled the time to appeal, did the juvenile court's April 22 order withdrawing the motion to alter or amend without dismissing it sufficiently dispose of the motion? See *State v. Bao*, 269 Neb. 127, 690 N.W.2d 618 (2005) (motion to alter or amend withdrawn and ordered dismissed); and (5) to the extent custody and parenting time issues remained pending in the district court, did the juvenile court's February 11 order nevertheless impact a substantial right?

A-25-000338

In re Interest of Cooper D.

By order of the Court re Brief Dates

Appellant's motion to extend brief date filed in A-25-176 and A-25-177 is sustained. Appellant's brief date is extended to August 6, 2025, or within 30 days after this court's order on appellant's motion to consolidate appeals in A-25-176, A-25-177, A-25-337, and A-25-338.

A-25-000427

So v. Breiner

ROD Misc Submission to Court re Jurisdiction

Appeal dismissed. See Neb. Ct. R. App. P. § 2-107(A)(1). There is no indication in the record that Appellant has timely appealed from any final order in the case.

A-25-000457

State v. William Zitterkopf

ROD Misc Submission to Court re Jurisdiction

Appeal dismissed for lack of jurisdiction pursuant to Neb. Ct. R. App.

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P. § 2-107(A)(1). Appellant is challenging the district court's June 11, 2025, order that imposed a custodial sanction of 7 days. Such an order is not final and appealable because it does not affect a substantial right. See State v. Thalmann, 302 Neb. 110, 921 N.W.2d 816 (2019) (custodial sanction of 15 days did not affect substantial right).

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S-24-000205

J.R.M.B. v. Alegent Creighton Health

ROD Submission to Court

Reversed and remanded for a new trial. Freudenberg, Justice.

Funke, Chief Justice, not participating. Cassel, Justice, concurring.

S-24-000700

Jaksha v. Jaksha

ROD Submission to Court

Affirmed. Stacy, Justice.

S-24-000716

Dugan v. Sorensen

ROD Submission to Court

Affirmed. Stacy, Justice.

S-25-000174

State ex rel. Counsel for Discipline v. Lawler

Judgment for Costs

Judgment for costs. See order.