

Court of Appeals of Nebraska
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A-22-000875

Gurnsey v. Gurnsey

Motion Appellee for Attorney Fees

Appellee's motion for attorney fees is sustained in part. See Neb. Ct. R. App. P. § 2-106(G). Appellee is awarded the sum of \$6,000 to be paid by Appellant.

A-23-000082

State v. Christina M Isaacson

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 Review docket of the Nebraska Court of Appeals.

A-23-000138

State v. Kenneth R Farley

Motion Appellee to Extend Brief Date

Motion considered. By order of the Court, Appellee's FINAL brief date extended to November 20, 2023. No further extensions will be allowed except upon a showing of exceptional cause. See Neb. Ct. R. App. P. § 2-106(E)(3).

A-23-000564

Precision Castparts Corp. v. Nebraska Department of Revenue

Motion Appellee to Extend Brief Date

Motion considered. By order of the Court, Appellee's FINAL brief date extended to December 13, 2023. No further extensions will be allowed except upon a showing of good cause. Neither the stipulation of the parties nor the press of other business constitutes good cause. See Neb. Ct. R. App. P. § 2-106(E)(2).

A-23-000573

State v. David J Kosiske III

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-23-000574

State v. David J Kosiske III

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-23-000575

State v. David J Kosiske III

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

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on appeal absent abuse of discretion by trial court).

A-23-000582

State v. Joshua J Guardiola

Motion Appellee to Extend Brief Date

Motion considered; Appellee's FINAL brief date extended to 14 days after court's ruling on Appellee's motion for summary dismissal.

A-23-000612

State v. Jason Pratt

Motion Appellee to Extend Brief Date

Motion considered; Appellee's FINAL brief date extended to 14 days after court's ruling on Appellee's motion for summary affirmance.

A-23-000789

State v. Isaac D Koch

ROD

Misc Submission to Court re Jurisdiction

Appeal dismissed. Neb. Ct. R. App. P. § 2-107(A)(1). The district court lacked jurisdiction to issue an order granting a motion to unseal a criminal record, which motion was filed under the same case number as the criminal case. A litigant must file a new action when seeking such relief. See State v. Coble, 299 Neb. 434, 908 N.W.2d 646 (2018). Where a lower court lacks subject matter jurisdiction to adjudicate the merits of a claim, issue, or question, an appellate court also lacks the power to determine the merits of the claim, issue, or question presented to the lower court. Id.

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S-22-000743

Harchelroad v. Harchelroad

ROD Submission to Court

Reversed and remanded for further proceedings. Heavican, Chief Justice. Miller-Lerman, Justice, not participating.

S-22-000867

State v. Sheena Hammond

ROD Submission to Court

Affirmed. Cassel, Justice. Freudenberg, Justice, not participating. Pirtle, Chief Judge, sitting.