

Court of Appeals of Nebraska
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A-22-000963

Tyler v. Tyler

ROD

November Early Case Review

Affirmed. See Neb. Ct. R. App. P. § 2-107(A)(2). Appellant's brief fails to comply with Neb. Ct. R. App. P. § 2-109(D)(1)(e). Parties who wish to secure appellate review of their claims must abide by the rules of the Nebraska Supreme Court. *Steffy v. Steffy*, 287 Neb. 529, 843 N.W.2d 655 (2014). Any party who fails to properly identify and present its claim does so at its own peril. *Id.* Where a party fails to comply with the court rules requiring a separate section setting forth the assignments of error, an appellate court may proceed as though the party failed to file a brief entirely or, alternatively, may examine the proceedings for plain error. *Steffy v. Steffy*, *supra*. Having examined the record for plain error, we find none.

A-22-000973

State v. Nuru P Iratukunda

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 Review Docket of the Nebraska Court of Appeals.

A-23-000018

Mumin v. Chef Lee, Taste of New Orleans

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-23-000178

State v. Shawn S Rudloff

November Early Case Review

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-23-000362

State v. Jamar Minton

ROD

Mot. of Appellee for Summary Affirmance

Appellee's motion for summary affirmance granted. See Neb. Ct. R. App. P. § 2-107(B)(2). Sentence imposed did not constitute an abuse of discretion. A sentence imposed within the statutory limits will not be disturbed on appeal in the absence of an abuse of discretion by the trial court. *State v. Blake*, 310 Neb. 769, 969 N.W.2d 399 (2022). It is within the discretion of the trial court to impose consecutive rather than concurrent sentences for separate crimes, even when the crimes arise out of the same incident. *State v. Artis*, 296 Neb. 172, 893 N.W.2d 421 (2017). Whether probation or incarceration is ordered is a choice within the discretion of the trial court, whose judgment denying probation will be upheld in the absence of an abuse of discretion. *State v. Cerritos-Valdez*, 295 Neb. 563, 889 N.W.2d 605 (2017).

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A-23-000363

State v. Jamar A Minton

ROD Mot. of Appellee for Summary Affirmance
Appellee's motion for summary affirmance granted. See Neb. Ct. R. App. P. § 2-107(B)(2). Sentence imposed did not constitute an abuse of discretion. A sentence imposed within the statutory limits will not be disturbed on appeal in the absence of an abuse of discretion by the trial court. State v. Blake, 310 Neb. 769, 969 N.W.2d 399 (2022). It is within the discretion of the trial court to impose consecutive rather than concurrent sentences for separate crimes, even when the crimes arise out of the same incident. State v. Artis, 296 Neb. 172, 893 N.W.2d 421 (2017). Whether probation or incarceration is ordered is a choice within the discretion of the trial court, whose judgment denying probation will be upheld in the absence of an abuse of discretion. State v. Cerritos-Valdez, 295 Neb. 563, 889 N.W.2d 605 (2017).

A-23-000426

State v. Patrick E Burling

ROD Mot. of Appellee for Summary Affirmance
Appellee's motion for summary affirmance granted. See Neb. Ct. R. App. P. § 2-107(B)(2). The sentence imposed did not constitute an abuse of discretion. A sentence imposed within the statutory limits will not be disturbed on appeal in the absence of an abuse of discretion by the trial court. State v. Blake, 310 Neb. 769, 969 N.W.2d 399 (2022). It is within the discretion of the trial court to impose consecutive rather than concurrent sentences for separate crimes. State v. Mora, 298 Neb. 185, 903 N.W.2d 244 (2017).

A-23-000573

State v. David J Kosiske III

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-23-000574

State v. David J Kosiske III

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-23-000575

State v. David J Kosiske III

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-23-000704

In re Interest of Marcos N.

ROD Order to Show Cause/Juris (See Order)
Appeal dismissed pursuant to Neb. Ct. R. App. P. § 2-107(A)(1) for Appellant's failure to respond to the Order to Show Cause entered on September 14, 2023.

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A-23-000705

In re Interest of Armani N.

ROD

Order to Show Cause/Juris (See Order)

Appeal dismissed pursuant to Neb. Ct. R. App. P. § 2-107(A)(1) for Appellant's failure to respond to the Order to Show Cause entered on September 14, 2023.