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A-22-000896

State v. Shawna J Fernando

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

A-23-000075

State v. Kevin W Malone

Mot of Appt for Rehearing & Ex Brf Dt  
Motion of Appellant for rehearing overruled.

A-23-000085

State v. Jesse R Green

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

A-23-000165

Naked Maiden's Falls v. Simmons

Petition of Appellant to Bypass COA  
Petition of Appellant to bypass Court of Appeals denied.

A-23-000203

State v. Ricky E Anthony

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 December Review Docket of the Nebraska Court of Appeals.

A-23-000233

State v. Mario Santos

Motion Appellee to Extend Brief Date  
Motion considered. By order of the Court, Appellee's FINAL brief date extended to December 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-23-000395

Meier v. Meier

Motion Appellee to Extend Brief Date  
Motion considered. By order of the Court, Appellee's FINAL brief date extended to December 29, 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-23-000448

State v. Kimberly J Janousek

ROD Mot. of Appellee for Summary Affirmance  
Appellee's motion for summary affirmance is sustained. See Neb. Ct. R. App. P. § 2-107(B)(2). The sentences imposed were not an abuse of discretion. See, State v. Alkazahy, 314 Neb. 406, 990 N.W.2d 740 (2023) (sentence imposed within statutory limits will not be disturbed on appeal in absence of abuse of discretion by trial court); State v. Greer, 309 Neb. 667, 962 N.W.2d 217 (2021) (sentencing court is not

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required to articulate on record that it has considered each sentencing factor nor make specific findings as to facts pertaining to factors or weight given them).

A-23-000449

State v. Kimberly Janousek

ROD

Mot. of Appellee for Summary Affirmance  
Appellee's motion for summary affirmance is sustained. See Neb. Ct. R. App. P. § 2-107(B)(2). The sentences imposed were not an abuse of discretion. See, State v. Alkazahy, 314 Neb. 406, 990 N.W.2d 740 (2023) (sentence imposed within statutory limits will not be disturbed on appeal in absence of abuse of discretion by trial court); State v. Greer, 309 Neb. 667, 962 N.W.2d 217 (2021) (sentencing court is not required to articulate on record that it has considered each sentencing factor nor make specific findings as to facts pertaining to factors or weight given them).

A-23-000495

In re Interest of Quiotis C.

Appellant's Replacement Brief Due  
Appellant's brief filed November 17, 2023, does not comply with Neb. Ct. R. App. P. § 2-103(A)(3) regarding double-spacing and margins. Appellant's replacement brief complying with the above-referenced rule due on or before December 4, 2023.

A-23-000540

State v. David E Barrett

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-23-000541

State v. David E Barrett

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-23-000542

State v. David E Barrett

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-23-000567

State v. Katrell M Nelson

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.

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A-23-000596

State v. Nimrod Torres Aquino

Motion Appellant to Extend Brief Date

Motion considered. By order of the Court, Appellant's FINAL brief date extended to December 27, 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-23-000612

State v. Jason Pratt

ROD Mot. of Appellee for Summary Affirmance

Appellee's motion for summary affirmance is sustained. See Neb. Ct. R. App. P. § 2-107(B)(2). The sentence imposed was not an abuse of discretion. See, State v. Alkazahy, 314 Neb. 406, 990 N.W.2d 740 (2023) (sentence imposed within statutory limits will not be disturbed on appeal in absence of abuse of discretion by trial court); State v. Greer, 309 Neb. 667, 962 N.W.2d 217 (2021) (sentencing court not required to articulate on record that it has considered each sentencing factor nor make specific findings as to facts pertaining to factors or weight given them).

A-23-000641

State v. Joshua D Doescher

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 district court took the appropriate factors into consideration when sentencing Appellant. The court adequately stated its reasoning for the sentence of incarceration in open court, on the record, as required by Neb. Rev. Stat. § 29 2204.02(2)(c) (Reissue 2016). See State v. Baxter, 295 Neb. 496, 888 N.W.2d 726 (2017). 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).

A-23-000657

Smith v. Greenwalt

Motion Appellant to Extend Brief Date

Motion considered. By order of the Court, Appellant's FINAL brief date extended to December 27, 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-23-000686

State v. Travis E Cox

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-23-000842

State v. Perry F Hines

ROD Misc Submission to Court re Jurisdiction

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Appeal dismissed. See Neb. Ct. R. App. P. § 2-107(A)(1). Appellant failed to pay a docket fee or file a poverty affidavit within 30 days of the district court's order of October 11, 2023, denying his motion for postconviction relief. See Neb. Rev. Stat. § 25-1912(1) (Cum. Supp. 2022).

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S-23-000778

State ex rel. Counsel for Discipline v. Bramblett

By order of Court re Motion to Withdraw

By order of the Court, Counsel for Discipline ordered to respond to the Motion to Withdraw as Counsel. Response due on or before November 28, 2023.