

NOTICE OF COMMENT PERIOD

The Nebraska Supreme Court Committee on Practice and Procedure submitted proposed amendments to Neb. Ct. R. § 6-1518 entitled “Appeals; statement of errors; mandate; bills of exceptions from other tribunals.” The Nebraska Supreme Court seeks public comment on the proposed amendments.

The Nebraska Supreme Court invites interested persons to comment on the proposed rule amendments. Anyone desiring to submit a public comment for the Supreme Court’s consideration should do so via email to wendy.wussow@nebraska.gov, with the following text listed in the email subject line: **Neb. Ct. R. § 6-1518 amendments**. Comments will be accepted through July 3, 2023.

The full text of the proposal is available below. To obtain a paper copy, please call the Clerk’s Office at 402-471-3731.

CHAPTER 6: TRIAL COURTS

....

Article 15: Uniform District Court Rules of Practice and Procedure.

....

§ 6-1518. Appeals; statement of errors; mandate; bills of exceptions from other tribunals.

(A) Bills of exceptions from county court. In appeals from the county court to the district court and where a bill of exceptions is requested to be prepared, the bill of exceptions filed in the county court proceeding shall be transmitted electronically from the county court to the district court and filed in the district court. Upon filing the bill of exceptions, the clerk of the district court shall send notice to the parties using JUSTICE procedures. The bill of exceptions shall be the official record of the proceedings and shall be considered by the district court without being offered and received in evidence.

(B) Statement of errors.

Within ~~40~~ 20 days of filing the bill of exceptions in an appeal to the district court, the appellant shall file with the district court a statement of errors which shall consist of a separate, concise statement of each error a party contends was made by the trial court. Each assignment of error shall be separately numbered and paragraphed. Consideration of the cause will be limited to errors assigned, provided that the district court may, at its option, notice plain error not assigned. This rule shall not apply to small claims appeals.

.....