

Court of Appeals of Nebraska  
Office of the Clerk

Minutes: April 25, 2024

Page:

1

A-23-000631

In re Interest of Tallulah J.

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 May Review Docket of the Nebraska Court of Appeals.

A-23-000632

In re Interest of Brexen K.

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 May Review Docket of the Nebraska Court of Appeals.

A-23-000776

State v. Christopher L Klipfel

Motion of Appellee to Extend Brief Date

Motion considered. By order of the Court, Appellee's FINAL brief date extended to May 28, 2024.

A-23-000788

In re Estate of Schaaf

ROD Mot. of Appellee for Summary Dismissal

Appellee's motion to dismiss is sustained. Appellant failed to even initiate a supersedeas bond with the county court, which is a requirement to pursue an appeal arising under the Nebraska Probate Code unless the party is an exempted party. See Neb. Rev. Stat. § 30-1601(3) (Cum. Supp. 2022). See also In re Trust Created by Isvik, 274 Neb. 525, 741 N.W.2d 638 (2007).

A-23-000956

State v. Jon P Puczylowski

Motion of Appellee to Extend Brief Date

Motion considered. By order of the Court, Appellee's FINAL brief date extended to May 24, 2024.

A-24-000037

State v. Barry G Neal

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. Horne, 315 Neb. 766, 1 N.W.3d 457 (2024).

A-24-000084

State v. Patrick J Wolfe

Motion of 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-24-000092

State v. Zhijun Xia

Court of Appeals of Nebraska  
Office of the Clerk

Minutes: April 25, 2024

Page:

2

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

A-24-000247

State v. Robert S Wigget Jr

ROD       Misc Submission to Court re Jurisdiction  
          Appeal dismissed for lack of jurisdiction. See Neb. Ct. R. App. P. §  
          2-107(A)(1). An order denying a request to disqualify prosecuting  
          counsel in a criminal case can be addressed in an appeal from the  
          final judgment of sentence. See State v. Edwards, 286 Neb. 404, 837  
          N.W.2d 81 (2013) (citing State v. Kinkennon, 275 Neb. 570, 747 N.W.2d  
          437 (2008)).

ORDERS TO SHOW CAUSE & AMENDED OPINIONS

A-24-000228

State v. Stewart O Newman

Order to Show Cause re Late BOE Request

A-24-000239

Bockelman v. Bockelman

Order to Show Cause re Late Payment BOE

A-24-000251

In re Guardianship of Tomas J.

Order to Show Cause re Late Payment BOE

Supreme Court of Nebraska  
Office of the Clerk

Minutes: April 25, 2024

Page:

1

S-11-000626

State ex rel. Counsel for Discipline v. Crawford  
Mot for Order Reinstating Respondent

Respondent's Motion for Reinstatement sustained. Respondent is ordered reinstated. Respondent is ordered to submit proof that she has completed an hour of Nebraska approved continuing legal education regarding the handling of client funds on or before December 31, 2024.

S-23-000289

Inland Insurance Company v. Lancaster County Board of Equalization  
Motion of Appellee for Rehearing

Supplemental Opinion: Former opinion (March 8, 2024) modified.  
Motion for rehearing overruled. Per Curiam.

S-23-000357

Saint James Apartment Partners LLC v. Universal Surety Company

ROD Submission to Court

Reversed and remanded. Freudenberg, Justice.

S-23-000400

Sulzle v. Sulzle

By order of the Court

By order of the Court, matter submitted without oral argument pursuant to Neb. Ct. R. App. P. § 2-111 (B) (1).

S-23-000473

Sulzle v. Sulzle

By order of the Court

By order of the Court, matter submitted without oral argument pursuant to Neb. Ct. R. App. P. § 2-111 (B) (1).

S-23-001027

State v. Andre D Robinson

ROD Mot. of Appellee for Summary Affirmance

Appellee's motion for summary affirmance sustained.

S-23-001027

State v. Andre D Robinson

Motion of Appellant Compel Dist Ct

Appellant's motion to compel overruled.

S-24-000061

State ex rel. Counsel for Discipline v. Gage

ROD Formal Charges

Judgment of disbarment. Per Curiam.