

Court of Appeals of Nebraska
Office of the Clerk

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A-23-000030

Preucil v. Preucil

Motion of Appellant for Attorney Fees

The motions for attorney fees filed by Appellant and Appellee are overruled. Each party shall pay their own attorney fees and costs incurred on appeal.

A-23-000030

Preucil v. Preucil

Motion of Appellee for Attorney Fees

The motions for attorney fees filed by Appellant and Appellee are overruled. Each party shall pay their own attorney fees and costs incurred on appeal.

A-23-000040

Knapp v. Knapp

Motion of Appellee for Attorney Fees

Appellee's motion for attorney fees is overruled. And although the court did take into consideration the minor correction noted in appellee's "Supplement to Motion for Attorney Fees," a moving party is generally not permitted to respond to another party's objection to a motion. See Neb. Ct. R. App. P. § 2-106(B)(2) (no response by moving party shall be allowed to response filed by any other party).

A-23-000311

State obo Dustin W. v. Trevor O.

Motion of Appellees for Attorney Fees

Appellee's motion for attorney fees is sustained, in part, in the amount of \$1,500.

A-23-000653

State v. Joseph S Ledgerwood

ROD Pet for Further Review Appellant & Brf

Petition of Appellant for further review denied.

A-23-000731

State v. Michael L Billie

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-23-000747

State v. Rylee Harris

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-23-000812

Donner v. Dinslage

Case Review re Rule 2-111 Submission

By order of the Court, matter submitted without oral argument pursuant

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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-23-001053

In re Adoption of Adriana L.

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

A-23-001053

In re Adoption of Adriana L.

Mot Appt for Affd to be Rec'd by Ct-PFR
Appellant's motion for affidavits to be received by the court as to petition for further review is overruled as moot.

A-23-001053

In re Adoption of Adriana L.

Mot Appt Accs Rec & Req file Rcplmt Brf
Appellant's motion for confidential transcript to be provided to counsel and request to file replacement brief in support of petition for further review is overruled as moot.

A-23-001053

In re Adoption of Adriana L.

Mot of Appellant for Confid Transcript
Appellant's motion for confidential transcript to be provided to counsel for preparation of brief in support of petition for further review is overruled as moot.

A-24-000071

State v. Jozef R McAllister

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

Motion of Appellant to Reconsider PFR
Appellant's motion to reconsider petition for further review overruled

A-24-000099

State v. Shawn M Howell

Motion of Appellant to Extend Brief Date
Motion considered. By order of the Court, Appellant's FINAL brief date extended to May 31, 2024.

A-24-000106

In re Interest of Alexander B.

Motion of Appellant to Extend Brief Date
Motion considered. By order of the Court, Appellant's FINAL brief date extended to June 3, 2024.

A-24-000115

In re Interest of Lukah C.

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Motion of Appellant to Extend Brief Date

Motion considered. By order of the Court, Appellant's FINAL brief date extended to June 5, 2024.

A-24-000263

State v. Jzaun Moore

By order of the Court BOE Prep Date

By order of the Court; time for preparation for bill of exceptions re-established to May 16, 2024.

A-24-000263

State v. Jzaun Moore

Brief Date Re-Established

Record preparation date having been re-established to May 16, 2024, Appellant's brief date extended to June 17, 2024.

A-24-000277

State v. Paul A Valverde

ROD

Misc Submission to Court re Jurisdiction

Appeal dismissed for lack of jurisdiction pursuant to Neb. Ct. R. App. P. § 2-107(A)(1). Appellant has not timely appealed from the district court's February 6, 2024, order denying postconviction relief. Further appellant has not appealed from the district court's March 6, 2024 order denying his motion to appeal in forma pauperis, nor has appellant paid a docket fee. See, Neb. Rev. Stat. § 25-2301.02 (Reissue 2016); Mumin v. Frakes, 298 Neb. 381, 904 N.W.2d 667 (2017) (when application to proceed in forma pauperis is denied, applicant can either proceed upon payment of fees, costs, or security, or appeal order denying in forma pauperis).

A-24-000282

Kilroy v. Kuldip Singh-Cheema Investment

Order to Show Cause re Jurisdiction

Cause having been shown, case to proceed.

A-24-000292

Meints v. City of Beatrice Nebraska

ROD

Misc Submission to Court re Jurisdiction

Appeal dismissed for lack of jurisdiction. See Neb. Ct. R. App. P. § 2-107(A)(1). Appellate jurisdiction cannot be created by voluntary dismissals without prejudice of unresolved claims. See e.g. Clason v. LOL Investments, 316 Neb. 91, 3 N.W.3d 94 (2024) (citing Smith v. Lincoln Meadows Homeowners Assn., 267 Neb. 849, 678 N.W.2d 726 (2004)).

A-24-000316

State v. Jennifer J Polyansky

By order of the Court

By order of the Court, trial court directed to rule upon motion for appointment of counsel previously filed in the trial court and/or to notify the Clerk of the Supreme Court of such ruling within 14 days of this order.

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ORDERS TO SHOW CAUSE & AMENDED OPINIONS

A-24-000279

State v. Todd Flodman

Order to Show Cause re Jurisdiction 5/9

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S-23-000365

State v. Mark A Haas II

Motion of Appellant to Continue OA

Motion of Appellant to continue oral argument sustained. Case to be placed on the next Proposed Call of the Nebraska Supreme Court to occur on August 27, 28, and 29, 2024.

S-24-000201

Gilbert v. Johnson

By order of the Court Brief Schedule

No stipulation having been filed by the parties, Appellant's brief shall be due on or before May 17, 2024, with Appellee's brief due June 17, 2024. Appellant's reply brief shall be due July 1, 2024, or ten days after Appellee's brief has been filed.