

Court of Appeals of Nebraska
Office of the Clerk

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A-25-000045

State v. Marquell M Buie

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

A-25-000059

Kudlacek v. Olson Zalewski Wynner

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

A-25-000386

State v. Wah K Say

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-25-000413

Beichle v. Rohrbough

Substitution of Counsel Appellees

Appellee's motion for substitution of counsel sustained. Alexandra M. Speakar shall be removed as counsel of record.

A-25-000619

Kitt v. Kitt

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-25-000898

Warner v. Estate of Warner

Motion Appe W/D Pleading Dismiss -Polack

Withdrawal of motion to dismiss by Appellee James Polack is moot.

A-25-000898

Warner v. Estate of Warner

Mot. Appes Sum. Dismissal - 7-8, & 10-11

Motion to dismiss filed by Appellees Newberry and Dorwart on March 17, 2026, are overruled. The notice of appeal filed on December 1, 2025, was timely. See Neb. Rev. Stat. § 25-2221(Cum. Supp. 2024) (computing time when federal holidays observed).

A-25-000898

Warner v. Estate of Warner

Mot. Appe Summary Dismissal -Polack

Motion to dismiss filed by Appellee Polack on March 10, 2026, overruled. The notice of appeal filed on December 1, 2025, was timely. See Neb. Rev. Stat. § 25-2221(Cum. Supp. 2024) (computing time when federal holidays observed).

A-26-000023

Smith v. Delmont

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

A-26-000040

State v. Arthur F Holloway Jr.

Motion of Appellant to Extend Brief Date

Pursuant to Neb. Ct. R. App. P. § 2-106(E) (2), Appellant's brief date extended to May 27, 2026.

A-26-000057

Plagge v. Plagge

Motion Appellee to Strike Appt Brief

Motion of Appellee to strike Appellant's brief overruled.

A-26-000108

State v. Nicole L Carter

Appellant's Replacement Brief Due

Pursuant to Neb. Ct. R. App. P. § 2-109(F), original brief of Appellant filed on April 9, 2026, is stricken. Replacement brief ordered and limited to correction of the following deficiencies: Neb. Ct. R. App. P. §§ 2-103(C) (2) regarding page numbering of the brief, 2-103(A) (3) regarding margins, 2-103(A) (3) regarding spacing, and 2-103(C) (4) regarding Certificate of Compliance. Replacement brief of Appellant is due on or before April 27, 2026. Failure of Appellant to file a timely replacement brief in compliance with this order and in accordance with the revised court rules effective January 1, 2022, shall subject Appellant to the issuance of a default notice. See Neb. Ct. R. App. P. § 2-110(A).

A-26-000109

State v. Nicole L Carter

Appellant's Replacement Brief Due

Pursuant to Neb. Ct. R. App. P. § 2-109(F), original brief of Appellant filed on April 9, 2026, is stricken. Replacement brief ordered and limited to correction of the following deficiencies: Neb. Ct. R. App. P. §§ 2-103(C) (2) regarding page numbering of the brief, 2-103(A) (3) regarding margins, 2-103(A) (3) regarding spacing, and 2-103(C) (4) regarding Certificate of Compliance. Replacement brief of Appellant is due on or before April 27, 2026. Failure of Appellant to file a timely replacement brief in compliance with this order and in accordance with the revised court rules effective January 1, 2022, shall subject Appellant to the issuance of a default notice. See Neb. Ct. R. App. P. § 2-110(A).

A-26-000159

State v. Ian R Toegan

Notice for Summary Reversal

Appellant's Notice of Summary Reversal received. As properly noted by Appellant, a party may not move for summary reversal; therefore, no action taken.

A-26-000189

Smith v. Yoder

ROD Misc Submission to Court re Jurisdiction

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Appeal dismissed for lack of jurisdiction. See Neb. Ct. R. App. P. § 2-107(A)(1). Appellant's March 13, 2026, notice of appeal was not filed within 30 days after the entry of the harassment protection order on February 10, 2026. See Neb. Rev. Stat. § 25-1912(1) (Cum. Supp. 2024).

A-26-000189

Smith v. Yoder

Mot of Appellee for Summary Dismissal

Appellee's motion for summary dismissal is overruled as moot.

A-26-000257

Mitchell v. Union Pacific Railroad Company

By Order of the Court re BOE Prep Date

Trial court having failed to send the request for preparation of bill of exceptions to the appellate court with the notice of appeal, record preparation date re-established to be June 10, 2026.

A-26-000257

Mitchell v. Union Pacific Railroad Company

Appellant Brief Date Re-Established

Record Preparation date having been re-established to June 10, 2026, Appellant's brief date re-established to be July 10, 2026.

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S-25-000553

State v. Latrail Washington, Jr.

Motion of Appt to Extend Brief Date

Motion of Appellant for brief date extension sustained. Pursuant to Neb. Ct. R. App. P. § 2-106(E)(3), Appellant's brief date extended to May 8, 2026.

S-25-000644

Mathiesen v. First Interstate Bank

Substitution of Counsel for Appellees

Motion for substitution of counsel sustained. Alexandra M. Speaker shall be removed as counsel of record.

S-25-000776

South Dakota Trust v. Nebraska Department of Revenue

Notice of Constitutional Question

By order of the Nebraska Supreme Court, case moved from Court of Appeals docket to Supreme Court docket.

S-25-000880

Thiele v. Select Medical Corporation

Motion of Appellee to Extend Brief Date

Pursuant to Neb. Ct. R. App. P. § 2-106(E)(2), Appellee's brief date extended to May 27, 2026.

S-26-000051

State v. Bailey M Boswell

Motion of Appt to Extend Brief Date

Motion of Appellant for brief date extension sustained. Pursuant to Neb. Ct. R. App. P. § 2-106(E)(3), Appellant's brief date extended to April 27, 2026.

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S-24-000881

State v. Christopher McKinney

ROD Submission to Court

Affirmed in part, and in part reversed and remanded for further proceedings. Cassel, Justice.

S-25-000405

State v. Jestin C Holland

ROD Submission to Court

Affirmed. Papik, Justice.