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A-25-000118

State v. Kidonnie R Smith

Motion of Appellant for Rehearing

Motion of Appellant for rehearing is overruled. Legality of search of automobile parked in driveway is dependent in part upon expectation of privacy to curtilage of home. See Collins v. Virginia, 584 U.S. 586, 138 S. Ct. 1663, 201 L. Ed. 2d 9 (2018) (case arises at intersection of two components of Court's Fourth Amendment jurisprudence: automobile exception to warrant requirement and protection extended to curtilage of a home).

A-25-000175

Mahler v. Mahler

Motion of Appellee for Attorney Fees

Motion of Appellee for attorney fees overruled.

A-25-000958

State v. Kenreese Dial

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.

A-25-000974

Schwartz v. Burton Enterprises, LLC

Motion of Appellee to Extend Brief Date

Motion considered; Appellee's brief date extended to 14 days after the court's ruling on Appellee's motion for summary dismissal.

A-26-000057

Plagge v. Plagge

ROD

Motion Appellee for Summary Affirmance

Motion of Appellee for summary affirmance is sustained. See Neb. Ct. R. App. P. § 2-107(B)(2). The responsibility for filing a bill of exceptions for appellate review rests with the appellant. William P. v. Jamie P., 313 Neb. 378, 984 N.W.2d 285 (2023). In the absence of a record of the evidence considered by the court, it is presumed on appeal that the evidence supports the trial court's orders and judgment. Id. This presumption becomes conclusive when the time for preparing, serving, settling, and filing a proper bill of exceptions has passed. Adkisson v. Gamble, 143 Neb. 417, 9 N.W.2d 711 (1943).

A-26-000058

Weers v. Weers

Appellant's Replacement Brief Due

Pursuant to Neb. Ct. R. App. P. § 2-109(F), original brief of Appellant filed on April 23, 2026, is stricken for failure to comply with brief formatting and content requirements as set out in Neb. Ct. R. App. P. §§ 2-103 and 2-109. Replacement brief of Appellant is due on or before May 11, 2026. Failure to file a timely replacement brief in compliance with this order may subject the case to dismissal. See Neb. Ct. R. App. P. § 2-110(A).

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A-26-000063

State v. Jessie J Jennings

Motion Apppe to Strike Appellant's Brief

Counsel for Appellee motion to strike Appellant's brief sustained.

A-26-000063

State v. Jessie J Jennings

Appellant Replacement Brief Due

Pursuant to Neb. Ct. R. App. P. § 2-109(F), original brief of Appellant filed on April 20, 2026, is stricken. Replacement brief ordered and limited to correcting the use of minor child's initials in lieu of full name. Replacement brief of Appellant is due on or before May 4, 2026. Failure to file a timely replacement brief in compliance with this order may subject the case to issuance of a default notice pursuant to Neb. Ct. R. App. P. § 2-110(A).

A-26-000163

Elhabbal v. Elhabbal

Motion Appt Extenion File Amended Brief

Motion of Appellant for extension of time references a motion filed on April 17, 2026, seeking leave to file replacement brief; however, no such filing was made in this case. Absent leave having been granted to file a replacement brief, Motion of Appellant for extension of time is overruled.

A-26-000239

In re Interest of Rozlyne M.

Misc Submission to Court re Jurisdiction

This matter is before this court in the course of a jurisdiction review. Appellant indicates that she is appealing the juvenile court's order of February 26, 2026, which order changed the permanency plan for Rozlyne M. to Another Planned Permanent Living Arrangement, with a concurrent plan of guardianship. The appealability of an order changing the permanency objective in a juvenile case is a fact-specific inquiry, and not always clear. See *In re Interest of Mercedes L.*, 26 Neb. App. 737, 923 N.W.2d 751 (2019) (citing *In re Interest of Tayla R.*, 17 Neb. App. 595, 767 N.W.2d 127 (2009)).

In addition, the February 26, 2026, order indicates that the parties' objections were to the concurrent plan for a guardianship. The record indicates that there were prior orders in place, from which no appeal was taken, that included a possible guardianship. A dispositional order which merely continues a previous determination is not an appealable order. *In re Interest of Tayla R.*, supra; *In re Interest of Sarah K.*, 258 Neb. 52, 601 N.W.2d 780 (1999).

For these reasons, each of the parties are directed to include a discussion in their respective briefs as to the appealability of the February 26, 2026, order.

A-26-000245

State v. Jose A Sanchez

Motion of Appellant to Extend Brief Date

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

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A-26-000246

Farrar v. Farrar

Motion of Appellant to Extend Brief Date

Motion of Appellant to extend brief date sustained, in part. Pursuant to Neb. Ct. R. App. P. § 2-106(E)(2), Appellant's brief date extended to June 10, 2026.

A-26-000305

State v. Jess T Lammers

By Order of Court re Consolidation

By Order of the Court, cases 26-305, 26-306, 26-307, 26-308, and 26-309 consolidated for briefing and disposition.

A-26-000306

State v. Jess T Lammers

By Order of Court re Consolidation

By Order of the Court, cases 26-305, 26-306, 26-307, 26-308, and 26-309 consolidated for briefing and disposition.

A-26-000307

State v. Jess T Lammers

By Order of Court re Consolidation

By Order of the Court, cases 26-305, 26-306, 26-307, 26-308, and 26-309 consolidated for briefing and disposition.

A-26-000308

State v. Jess T Lammers

By Order of Court re Consolidation

By Order of the Court, cases 26-305, 26-306, 26-307, 26-308, and 26-309 consolidated for briefing and disposition.

A-26-000309

State v. Jess T Lammers

By Order of Court re Consolidation

By Order of the Court, cases 26-305, 26-306, 26-307, 26-308, and 26-309 consolidated for briefing and disposition.

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S-25-000124

Morris v. Dall

Motion of Appellee Dall to Continue

Motion of Appellee to continue oral argument, filed after the commencement of the case's scheduled argument session, is overruled. The matter shall proceed to argument without Appellee's presence.

S-26-000096

State v. Jack E Harris

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 29, 2026.

S-26-000096

State v. Jack E Harris

Motion to Withdraw Soucie for Appt

Supplemental transcript considered. Terminations of prior appointments of attorneys Gerald Soucie and Joe Howard, sustained. Order appointing Brian Munnelly as sole replacement counsel for Appellant noted.