

Court of Appeals of Nebraska
Office of the Clerk

Minutes: May 19, 2026

Page:

1

A-25-000213

State v. Fredrick C Crouse

ROD Submitted to Court without Oral Argument
Affirmed. Bishop, Judge. See Memorandum Web Opinion.

A-25-000216

Reilly v. Pansing Hogan Ernst & Bachman

ROD Submission to Court
Affirmed. Riedmann, Chief Judge. (P)

A-25-000287

State v. Dech Gach

ROD Submission to Court
Affirmed. Pirtle, Judge. See Memorandum Web Opinion.

A-25-000291

Bridgewater Homes, LLC v. Woodsonia Acquisitions, LLC

ROD Submitted to Court without Oral Argument
Affirmed. Welch, Judge. See Memorandum Web Opinion.

A-25-000441

Hohenstein v. Vidal

ROD Submitted to Court without Oral Argument
Affirmed in part, and in part reversed and remanded for further proceedings. Moore, Judge. See Memorandum Web Opinion.

A-25-000552

State v. Santos Renteria-Delgado

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 September Proposed Call of the Nebraska Court of Appeals.
(Corrected).

A-25-000560

Larr v. Larr

ROD Submitted to Court without Oral Argument
Affirmed. Pirtle, Judge. See Memorandum Web Opinion.

A-25-000709

State v. Storm M Peterson

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 September Proposed Call of the Nebraska Court of Appeals.

A-25-000769

State v. Austin J Meyn

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

A-25-000770

State v. Austin J Meyn

Court of Appeals of Nebraska
Office of the Clerk

Minutes: May 19, 2026 Page: 2
ROD Petition of Appellant for Further Review
Petition of Appellant for further review denied.

A-25-000775
State v. Jefferey R Wolfe
ROD Submission to Ct., re Plea
Affirmed. Pirtle, Judge. See Memorandum Web Opinion.

A-25-000893
State v. Jesse J Widick
Motion of Appellant to Expand Word Limit
Motion sustained; Appellant's brief word limit expanded to 16,704 words. Appellant's brief accepted as filed.

A-25-000934
State v. Anthony A Mattison
Petition Appt Bypass Court Appeals
Petition of Appellant to bypass review by the Court of Appeals denied.

A-25-000963
Posey v. Cao
Motion of Appellee to Extend Brief Date
Pursuant to Neb. Ct. R. App. P. § 2-106(E)(2), Appellee's brief date extended to June 22, 2026.

A-26-000188
Blume v. Blume
By Order of Court re Record Prep Date
Motion for leave to file request for bill of exceptions having been sustained and said request having been filed on May 18, 2026, record preparation date extended to July 6, 2026.

A-26-000188
Blume v. Blume
Appellant's Brief Date Extended
By order of the Court, record preparation date having been extended to July 6, 2026, Appellant's brief date extended to August 5, 2026.

A-26-000197
Martinez v. Martinez
Neb. Ct. R. App. P. § 2-105(C)(5) Notice
Pursuant to Neb. Ct. R. App. P. § 2-105(C)(5), notice is hereby provided that the appellate court has not received the bill of exceptions by the due date, certification of no record by the clerk or court reporting personnel, or a request by court reporting personnel for an extension of time to prepare the bill of exceptions. Bill of exceptions was due May 18, 2026.

A-26-000379
Smith v. Millard Gutter Company
ROD Misc Submission to Court re Jurisdiction
Appeal dismissed for lack of jurisdiction. See Neb. Ct. R. App. P. § 2-107(A)(1). The orders entered by the district court indicate a disposition of all the claims of all of the parties except for the

Court of Appeals of Nebraska
Office of the Clerk

Minutes: May 19, 2026

Page: 3

plaintiffs' claim for monetary damages, including general, incidental, and consequential damages. Without a disposition of all the claims of all the parties, this court lacks jurisdiction to hear the appeal. See Neb. Rev. Stat. § 25-1315(1) (Reissue 2016). See e.g. Continental Indem. Co. v. Starr Indem. & Liab. Co., 320 Neb. 574, 28 N.W.3d 843 (2025). See also Gillpatrick v. Sabatkarine, 297 Neb. 880, 902 N.W.2d 115 (2017) (discussing whether unaddressed request for attorney fees in order constitutes appealable order).

Supreme Court of Nebraska
Office of the Clerk

Minutes: May 19, 2026

Page:

1

S-25-000437

Slosburg v. Nebraska Department of Revenue

By order of the Court re Supp Briefing

By order of the Court, parties are ordered to submit supplemental
briefs no later than June 3, 2026, and may not exceed 7,500 words.
See order.

IN THE SUPREME COURT OF THE STATE OF NEBRASKA

Richard and Ellen Slosburg,)
)
 Appellants,)
)
 v.)
)
 Nebraska Department of)
 Revenue and James Kamm, in)
 his official capacity as)
 Nebraska Tax Commissioner,)
)
 Appellees.

No. S-25-0437.

ORDER FOR
SUPPLEMENTAL BRIEFING

FILED

MAY 19 2026

NEBRASKA SUPREME COURT
COURT APPEALS

The parties are ordered to submit supplemental briefs addressing the following issues:

1. Before any court can determine the constitutionality of a tax statute, the court must have subject matter jurisdiction.¹ As a general principle, the proper means for challenging the constitutionality of a tax statute is a declaratory judgment action under Neb. Rev. Stat. § 25-21,149 (Reissue 2016).² Did the petition for judicial review filed by appellants May 7, 2024, confer subject matter jurisdiction on the district court to determine the constitutionality of any tax statute?

2. Neb. Rev. Stat. § 77-27,135.01 (Reissue 2018) provides that: "Any decision by a court of competent jurisdiction that a tax exemption or reduction or other special preference provided to an activity by the Nebraska Revenue Act of 1967 is unconstitutional for any reason shall result in the prospective or retroactive taxation of such activity and not the nontaxation of other activity." What impact, if any, does this statute have on the relief being requested by appellants?

Such briefs are due no later than June 3, 2026, and may not exceed 7,500 words.

Dated this 19th day of May 2026.



BY THE COURT:

Chief Justice Jeffrey J. Funke

¹ See *Trumble v. Sarpy County Board*, 283 Neb. 486, 495, 810 N.W.2d 732, 740 (2012).

² *Id.*