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A-24-000818

Millard Gutter Company v. Farmers Mutual Insurance
Motion of Appellant for Rehearing
Motion of Appellant for rehearing overruled.

A-25-000568

State v. Vincent R Nagel
ROD Petition of Appellant for Further Review
Petition of Appellant for further review denied.

A-25-000569

State v. Vincent R Nagel
ROD Petition of Appellant for Further Review
Petition of Appellant for further review denied.

A-25-000622

Erpelding vs Southall
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-25-000915

Citro v. Citro
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-26-000016

State v. John S Hochstetler
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 affirmance.

A-26-000041

State v. Levi R McAlevy
By Order of Court re Bill of Exceptions
A "Supplement" bill of exceptions is pending acceptance in this court; further action is required by the parties and the court reporter. The notice of appeal and requests for a bill of exceptions and transcript in this case were filed on January 16, 2026. A post-appeal hearing pursuant to Neb. Ct. R. App. P. § 2-105(G) (amendments to bill of exceptions) took place in the district court on February 25, 2026, regarding the replacement of allegedly missing exhibits 24-26 in the bill of exceptions. No written agreement is contained in the record before this court indicating the parties' agreement to amend the bill of exceptions. In accordance with § 2-105(G), if the parties entered into a written agreement to amend the bill of exceptions, the agreements "shall be included with the amended bill of exceptions"; if the proposed amendments are not agreed to by the parties, "the matter shall be heard and decided by the trial court after such notice as the court shall direct." In case of disagreement between the

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parties, the bill of exceptions can be amended by order of the district court prior to the time the case is submitted to the appellate court. See Millennium Laboratories v. Ward, 289 Neb. 718, 857 N.W.2d 304 (2014). "The order of the trial court shall be transmitted by supplemental transcript." § 2-105(G)(3). No such order has been transmitted by supplemental transcript to this court; accordingly, the parties shall have 7 days to effectuate the same. Also, the title page of the "Supplement" does not reflect the proper hearing date and should be corrected. Further, the three bill of exceptions volumes containing testimony which were filed on March 11, 2026, are not in compliance with Neb. Ct. R. App. P. § 2-105.01 and should be replaced with one testimony volume, or alternatively, be labeled Volumes 1, 2, and 3, and the remaining volumes renumbered accordingly. The Clerk of the Supreme Court/Court of Appeals is directed to electronically deliver this order to all parties and the court reporter.

A-26-000111

Wiley v. Innovative Homes & Design Inc

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 preparation date was June 11, 2026.

A-26-000150

State v. Samuel A Nelson

ROD Mot. of Appellee for Summary Affirmance

Motion of Appellee for summary affirmance sustained. See Neb. Ct. R. App. P. § 2-107(B)(2). Sentence imposed did not constitute an abuse of discretion. See State v. Jones, 318 Neb. 840, 19 N.W.3d 499 (2025) (absent abuse of discretion by trial court, appellate court will not disturb sentence imposed within statutory limits).

A-26-000181

Nichols v. Nichols

Motion of Appellant to Extend Brief Date

Pursuant to Neb. Ct. R. App. P. § 2-106(E)(2), Appellant's brief date extended to June 17, 2026.

A-26-000257

Mitchell v. Union Pacific Railroad Company

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 June 10, 2026.

A-26-000284

BV Builders LLC v. Cline Williams et al.

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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 on June 12, 2026.

A-26-000312

State v. Christal M Hiles

Neb. Ct. R. App. P. § 2-105(C)(5) Notice

SECOND NOTICE Bill of exceptions was due on June 8, 2026 and the first notice was sent on June 9, 2026. Pursuant to Neb. Ct. R. App. P. § 2-105(C)(5), 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.

A-26-000330

State obo Savonah C. et al. v. Joshua C.

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 preparation date was June 11, 2026.

A-26-000399

Schramm v. Schramm

Notice of Payment of Estimated B/E Costs

Payment for bill of exceptions estimate made June 1, 2026, accepted. Preparation of bill of exceptions may proceed.

A-26-000413

State v. Jaxyn P Barrett

Neb. Ct. R. App. P. § 2-105(C)(5) Notice

SECOND NOTICE Bill of exceptions was due on June 8, 2026 and the first notice was sent on June 9, 2026. Pursuant to Neb. Ct. R. App. P. § 2-105(C)(5), 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.

ORDERS TO SHOW CAUSE & AMENDED OPINIONS

A-26-000432

State v. William W Schippert

Order to Show Cause re: Jurisdiction

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S-25-000966

State v. Lashawna M Saunsoci .

Case ordered moved to Sup. Ct. docket

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

IN THE NEBRASKA COURT OF APPEALS

State of Nebraska,)	No. A-26-432.
)	
Appellee,)	
)	
v.)	ORDER TO SHOW CAUSE
)	
William W. Schippert,)	
)	
Appellant.)	

This matter is before us for purposes of jurisdictional review. The poverty affidavit filed by the appellant on May 11, 2026, does not show the complete notarial seal and signature of the notary, as required by Neb. Rev. Stat. § 64-210(1) and (2) (Reissue 2018). See, *State v. Guardiola*, 32 Neb. App. 915, 8 N.W.3d 253 (2024); *State v. Haase*, 247 Neb. 817, 530 N.W.2d 617 (1995).

The appellant has 10 days to provide this court with an affidavit attesting that the notary was a duly qualified notary public in the State of Nebraska at the time of the signing and confirm that the affiant appeared before the notary, attested to the truth of his statements, and signed the affidavit.

Failure to respond shall be cause for this appeal to be summarily dismissed pursuant to Neb. Ct. R. App. P. § 2-107(A)(1).

Dated this 15th day of June, 2026.

BY THE COURT:



Tricia A. Freeman, Judge

FILED
JUN 15 2026
 NEBRASKA SUPREME COURT
 COURT APPEALS



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