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A-25-000510

Swanson v. Swanson

ROD Submission to Court

Reversed and vacated, and cause remanded for further proceedings.
Freeman, Judge. (P)

A-25-000602

State v. Shane M Powers

By order of the Court

By order of the Court, matter removed from the Court of Appeals
September Review Docket and placed on the Court of Appeals Call for
oral argument to be heard on Wednesday, September 16, 2026, at 10:00
a.m. in the Court of Appeals Courtroom, Lincoln, Nebraska.

A-25-000625

Vollman v. Vollman

ROD Submitted to Court without Oral Argument

Affirmed. Bishop, Judge. See Memorandum Web Opinion.

A-25-000678

In re Interest of Nayomi D. & Nyema D.

ROD Submitted to Court without Oral Argument

Affirmed. Bishop, Judge. See Memorandum Web Opinion.

A-25-000893

State v. Jesse J Widick

Motion of Appt Expand Brief Word Count

Motion sustained; Appellant's brief word limit expanded to 19,518
words to accomodate their reply brief. Appellant's reply brief
accepted as filed.

A-26-000293

State v. Joshua T Bruning

ROD Appellee Suggestion of Remand

Appellee's suggestion of remand is sustained, sentence is vacated, and
cause remanded to the district court for resentencing before a
different judge on Appellant's conviction for DUI, third offense,
aggravated, a Class IIIA felony. The State breached the plea agreement
and Appellant preserved his remedy of specific performance available
on appeal. See State v. Lara, 315 Neb. 856, 2 N.W.3d 1 (2024) (courts
will not read implied terms into plea agreements, instead enforce only
terms and conditions agreed upon by parties.

A-26-000408

Cruz v. Kiewit Corporation

Stip. for Appt to Extend Brief Date

Pursuant to Neb. Ct. R. App. P. § 2-106(E)(2), Appellant's brief date
extended to September 21, 2026.

A-26-000463

State v. Markezz D Carter

Motion of Appellant to Extend Brief Date

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

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extended to September 14, 2026.

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A-26-000508

State v. Roberto Dominguez-Gutierrez

STRICKEN - Brief of Appellant

Pursuant to Neb. Ct. R. App. P. § 2-109(F), original brief of Appellant filed on August 10, 2026, is stricken. Replacement brief ordered and limited to correction of the following deficiencies: Neb. Ct. R. App. P. §§ 2-103(A)(3) regarding margins and spacing; 2-103(C)(2) regarding page numbering for briefs; and 2-103(C)(4) regarding the certificate of compliance. Replacement brief of Appellant is due on or before August 14, 2026. Failure to file a timely replacement brief complying with this order may subject the appeal to dismissal. See Neb. Ct. R. App. P. § 2-110(A). {Corrected Entry}.

A-26-000540

State v. Paul D Brooks

Motion of Appellant to Extend Brief Date

Pursuant to Neb. Ct. R. App. P. § 2-106(E)(2), Appellant's brief date extended to September 11, 2026.

A-26-000591

In re Estate of Froemke

ROD

Misc Submission to Court re Jurisdiction

Appeal dismissed for lack of jurisdiction pursuant to Neb. Ct. R. App. P. § 2-107(A)(1). The denial of a motion to recuse is generally not final and appealable in its own right. See In re Michael N., 302 Neb. 652, 925 N.W.2d 51, (2019); State of Florida v. Countrywide Truck Ins. Agency, 270 Neb. 454, 703 N.W.2d 905 (2005); State v. Sklenar, 269 Neb. 98, 690 N.W.2d 631 (2005). Furthermore, one who is not an attorney may not represent others in legal proceedings, nor may such a person practice law for others. As there is no indication in Appellant's filings throughout the case that she is an attorney or otherwise has authority to represent the estate in this appeal, her appeal may be a nullity. See, e.g., Kelly v. Saint Francis Medical Center, 295 Neb. 650, 889 N.W.2d 613 (2017), Waite v. Carpenter, 1 Neb. App. 321, 496 N.W.2d 1 (1992).

A-26-000606

In re Guardianship of Cambrie B.

ROD

Misc Submission to Court re Jurisdiction

Appeal dismissed for lack of jurisdiction. See Neb. Ct. R. App. P. § 2-107(A)(1). Appellant has not properly perfected an appeal from any final order in the case. See Neb. Rev. Stat. § 25-1912(1) (Cum. Supp. 2024), requiring a notice of appeal and proper poverty affidavit filed within 30 days of a final judgment or order. See State v. Guardiola, 32 Neb. App. 915, 8 N.W.3d 253 (2024) (authentication of poverty affidavit by notary public and timeliness of document's filing are jurisdictional issues).

A-26-000617

Elhabbal v. Elhabbal

Misc. Submission to Court - Jurisdiction

This matter is before us on jurisdictional review. In light of the

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pending appeal at A-26-138, the parties are directed to address in their briefing whether the district court retained jurisdiction to address Appellant's motions, and hence, whether this court has jurisdiction. See Bayliss v. Bayliss, 8 Neb. App. 269, 592 N.W.2d 165 (1999) (once appeal has been perfected, trial court has no jurisdiction to determine any issue regarding subject matter of litigation. Where trial court lacks jurisdiction, so too does an appellate court).

ORDERS TO SHOW CAUSE & AMENDED OPINIONS

A-26-000011

State v. Catherine A Hempfling

Order to Show Cause re Mootness 8/18

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S-25-000395

State v. Majdal K Elias

By order of the Court re Supp Briefing

Ruling on motion of appellant for remand deferred until plenary submission of appeal. Parties allowed to submit supplemental briefs on or before August 25, 2026, limited to 3,000 words, addressing the impact, if any, of the recent opinion of the Supreme Court of the United States in *Chatrue v. United States*, 609 U.S. ____ (2026), on this appeal.

IN THE NEBRASKA COURT OF APPEALS

FILED
AUG 11 2026
NEBRASKA SUPREME COURT
COURT APPEALS

State of Nebraska,

Appellee,

v.

Catherine A. Hempfling,

Appellant.

No. A-26-011

ORDER TO SHOW CAUSE

Appellant Catherine A. Hempfling is ordered to show cause why her claim of an alleged excessive sentence is not moot. On December 8, 2025, Hempfling was sentenced to 365 days in jail and was to receive 21 days' credit for time served. The Gage County District Court informed her that, assuming no loss of good time, she would be eligible for release in approximately 169 days. By our calculation, Hempfling would have been eligible for release on or around May 26, 2026. We direct the parties to advise this court whether Hempfling remains incarcerated. Failure to respond will be cause for this court to consider the issue moot. See *State v. Campbell*, 24 Neb. App. 861, 900 N.W.2d 556 (2017) (holding excessive sentence claim moot where appellant has served sentence).

Accordingly, Hempfling must show cause within 7 days of this order why her claim of an alleged excessive sentence is not moot. The Clerk of the Supreme Court/Court of Appeals is directed to serve a copy of this order on the appellant and the attorneys of record.

Dated this 11 day of August, 2026.

BY THE COURT:



Riko Bishop, Judge



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