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A-24-000506

Perry v. Bottlinger

ROD Motion of Appt Ext Brf in Support  
Motion of Appellant to extend time to file brief in support of petition for further review overruled. See Neb. Ct. R. App. P. § 2-102(F) (1).

A-25-000477

Walls v. Metropolitan Utilities District of Omaha

Replacement Reply Brief Due

Appellant has failed to file a certificate of compliance stating the word count as required by Neb. Ct. R. App. P. 2-103(C)(4) and ordered by this court on January 6, 2026. Accordingly, reply brief stricken and appellant is ordered to file a replacement reply brief with a certificate of compliance in accordance with Neb. Ct. R. App. P. § 2-103(C)(4) within 5 days. No extension shall be granted without exceptional cause.

A-25-000492

In re Interest of Kingston S.

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 February Review Docket of the Nebraska Court of Appeals.

A-25-000579

State v. Elliot J Johannsen

Appellant's Replacement Brief Due

Pursuant to Neb. Ct. R. App. P. § 2-109(F), original brief of Appellant filed on January 16, 2026, is stricken. Replacement brief ordered and limited to correction of the following deficiencies: Neb. Ct. R. App. P. §§ 2-103 and 2-109. Replacement brief of Appellant is on or before February 6, 2026. Failure of Appellant to file a timely replacement brief in compliance with this order shall subject Appellant to the issuance of a default notice. See Neb. Ct. R. App. P. § 2-110(A).

A-25-000703

State v. Zachery M Gallagher

ROD Mot. of Appellee for Summary Affirmance

Appellee's motion for summary affirmance pursuant to Neb. Ct. R. App. P. § 2-107(B)(2) is sustained; judgment affirmed. Appellant's sentence is within the statutory range and there was no abuse of discretion by the trial court. See, State v. Rivera Meister, 318 Neb. 164, 14 N.W.3d 1 (2024) (no abuse of discretion in sentence imposed when review of record shows sentencing court considered all relevant sentencing factors and did not consider any inappropriate factors); 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-25-000820

State v. Richard Martinson

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ROD Motion of Appt to Dismiss Appeal  
Response having been waived by Appellee, motion of Appellant to dismiss appeal sustained pursuant to Neb. Ct. R. App. P. § 2-108(F). Mandate to issue accordingly forthwith.

A-25-000886

State v. Steven F Danon

Motion of Appellant for Rehearing

Appellant's motion for rehearing is overruled. See State v. Greer, 309 Neb. 667, 962 N.W.2d 217 (2021) (in forma pauperis appeal is perfected when appellant timely files notice of appeal and proper affidavit of poverty).

A-25-000889

State v. Thomas A Warnke

ROD Misc Submission to Court re Jurisdiction

Appeal dismissed for lack of jurisdiction. See Neb. Ct. R. App. P. § 2 107(A)(1). In a criminal case, the final judgment is the sentence. State v. Boone, 314 Neb. 622, 992 N.W.2d 451 (2023). The appeal is prematurely filed as this matter is ongoing.

A-25-000890

State v. Thomas Warnke

ROD Misc Submission to Court re Jurisdiction

Appeal dismissed for lack of jurisdiction. See Neb. Ct. R. App. P. § 2 107(A)(1). In a criminal case, the final judgment is the sentence. State v. Boone, 314 Neb. 622, 992 N.W.2d 451 (2023). The appeal is prematurely filed as this matter is ongoing.

A-25-000940

O'Toole v. Nebraska Department of Correctional Services

ROD Misc Submission to Court re Jurisdiction

Appeal dismissed for lack of jurisdiction. See Neb. Ct. R. App. P. § 2-107(A)(1). Appellant's notice of appeal was not filed within 30 days following the district court's entry of its order denying in forma pauperis status on October 28, 2025. See Neb. Rev. Stat. § 25-1912(1) (Cum. Supp. 2024).

A-25-000946

State v. Juan J Contreras

Motion of Appellant to Extend Brief Date

Pursuant to Neb. Ct. R. App. P. § 2-106(E)(2), Appellant's brief date extended to February 25, 2026.

A-25-000988

Wilczewski v. Wilcox

Order to Show Cause Late BOE Request

Appellant's motion for leave to file a praecipe for a bill of exceptions is denied as moot.

A-25-000988

Wilczewski v. Wilcox

ROD Misc Submission to Court re Jurisdiction

Appeal dismissed for lack of jurisdiction. See Neb. Ct. R. App. P. § 2

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107(A)(1). The district court entered judgment in favor of the plaintiff on September 23, 2025. The clerk's certificate indicates that a motion to alter or amend judgment was filed on September 29, but there has been no disposition of such motion. When a motion terminating the 30-day appeal period is filed, a notice of appeal filed before the court announces its decision upon the terminating motion has no effect and an appellate court acquires no jurisdiction. *State v. Bellamy*, 264 Neb. 784, 652 N.W.2d 86 (2002).

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S-23-000947

Perkins v. RMR Building Group  
ROD Submission to Court  
Reversed and remanded with direction. Bergevin, Justice.  
Miller-Lerman, Justice, not participating.

S-24-000255

In re Application for Appointment of Trustee, DeeAnn C. Stover  
Trustee's Sixth Report

Report approved. Clerk directed to file Trustee's report dated January 21, 2026. Trustee directed to advise the Court in her next report regarding the extent of definitive ownership of the funds in Trust. As to funds for which ownership is clear, Trustee should propose distributions. As to any other funds, Trustee should proceed by interpleader in an appropriate trial court. Next report due on or before April 28, 2026.

S-24-000530

State v. James A Wilson  
ROD Submission to Court  
Affirmed. Papik, Justice.

S-24-000907

State v. Stuart D Howard  
ROD Submission to Court  
Affirmed. Cassel, Justice. Freudenberg and Bergevin, Justices, not participating. See Memorandum Opinion.

S-25-000084

General Motors, LLC v. NE Motor Vehicle Industry Licensing Board  
Replacement Brief Order - Appellee State  
By order of the Court, Respondent-Appellee Nebraska Motor Vehicle Industry Licensing Board ordered to file a replacement brief in conformity with Neb. Ct. R. App. P. §§ 2-103 and 2-109 on or before January 30, 2026. Said Appellee's brief filed January 21, 2026 in response to this Court's January 15, 2026 Order is hereby stricken pursuant to Neb. Ct. R. App. P. § 2-109(F).

S-25-000300

State v. Zachary S Reeves  
Case ordered moved to Sup. Ct. docket  
By order of the Nebraska Supreme Court, case moved from Court of Appeals docket to Supreme Court docket.

S-25-000301

State v. Zachary S Reeves  
Case ordered moved to Sup. Ct. docket  
By order of the Nebraska Supreme Court, case moved from Court of Appeals docket to Supreme Court docket.

S-25-000553

State v. Latrail Washington, Jr.  
By Order of Court re 3rd Replacement BOE

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Tendered replacement bill of exceptions considered. Upon review, the bill of exceptions transferred from the trial court does not comply with Neb. Ct. R. App. P. §§ 2-105.01 and 2-105.02. See deficiency listing. Said bill of exceptions is declined and ordered removed from the trial court's register of actions. Court reporting personnel directed to file a replacement bill of exceptions compliant with Nebraska Court Rules of Appellate Practice within 10 days of the issuance of this order.

S-25-000759

State v. Tyrice J. Coleman

By order of the Court 2nd Rplcmt BOE

Tendered bill of exceptions considered and deemed not compliant with Neb. Ct. R. App. P. § 2-105.01 and 2-105.02. Said bill of exceptions ordered removed from the trial court's register of actions. Court reporting personnel directed to file a replacement bill of exceptions compliant with Nebraska Court Rules of Appellate Practice within ten days of the issuance of this order. See attached list of deficiencies to be corrected.