

Court of Appeals of Nebraska
Office of the Clerk

Minutes: June 24, 2026

Page:

1

A-25-000591

Millard Gutter Company v. State Farm Fire and Casualty Company
Mot Appt to Extend Reply Brief Date
Motion of Appellant to extend reply brief overruled.

A-25-000756

State v. Jesse J Wilson
Motion of Appellant to Request Bond
Appellant's motion requesting bond overruled without prejudice to
seeking relief in the trial court.

A-25-000841

State v. Christopher M Payne
Motion of Appellee to Extend Brief Date
Pursuant to Neb. Ct. R. App. P. § 2-106(E)(3), Appellee's brief date
extended to July 22, 2026.

A-25-000861

Mines v. Prante-Ballue
Motion Appt Emergency Temp Relief
Motion of Appellant for emergency temporary relief pending appeal is
overruled without prejudice to seeking relief in the trial court. See
Neb. Rev. Stat. § 42-351.

A-25-000910

State v. Corey R Miller
Motion of Appellee to Extend Brief Date
Pursuant to Neb. Ct. R. App. P. § 2-106(E)(3), Appellee's brief date
extended to July 22, 2026.

A-25-000928

State v. Keith T Lassiter
Motion of Appellee to Consolidate
By Order of the Court; cases 25-0928, 25-0929 and 25-0930 consolidated
for briefing and disposition.

A-25-000929

State v. Keith T Lassiter
Motion of Appellee to Consolidate
By Order of the Court; cases 25-0928, 25-0929 and 25-0930 consolidated
for briefing and disposition.

A-25-000930

State v. Keith T Lassiter
Motion of Appellee to Consolidate
By Order of the Court; cases 25-0928, 25-0929 and 25-0930 consolidated
for briefing and disposition.

A-25-000963

Posey v. Cao
Motion of Appellee to Extend Brief Date
Pursuant to Neb. Ct. R. App. P. § 2-106(E)(3), Appellee's brief date
extended to July 22, 2026.

Court of Appeals of Nebraska
Office of the Clerk

Minutes: June 24, 2026

Page:

2

A-25-000974

Schwartz v. Burton Enterprises, LLC
Mot. of Appellee for Summary Dismissal
Appellee's motion for summary dismissal is overruled without prejudice to either party including in their briefing to this court any further authority and discussion related to the parties' standing on appeal. As indicated in this court's April 27, 2026, order, Appellee's brief date is extended to 14 days after entry of this order.

A-26-000015

State v. Shelby Irish
Motion of Appellee to Extend Brief Date
Pursuant to Neb. Ct. R. App. P. § 2-106(E)(3), Appellee's brief date extended to July 22, 2026. No further extensions will be allowed.

A-26-000037

State v. Rhett L Paul Sr
Motion of Appellant to Dismiss Appeal
Motion of Appellant to dismiss appeal overruled. See State v. Schnell, 17 Neb. App. 211 (2008).

A-26-000040

State v. Arthur F Holloway Jr.
Motion of Appellant to Extend Brief Date
Appellant's motion sustained, in part. Pursuant to Neb. Ct. R. App. P. § 2-106(E)(4), Appellant's brief date extended to July 16, 2026. No further extensions will be allowed.

A-26-000041

State v. Levi R McAlevy
Ruling Reserved on Motion to Withdraw
Motion to withdraw as counsel by attorney Shaw considered and held under advisement. Attorney Shaw directed to file for withdrawal as counsel, and if appropriate, for appointment of replacement counsel, with the trial court. Upon supplementation of appellate record showing trial court order ruling on attorney Shaw's motion to withdraw as counsel, attorney Shaw's motion to withdraw as counsel filed in this court will be reconsidered. Motion will be overruled without further notice if appellate record is not supplemented as indicated within seven days.

A-26-000041

State v. Levi R McAlevy
Motion of Appellant to Extend Brief Date
Pursuant to Neb. Ct. R. App. P. § 2-106(E)(2), Appellant's brief date extended to August 5, 2026.

A-26-000042

State v. Johnny Hawkins Jr
Ruling Reserved re Motion to Withdraw
Motion to withdraw as counsel by attorney Strigenz considered and held under advisement. Attorney Strigenz directed to file for withdrawal as counsel, and if appropriate, for appointment of replacement counsel,

Court of Appeals of Nebraska
Office of the Clerk

Minutes: June 24, 2026

Page: 3

with the trial court. Upon supplementation of appellate record showing trial court order ruling on attorney Strigenz's motion to withdraw as counsel, attorney Strigenz 's motion to withdraw as counsel filed in this court will be reconsidered. Motion will be overruled without further notice if appellate record is not supplemented as indicated within seven days. Supplemented motion to withdraw shall show compliance with client notice requirements of Neb. Ct. R. App. § 2-106(F).

A-26-000078

Coy v. Coy

Motion Appt Leave File Brf Out of Time

Appellant's "Motion for Leave to File Appeal Documents Out of Time" is construed as a motion for rehearing regarding the dismissal of this appeal for failure to file a brief; Appellant's motion was filed within ten countable days of this court's May 13, 2026, order dismissing the appeal. See Neb. Ct. R. App. P. § 2-113(A) (rev. 2022) (motion for rehearing must be filed within ten days after order of court disposing of appeal). Appellant's motion is sustained to allow for reinstatement of the appeal and is limited to allowing the late filing of Appellant's brief, which Appellant has represented is completed and ready to file. Appellant shall file his brief within seven days of entry of this order, and failure to do so shall result in the dismissal of the appeal without further notice.

A-26-000102

Ontiveros v. Jeffreys

Motion of Appellee to Extend Brief Date

Pursuant to Neb. Ct. R. App. P. § 2-106(E)(2), Appellee's brief date extended to July 27, 2026.

A-26-000113

Badeer v. Badeer

Motion of Appellee for Brief Extension

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

A-26-000119

State v. Christopher W Heywood

Motion of Appellant to Extend Brief Date

Motion of Appellant for brief date extension sustained. Pursuant to Neb. Ct. R. App. P. § 2-106(E)(3), Appellant's brief date extended to July 22, 2026. No further extensions will be allowed.

A-26-000121

Kelly v. City of Beaver City, Nebraska

Motion of Appellant to Extend Brief Date

Motion of Appellant for brief date extension sustained. Pursuant to Neb. Ct. R. App. P. § 2-106(E)(3), Appellant's brief date extended to July 27, 2026.

A-26-000156

DeVilliers v. Miller

ROD APPT Default Notice

Court of Appeals of Nebraska
Office of the Clerk

Minutes: June 24, 2026

By order of the Court, appeal dismissed for failure to file briefs
pursuant to Neb. Ct. R. App. P. § 2-110(A); mandate to issue
accordingly. Page: 4

A-26-000195

In re Estate of Sostad

ROD Motion of Appellant to Dismiss Appeal
No objections having been filed by Appellees, motion of Appellant to
dismiss appeal sustained; appeal dismissed; mandate to issue
accordingly.

A-26-000246

Farrar v. Farrar

ROD Motion Appellant to Dismiss Appeal
Motion of Appellant to dismiss appeal sustained; appeal dismissed;
mandate to issue accordingly.

A-26-000266

Fitzpatrick v. Frasier

Mot of Appt to Extend Rplcmt Brief Date
Appellant's motion to extend replacement brief considered and
sustained; Appellant's replacement brief date extended to July 24,
2026. No further extensions will be allowed. Failure to file brief by
said date subjects Appellant to the issuance of a default notice
and/or dismissal pursuant to Neb. Ct. R. App. P. § 2-110(A).

A-26-000283

State v. Joseph Keyes

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-26-000288

In re Interest of Karma W.

Motion of Appellant to Extend Brief Date
Pursuant to Neb. Ct. R. App. P. § 2-106(E)(2), Appellant's brief date
extended to July 29, 2026. No further extensions will be granted
without a showing of exceptional cause.

A-26-000305

State v. Jess T Lammers

Motion of Appellant to Extend Brief Date
Pursuant to Neb. Ct. R. App. P. § 2-106(E)(3), Appellant's brief date
extended to July, 27, 2026.

A-26-000306

State v. Jess T Lammers

Motion of Appellant to Extend Brief Date
Pursuant to Neb. Ct. R. App. P. § 2-106(E)(3), Appellant's brief date
extended to July, 27, 2026.

A-26-000307

State v. Jess T Lammers

Motion of Appellant to Extend Brief Date

Court of Appeals of Nebraska
Office of the Clerk

Minutes: June 24, 2026

Pursuant to Neb. Ct. R. App. P. § 2-106(E)(3), Appellant's brief date extended to July, 27, 2026. Page: 5

A-26-000308

State v. Jess T Lammers

Motion of Appellant to Extend Brief Date

Pursuant to Neb. Ct. R. App. P. § 2-106(E)(3), Appellant's brief date extended to July, 27, 2026.

A-26-000309

State v. Jess T Lammers

Motion of Appellant to Extend Brief Date

Pursuant to Neb. Ct. R. App. P. § 2-106(E)(3), Appellant's brief date extended to July, 27, 2026.

A-26-000324

Schimek v. Pillen

Request to Extend Bill Exceptions

Request of court reporting personnel for extension to prepare the bill of exceptions granted; time for preparation of bill of exceptions extended to July 2, 2026; trial court clerk to notify court reporting personnel of the extension.

A-26-000324

Schimek v. Pillen

Appellant's Brief Date Extended

Record preparation date having been extended to July 2, 2026, Appellant's brief date extended to August 3, 2026.

A-26-000341

Frey v Kelly

Motion of Appellant to Extend Brief Date

Pursuant to Neb. Ct. R. App. P. § 2-106(E)(2), Appellant's brief date extended to August 31, 2026.

A-26-000354

In re Guardianship of Julio P.

ROD

Misc Submission to Court re Jurisdiction

Appeal dismissed for lack of jurisdiction (2/1 vote). See Neb. Ct. R. App. P. § 2-107(A)(1). Appellant's motion to alter or amend was not filed within 10 days of the county court's February 24, 2026, order denying his petition for guardianship. See Neb. Rev. Stat. § 25-1329 (Reissue 2016). An untimely motion to alter or amend does not terminate the time for perfection of an appeal and does not extend or suspend the time limit for filing a notice of appeal. Bryson L. v. Izabella L., 302 Neb. 145, 921 N.W.2d 829 (2019). But see, Neb Rev. Stat. §§ 25-2720.01 and 25-2001 (Reissue 2016).

A-26-000355

State obo Iziaha G. v. Pedro G.

Motion of Appt to Correct/Supplement BOE

Motion of Appellant to correct bill of exceptions overruled without prejudice to seeking relief in the trial court pursuant to Neb. Ct. R. App. P. § 2-105(G)

Court of Appeals of Nebraska
Office of the Clerk

Minutes: June 24, 2026

Page:

6

A-26-000363

Guerrero v. Guerrero

Order Show Cause re Bill of Exceptions
Having failed to seek leave to request additional time to make
payment, and having failed to show good cause for failing to timely
make payment for the BOE, this appeal shall proceed as if no bill of
exceptions was requested. See Neb. Ct. R. App. P. § 2-105(B)(4)(c).

A-26-000363

Guerrero v. Guerrero

Appellant Motion Ext. Bill Exceptions
Appeal having been ordered to proceed as if no bill of exceptions was
requested, motion of Appellant to extend filing of bill of exceptions
overruled as moot.

A-26-000367

Bayson v. Southeast Community College

Motion of Appellant to Extend Brief Date
Pursuant to Neb. Ct. R. App. P. § 2-106(E)(2), Appellant's brief date
extended to October 9, 2026.

A-26-000378

State v. Trey L Norton

By order of the Court re BOE Prep Date
By order of the court, Appellant's praecipe for bill of exceptions
having been timely filed on June 18, 2026, bill of exceptions
preparation date re-established to July 9, 2026.

A-26-000378

State v. Trey L Norton

Appellant's Brief Date Extended
Record preparation date having been re-established to July 9, 2026,
Appellant's brief date extended to August 10, 2026.

A-26-000407

State v. Stacy A Glammeier

Motion to Withdraw - Burmeister for Appt
Motion sustained; Cole Burmeister allowed to withdraw as counsel for
Appellant.

A-26-000415

State v. Chad Guernsey

Motion to Withdraw Lembrick for Appt
Motion sustained; Paul Lembrick allowed to withdraw as counsel for
Appellant.

A-26-000416

Thomas v. County of Knox, Nebraska

Motion Appt for Leave to file BOE OOT
Motion of Appellant for leave to request bill of exceptions out of
time sustained. Appellant shall file their request with the trial
court within three days of this order.

Minutes: June 24, 2026

Page:

7

A-26-000423

Ravitskiy v. Oliver

ROD Misc Submission to Court re Jurisdiction
Appeal dismissed for lack of jurisdiction pursuant to Neb. Ct. R. App. P. § 2-107(A)(1). Appellant's May 21, 2026, notice of appeal was not filed within 30 days of the district court's domestic abuse protection order entered on April 15. See Neb. Rev. Stat. § 25-1912(1) (Cum. Supp. 2024) (notice of appeal must be filed within 30 days after entry of judgment, decree, or final order).

A-26-000445

State v. Michael J Lecher

Motion of Appt Leave to file Supp BOE
Motion sustained; Appellant granted leave to file praecipe for supplemental bill of exceptions. Appellant shall file their request with the trial court within three days of this order.

A-26-000455

State v. Shelly A Barnes

Order Show Cause re Late BOE Request
Cause having been shown, request for bill of exceptions filed June 5, 2026, accepted. Bill of exceptions accepted and filed June 24, 2026.

A-26-000455

State v. Shelly A Barnes

Appellant's Brief Date Re-Established
Bill of exceptions having been filed June 24, 2026, Appellant's brief date re-established as July 24, 2026.

A-26-000455

State v. Shelly A Barnes

Motion to Withdraw Twohig for Appellant
Motion to withdraw sustained. Steven J. Twohig allowed to withdraw as counsel for Appellant.

A-26-000465

Swartz v. Erington

Motion of Appt for Leave to Req Late BOE
Motion of Appellant for leave to request bill of exceptions out of time sustained. Appellant shall file their request in the trial court within ten days of this order.

A-26-000465

Swartz v. Erington

Motion of Appellant to Extend Brief Date
Motion of Appellant to extend brief date overruled. Upon the filing of request for bill of exceptions in the trial court and transmission of said request to the appellate court, bill of exceptions and brief due dates will be re-established at that time.

A-26-000486

State v. Jeremy D Snyder

Motion Appt Leave to Request BOE

Court of Appeals of Nebraska
Office of the Clerk

Minutes: June 24, 2026

Page: 8

Motion of Appellant for leave to file request for bill of exceptions sustained. Appellant shall file said request in the trial court within three days of this order. Clerk's office shall reset bill of exceptions preparation date upon receipt of request for bill of exceptions.

ORDERS TO SHOW CAUSE & AMENDED OPINIONS

A-26-000508

State v. Roberto Dominguez-Gutierrez

Order to Show Cause re: Late BOE Request

Supreme Court of Nebraska
Office of the Clerk

Minutes: June 24, 2026

Page:

1

S-24-000628

US Specialty Insurance Company v. DS Avionics Unlimited LLC

By order of the Court

By Order of the Court, upon consideration of supplemental briefs filed as ordered by this Court on February 18, 2026, consolidated cases S-24-0628 and S-24-0630 shall be placed on the next Proposed Call for oral argument, which is currently scheduled to occur on September 29, 30, or October 1, 2026. Oral argument shall be limited to the subject matter contained in the supplemental briefs.

S-24-000630

DS Avionics Unlimited LLC v. US Specialty Insurance Company

By order of the Court

By Order of the Court, upon consideration of supplemental briefs filed as ordered by this Court on February 18, 2026, consolidated cases S-24-0628 and S-24-0630 shall be placed on the next Proposed Call for oral argument, which is currently scheduled to occur on September 29, 30, or October 1, 2026. Oral argument shall be limited to the subject matter contained in the supplemental briefs.

S-26-000215

Npimnee v. Shiffermiller

ROD Petition for Further Review

Petition of Appellant for further review granted.

S-26-000217

Npimnee v. Florom

ROD Petition for Further Review

Petition of Appellant for further review granted.

S-26-000218

Npimnee v. Sohriakoff

ROD Petition for Further Review

Petition of Appellant for further review granted.

S-26-000219

Npimnee v. Sanchez

ROD Petition for Further Review

Petition of Appellant for further review granted.

S-26-000215

Npimnee v. Shiffermiller

By order of the Court re Consolidation

By order of the Court, cases S-26-215, S-26-217, S-26-218, and S-26-219 consolidated for disposition.

S-26-000217

Npimnee v. Florom

By order of the Court re Consolidation

By order of the Court, cases S-26-215, S-26-217, S-26-218, and S-26-219 consolidated for disposition.

Supreme Court of Nebraska
Office of the Clerk

Minutes: June 24, 2026

Page:

2

S-26-000218

Npimnee v. Sohriakoff

By order of the Court re Consolidation

By order of the Court, cases S-26-215, S-26-217, S-26-218, and S-26-219 consolidated for disposition.

S-26-000219

Npimnee v. Sanchez

By order of the Court re Consolidation

By order of the Court, cases S-26-215, S-26-217, S-26-218, and S-26-219 consolidated for disposition.

S-26-000215

Npimnee v. Shiffermiller

By order of the Court re Submit w/o OA

By order of the Court, matters submitted without oral argument pursuant to Neb. Ct. R. App. P. § 2-111(B)(1).

S-26-000217

Npimnee v. Florom

By order of the Court re Submit w/o OA

By order of the Court, matters submitted without oral argument pursuant to Neb. Ct. R. App. P. § 2-111(B)(1).

S-26-000218

Npimnee v. Sohriakoff

By order of the Court re Submit w/o OA

By order of the Court, matters submitted without oral argument pursuant to Neb. Ct. R. App. P. § 2-111(B)(1).

S-26-000219

Npimnee v. Sanchez

By order of the Court re Submit w/o OA

By order of the Court, matters submitted without oral argument pursuant to Neb. Ct. R. App. P. § 2-111(B)(1).

S-26-000503

In re Application for Appointment of Trustee, Lucinda K. Bauer

Application for Appointment of Trustee

Application for Appointment of Trustee granted; Kathleen Koenig Rockey appointed to serve as Trustee. See order.