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S-25-000209

State v. Raymond Evans

ROD Submission to Court

Affirmed. Freudenberg, Justice.

S-25-000209

State v. Raymond Evans

Motion of Appellant for Copy of Exhibits

Motion of Appellant for copy of exhibits overruled.

S-25-000469

Stava v. Stava

ROD Submission to Court

Affirmed as modified. Bergevin, Justice. Cassel, Justice, concurring in part, and in part dissenting.

S-25-000646

State v. Michael E McLemore

ROD Submission to Court

Affirmed. Funke, Chief Justice. Freudenberg, Bergevin, and Vaughn, Justices, not participating. Weimer, Cox, and Hoeft, District Court Judges, sitting.

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S-17-000588

State ex rel. Counsel for Discipline v. Hoch

By Order of Court re Trustee's Report

On the Court's own motion, due date of Trustee's next report extended to August 14, 2026.

S-24-000753

State v. Robert L Hearnese Sr.

ROD Petition for Further Review

Petition of Appellant for further review granted; case to appear on a future Proposed Call of the Nebraska Supreme Court. Supplemental briefing ordered. See order.

S-25-000169

State v. William P Collins

Motion of Appellant for Rehearing

Motion of Appellant/Cross-Appellee for rehearing overruled.

S-25-000283

Jones v. Sleper

ROD Petition of Appellee for Further Review

Petition of Appellee for further review granted; case to appear on a future Proposed Call of the Nebraska Supreme Court. Further briefing pursuant to Neb. Ct. R. App. P. § 2-102(H) left to the discretion of the parties.

S-25-000300

State v. Zachary S Reeves

Motion of Appellant to Stay Mandate

Appellant's motion for stay of mandate filed July 9, 2026, is overruled for failure to comply with Neb. Ct. R. App. P. § 2-114(A)(2). However, the Court concludes that some of the issues decided in this case present federal questions, and that in the interest of the orderly administration of justice, the mandate should be stayed pending any review by the United States Supreme Court. Accordingly, the Court, on its own motion, stays the mandate until further order of the Court. Any party seeking to have the stay lifted and the mandate issued shall file an appropriate motion setting forth the grounds therefor, including but not limited to the status or disposition of any petition for writ of certiorari.

S-25-000301

State v. Zachary S Reeves

Motion of Appellant to Stay Mandate

Appellant's motion for stay of mandate filed July 9, 2026, is overruled for failure to comply with Neb. Ct. R. App. P. § 2-114(A)(2). However, the Court concludes that some of the issues decided in this case present federal questions, and that in the interest of the orderly administration of justice, the mandate should be stayed pending any review by the United States Supreme Court. Accordingly, the Court, on its own motion, stays the mandate until further order of the Court. Any party seeking to have the stay lifted and the mandate issued shall file an appropriate motion setting forth

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the grounds therefor, including but not limited to the status or
disposition of any petition for writ of certiorari.

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A-25-000421

State v. Marcus A Settles

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

A-25-000799

In re Interest of Antonio C.

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

A-26-000405

Vieira v. Yan

Motion Appt to Extend Brief Date
Motion of Appellant to extend brief date sustained. Pursuant to Neb.
Ct. R. App. P. § 2-106(E)(2), Appellant's brief date extended to
September 4, 2026.

A-26-000509

Vieira v. Yan

Motion Appt to Extend Brief Date
Motion of Appellant to extend brief date sustained. Pursuant to Neb.
Ct. R. App. P. § 2-106(E)(2), Appellant's brief date extended to
September 4, 2026.

A-26-000446

Delaney v. Upsolve Inc

Motion Appt Extend Brief & Record Access
Motion of Appellant to extend brief date sustained. Pursuant to Neb.
Ct. R. App. P. § 2-106(E)(2), Appellant's brief date extended to
September 16, 2026. Clerk's office directed to electronically share
all transcripts, supplemental transcripts, and any and all bill of
exceptions volumes filed in the appellate court on or before July 23,
2026, with the Appellant using his registered email.

A-26-000447

State v. Kevin W Malone

Order to Show Cause re Late Request
Cause having been shown, supplemental request for bill of exceptions
filed in the trial court on July 6, 2026, allowed to proceed. Trial
court clerk directed to provide a copy of this order to the court
reporting personnel responsible for preparation of the bill of
exceptions.

A-26-000565

Weathers v. Gable

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 18, 2026.

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A-25-000975

Kapanadze v. Thacker

Motion of Appellee to Extend Brief Date

Pursuant to Neb. Ct. R. App. P. § 2-106(E)(2), Appellee's brief date
extended to August 24, 2026.

IN THE SUPREME COURT OF THE STATE OF NEBRASKA

State of Nebraska,	)	
	)	
Appellee,	)	Case No. S-24-0753
	)	
v.	)	
	)	
Robert L. Hearnese, Sr.,	)	ORDER FOR
	)	SUPPLEMENTAL BRIEFING
	)	
Appellant,	)	

Appellant's petition for further review of the Nebraska Court of Appeals' decision in this case has been granted. In the decision, the Court of Appeals stated that "the district court did not abuse its discretion when it found that there was clear and convincing evidence that Hearnese committed a prior sexual assault of a child in the third degree." *State v. Hearnese*, 34 Neb. App. 182, 194 (2026). Parties are directed to file supplemental briefs addressing the following issue: What standard of review should an appellate court apply to a trial court's finding under Neb. Rev. Stat. § 27-414(1) (Reissue 2016) that there is clear and convincing evidence that the accused committed the other offense or offenses? Is an abuse of discretion standard appropriate?

Pursuant to Neb. Ct. R. App. P. § 2-102(H), parties may include other matters in their supplemental briefs but should, at a minimum, address the issue set forth above. Supplemental briefs should be filed in the manner set forth in Rule 2-102(H) and should not exceed 3,800 words.

Dated this 24th day of July 2026.

FILED

JUL 24 2026

NEBRASKA SUPREME COURT
COURT APPEALS

BY THE COURT:


Chief Justice Jeffrey J. Funke
Pro Tem



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