

Court of Appeals of Nebraska
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A-25-000792

In re Guardianship of Nataly G.

Motion ACLU Leave to File Amicus Brief

Motion of American Civil Liberties Union of Nebraska for leave to file amicus curiae brief sustained. Brief shall be filed no later than ten days prior to oral argument. See Neb. Ct. R. App. P. § 2-109(A)(4)(b).

A-25-000857

State v. Christopher M Snyder

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 October Proposed Call of the Nebraska Court of Appeals.

A-25-000861

Mines v. Prante-Ballue

Motion Appt Extend MFR Brief Filing Time

Appellant's motion to extend time to file a brief in support of their motion for rehearing sustained. Brief in support filed on August 3, 2026, accepted as filed.

A-25-000862

State v. Suni R Moone

Motion of Appellee to Extend Brief Date

Pursuant to Neb. Ct. R. App. P. § 2-106(E)(3), Appellee's brief date extended to August 31, 2026. No further extensions allowed without exceptional cause.

A-25-000863

State v. Suni R Moone

Motion of Appellee to Extend Brief Date

Pursuant to Neb. Ct. R. App. P. § 2-106(E)(3), Appellee's brief date extended to August 31, 2026. No further extensions allowed without exceptional cause.

A-25-000864

State v. Suni R Moone

Motion of Appellee to Extend Brief Date

Pursuant to Neb. Ct. R. App. P. § 2-106(E)(3), Appellee's brief date extended to August 31, 2026. No further extensions allowed without exceptional cause.

A-25-000865

State v. Suni R Moone

Motion of Appellee to Extend Brief Date

Pursuant to Neb. Ct. R. App. P. § 2-106(E)(3), Appellee's brief date extended to August 31, 2026. No further extensions allowed without exceptional cause.

A-25-000911

Gaskin v. Gaskin

Mot Appt Leave to file Brief Out of Time

No objection to Appellee's request to file brief out time having been

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filed, motion for extension of time sustained. However, Pursuant to Neb. Ct. R. App. P. § 2-109(F), proposed brief of Appellee of July 22, 2026, is stricken for failure to comply with brief formatting and content requirements as set out in Neb. Ct. R. App. P. §§ 2-103 and 2-109. A compliant brief of Appellee is due on or before August 17, 2026. The clerk's office will provide a sample.

A-26-000102

Ontiveros v. Jeffreys

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. See *Sanders v. Frakes*, 295 Neb. 374, 888 N.W.2d 514 (2016) (writ of habeas corpus will not lie to discharge person from sentence of penal servitude where court imposing sentence had jurisdiction of offense and person of defendant, and sentence was within power of court to impose).

A-26-000176

State v. Jason C Mead

Motion of Appellee to Extend Brief Date

Motion of Appellee for brief date extension sustained. Pursuant to Neb. Ct. R. App. P. § 2-106(E)(3), Appellee's brief date extended to August 28, 2026. No further extensions will be allowed without a showing of exceptional cause.

A-26-000258

State v. Cody Doss

Motion of Appellant to Extend Brief Date

Motion of Appellant to extend brief date sustained. Pursuant to Neb. Ct. R. App. P. § 2-106(E)(4), Appellant's brief date extended to August 7, 2026. No further extensions will be allowed without a showing of exceptional cause.

A-26-000260

State v. Cody Doss

Motion of Appellant to Extend Brief Date

Motion of Appellant to extend brief date sustained. Pursuant to Neb. Ct. R. App. P. § 2-106(E)(4), Appellant's brief date extended to August 7, 2026. No further extensions will be allowed without a showing of exceptional cause.

A-26-000312

State v. Christal M Hiles

Request to Extend Bill Exceptions

Request for extension granted; time for preparation of bill of exceptions extended to August 10, 2026.

A-26-000380

Armstrong v. Armstrong

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 8, 2026.

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A-26-000404

Abelein v. Abelein

Mot Appe Stay/Continue Briefing Schedule

Motion considered; Appellee's brief date extended to 14 days after the court's ruling on Appellee's motion to strike Appellant's brief and/or dismiss appeal.

A-26-000408

Cruz v. Kiewit Corporation

Motion to Withdraw - McGill for Appellee

Motion of Sarah McGill to withdraw as counsel for Appellee, having been made in compliance with Neb. Ct. R. App. P. § 2-106(F), is sustained.

A-26-000458

State v. Alyssa M Lewis

ROD Motion of Appellant 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-26-000518

State v. Gregory L Neujahr

Order to Show Cause re Jurisdiction

Appeal to proceed. The response to the order to show cause has been received and reviewed. The Clerk of the Supreme Court and Court of Appeals is directed to contact the Platte County District Court Clerk to obtain a supplemental transcript containing the transcript of the county court pursuant to Neb. Ct. R. App. § 2-104(A)(2)(e). See Martens v. BB's Childcare, 321 Neb. 335, 34 N.W.3d 393 (2026) (district court clerk must include mandatory item in transcript, even if appellant fails to request it).

A-26-000543

State v. Jonathan M Nauden

Motion to Withdraw Turnblacer for Appt

Motion of Theodore Turnblacer, Jr. to withdraw as counsel for Appellant, having been made in compliance with Neb. Ct. R. App. P. § 2-106(F), is sustained.

A-26-000546

State v. Jonathan M Nauden

Motion to Withdraw Turnblacer for Appt

Motion of Theodore Turnblacer, Jr. to withdraw as counsel for Appellant, having been made in compliance with Neb. Ct. R. App. P. § 2-106(F), is sustained.

A-26-000550

Polikov v. Sarpy County, Nebraska

Order to Show Cause re Late BOE Payment

Motion sustained; Appellant granted leave to pay for bill of exceptions out of time. Payment made on July 29, 2026, accepted.

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A-26-000551

McLean v. Puerto Rico Board of Education

By order of the Court

By order of the Court, Supplemental information for the Appellant's brief filed on July 29, 2026, is stricken.

A-26-000552

McLean v. United States Federal Government

By order of the Court

By order of the Court, Supplemental information for the Appellant's brief filed on July 29, 2026, is stricken.

A-26-000553

McLean v. Government of Puerto Rico

By order of the Court

By order of the Court, Supplemental information for the Appellant's brief filed on July 29, 2026, is stricken.

A-26-000555

Hosack v. Department of Education

By order of the Court

By order of the Court, Supplemental information for the Appellant's brief filed on July 29, 2026, is stricken.

A-26-000555

Hosack v. Department of Education

ROD Misc Submission to Court re Jurisdiction

Appeal dismissed for lack of jurisdiction. See Neb. Ct. R. App. P. § 2-107(A)(1). The appeal in this case has not been properly perfected. See Neb. Rev. Stat. § 25-1912(1) (Cum. Supp. 2024).

A-26-000561

Bond v. Cunningham

ROD Misc Submission to Court re Jurisdiction

Appeal dismissed for lack of jurisdiction. See Neb. Ct. R. App. P. § 2-107(A)(1). Appellant did not file his notice of appeal or poverty affidavit within 30 days following the entry of the district court's harassment protection order on May 22, 2026. See Neb. Rev. Stat. § 25-1912(1) (Cum. Supp. 2024).

A-26-000600

State v. Jeremiah D Williams

Motion to Withdraw Pivovar for Appt

Motion of Gregory Pivovar to withdraw as counsel for Appellant, having been made in compliance with Neb. Ct. R. App. P. § 2-106(F), is sustained.

A-26-000639

State v. Matthew T Jinright

Motion to Withdraw Meyerle for Appt

Motion of Matthew Meyerle to withdraw as counsel for Appellant, having been made in compliance with Neb. Ct. R. App. P. § 2-106(F), is sustained.

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A-26-000640

State v. Matthew T Jinright

Motion to Withdraw Meyerle for Appt

Motion of Matthew Meyerle to withdraw as counsel for Appellant, having been made in compliance with Neb. Ct. R. App. P. § 2-106(F), is sustained.

ORDERS TO SHOW CAUSE & AMENDED OPINIONS

A-26-000487

Smith v. Millard Gutter Company

Order to Show Cause re Late BOE Request

A-26-000599

State v. Elmer S Galicia Ruiz

Order to Show Cause re Late BOE Request

A-26-000636

State v. Jesus Perez San Roman

Order to Show Cause re Late BOE Request

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S-26-000267

State v. Jason A Jones

Appellant's Brief Date Extended

A replacement bill of exceptions having been ordered to be due on or before July 31, 2026, and said bill of exceptions now having been filed, Appellant's brief date extended to August 31, 2026.

FILED
AUG 05 2026
NEBRASKA SUPREME COURT
COURT APPEALS

IN THE NEBRASKA COURT OF APPEALS

Julie Smith and Joshua Smith,)
Appellees,)

v.)

Millard Gutter Co., d/b/a)
Millard Roofing and Gutter Co.,)
Appellant.)

No. A-26-0487

ORDER TO SHOW CAUSE

On June 12, 2026, Millard Gutter Co., d/b/a/ Millard Roofing and Gutter Co., filed a notice of appeal following the entry of the Douglas County District Court's May 28 order. That same day, the appellant timely filed a praecipe for a bill of exceptions. The appellees, Julie and Joshua Smith, filed an untimely praecipe for a supplemental bill of exceptions on August 3.

Neb. Ct. R. App. P. § 2-105(B)(2)(e), regarding supplemental requests by the appellee, provides, in pertinent part:

If the appellee believes additional evidence should be included in the bill of exceptions, the appellee shall, within 10 days after timely service of the request for bill of exceptions filed by the appellant, file a supplemental request for preparation of bill of exceptions. The request shall be filed with the clerk of the court from which the appeal is taken. A copy of the request shall be sent to the court reporting personnel by the trial court clerk, who shall record such action on the register of actions.

And, pursuant to Neb. Ct. R. App. P. § 2-105(B)(2)(f), late requests for the preparation of the bill of exceptions may not be filed "without leave of the appellate court for good cause shown, which cause shall not be within a party's reasonable control."

Appellees had 10 days after the timely service of the request for the bill of exceptions filed by the appellant to file a supplemental request

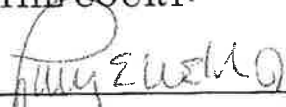


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for the preparation of a bill of exceptions. Appellant has not requested leave of this court to file a late request for the preparation of the supplemental bill of exceptions and has not alleged good cause for the failure to timely request preparation of the supplemental bill of exceptions. Appellant, having failed to request, and receive, leave of this court to file an untimely praecipe for a supplemental bill of exceptions is ordered to show cause, within 7 days of this order, why the appeal should not proceed as if no praecipe for a supplemental bill of exceptions had been requested.

Dated this 5th day of August, 2026.

BY THE COURT:



Lawrence E. Welch, Judge

FILED
AUG 05 2026
NEBRASKA SUPREME COURT
COURT APPEALS

IN THE NEBRASKA COURT OF APPEALS

State of Nebraska,	)	No. A-26-0599
Appellee,	)	
v.	)	
	)	
Elmer S. Galicia Ruiz,	)	ORDER TO SHOW CAUSE
Appellant.	)	
	)	
	)	

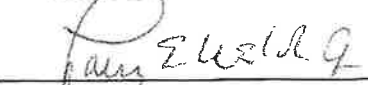
On July 21, 2026, the Appellant, Elmer S. Galicia Ruiz, filed a notice of appeal regarding his conviction of attempted first degree sexual assault and the sentence imposed thereon. On July 21, Appellant filed a timely "Praecipe for Bill of Exceptions." However, on July 23 and July 30, Appellant filed amended praecipes for supplemental bills of exceptions which requested additional hearing dates.

Pursuant to Neb. Ct. R. App. P. § 2-105(B)(2)(f), late requests for the preparation of the bill of exceptions may not be filed "without leave of the appellate court for good cause shown, which cause shall not be within a party's reasonable control." Appellant has not requested leave of this court to file the late supplemental praecipes for bills of exceptions and has not alleged good cause for his failure to timely request preparation of the supplemental bills of exceptions.

Appellant, having failed to request, and receive, leave of this court to file an untimely supplemental praecipe for a bill of exceptions is ordered to show cause, within 7 days of this order, why the appeal should not proceed as if no supplemental praecipes for bills of exceptions had been requested.

Dated this 5th day of August, 2026.

BY THE COURT:



Lawrence E. Welch, Judge



FILED
AUG 05 2026
NEBRASKA SUPREME COURT
COURT APPEALS

IN THE NEBRASKA COURT OF APPEALS

State of Nebraska,	)	No. A-26-0636
Appellee,	)	
v.	)	
	)	
Jesus Perez San Roman,	)	ORDER TO SHOW CAUSE
Appellant.	)	
	)	
	)	

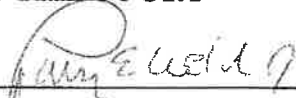
On July 30, 2026, the Appellant, Jesus Perez San Roman, filed a notice of appeal regarding his convictions and sentences. Appellant untimely filed his request for bill of exceptions on July 31.

Pursuant to Neb. Ct. R. App. P. § 2-105(B)(2)(f), late requests for the preparation of the bill of exceptions may not be filed “without leave of the appellate court for good cause shown, which cause shall not be within a party’s reasonable control.” Appellant has not requested leave of this court to file a late praecipe for a bill of exceptions and has not alleged good cause for his failure to timely request preparation of the bill of exceptions.

Appellant, having failed to request, and receive, leave of this court to file an untimely praecipe for a bill of exceptions is ordered to show cause, within 7 days of this order, why the appeal should not proceed as if no praecipe for a bill of exceptions had been requested.

Dated this 5th day of August, 2026.

BY THE COURT:



Lawrence E. Welch, Judge

