

Supreme Court of Nebraska
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S-25-000859

1 Cono Contracting v. Lopez

Motion Appt Leave file Brief Instanter

Motion to file replacement brief overruled. Appellants are given ten days to recreate the original brief. A copy of the original brief filed August 13, 2026, is viewable on SCCALES, it has a STRICKEN watermark over the top.

S-26-000720

State ex rel. Davis v. Evnen

Motion Relators Leave to file Sup Auth

Motion of Relators to file supplemental authority sustained.

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S-24-000863

State v. Brittany C Cook

ROD Submission to Court

Affirmed. Vaughn, Justice.

S-24-000901

Kuehn v. Evnen

Motion Appellant to Take Judicial Notice

Appellant's "Request for Judicial Notice" denied as an improper attempt to expand the appellate record.

S-24-000901

Kuehn v. Evnen

ROD Submission to Court

Affirmed. Funke, Chief Justice. Cassel, Justice, concurring.

Stacy, Justice, concurring separately. Freudenberg, Justice, joins in the concurrence of Justice Cassel. Schreiner, District Court Judge, sitting.

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A-26-000441

Lewis v. Lewis

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.

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A-25-000967

State v. Ricardo A Alvarez

Order to Show Cause re Attorney W/Draw

Chelsea Hartner, Deputy Platte County Public Defender, is granted leave to withdraw pursuant to her motion requesting the same.

A-25-000969

State v. Ricardo A Alvarez

Order to Show Cause re Attorney W/Draw

Chelsea Hartner, Deputy Platte County Public Defender, is granted leave to withdraw pursuant to her motion requesting the same.

A-25-000975

Kapanadze v. Thacker

By Court Order re Stricken Attachments

By order of the Court, attachments to the reply brief of Appellant filed September 4, 2026, are stricken. See Neb. Ct. R. App. P. §§ 2-104(A)(1) and 2-109(C)(1).

A-26-000151

State v. Brandon J Mikesh

Motion of Appellee to Extend Brief Date

Motion sustained. Pursuant to Neb. Ct. R. App. P. § 2-106(E)(2), Appellant's brief date extended to October 5, 2026.

A-26-000240

Depue v Mid-America Vulcanizing Inc

Motion of Appellant to Extend Brief Date

Motion of Appellant to extend brief date sustained, in part. Pursuant to the trial court's order denying amendment of the existing bill of exceptions and order to strike Appellant's request for preparation of a bill of exceptions filed in the trial court on August 3, 2026, there is no functioning request for preparation of bill of exceptions from which to delay briefing on appeal. The bill of exceptions filed in the appellate court on June 18, 2026, is the official record on appeal. Appellant's brief date extended to September 18, 2026. Failure to file brief by said date may subject Appellant to the issuance of a default notice pursuant to Neb. Ct. R. App. P. 2-110(A).

A-26-000311

State v. Davin J Bivens

ROD Motion for Summary Dismissal/Affirmance

There being no objection by Appellant to motion of Appellee to dismiss for mootness, the appeal is dismissed. See State v. Roberts, 304 Neb. 395, 934 N.W.2d 845 (2019) (generally appeal of conviction is moot when criminal defendant has completely served his or her sentence; no basis to review moot case alleging only excessive sentence under public interest exception since question presented is private in nature).

A-26-000629

Brown v. Settles

ROD Misc Submission to Court re Jurisdiction

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Appeal dismissed for lack of jurisdiction pursuant to Neb. Ct. R. App. P. § 2-107(A)(1). Appellants' July 27, 2026, notice of appeal was not filed within 30 days of the district court's June 23 "Order of Dismissal." 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). Although there was a motion to reconsider or alter or amend judgment filed referring to the June 23 order, the file stamp indicates it was not filed until "JU 09 2026," thus making the motion untimely as a tolling motion. See, Neb. Rev. Stat. § 25-1912(3) (Cum. Supp. 2024); State v. Lotter, 301 Neb. 125, 917 N.W.2d 850 (2018) (motion for reconsideration is functional equivalent of motion to alter or amend judgment, which terminates period in which party must file notice of appeal; however, critical factor is whether motion was filed within 10 days of final order).

A-26-000630

State v. Christopher C Bevard

Motion of Appellant to Extend Brief Date

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