

Court of Appeals of Nebraska  
Office of the Clerk

Minutes: December 31, 2025

Page:

1

A-25-000241

White v. Fitch

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

A-25-000285

State v. Leopoldo Munoz

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 Proposed Call of the Nebraska Court of Appeals.

A-25-000300

State v. Zachary S Reeves

Motion Appellant Extend Reply Brf Date

Motion of Appellant to extend reply brief date sustained. Reply brief  
filed December 30, 2025, accepted as filed.

A-25-000301

State v. Zachary S Reeves

Motion Appellant Extend Reply Brf Date

Motion of Appellant to extend reply brief date sustained. Reply brief  
filed December 30, 2025, accepted as filed.

A-25-000317

Vance v. Peterson

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 Proposed Call of the Nebraska Court of Appeals.

A-25-000403

Koch v. City of Sargent, Nebraska

Motion of Appellant to Unconsolidate

Motion of Appellant to unconsolidate (divide) cases overruled.

A-25-000576

Koch v. City of Sargent, Nebraska

Motion of Appellant to Unconsolidate

Motion of Appellant to unconsolidate (divide) cases overruled.

A-25-000403

Koch v. City of Sargent, Nebraska

Motion of Appt 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  
January 20, 2026. No further extensions will be allowed.

A-25-000576

Koch v. City of Sargent, Nebraska

Motion of Appt to Extend Brief Date

Motion of Appellant to extend brief date sustained. Pursuant to Neb.

Court of Appeals of Nebraska  
Office of the Clerk

Minutes: December 31, 2025

Page: 2

Ct. R. App. P. § 2-106(E)(4), Appellant's brief date extended to January 20, 2026. No further extensions will be allowed.

A-25-000464

State v. Mark Carlson

Motion of Appellee to Extend Brief Date

Pursuant to Neb. Ct. R. App. P. § 2-106(E)(2), Appellee's brief date extended to January 30, 2026.

A-25-000477

Walls v. Metropolitan Utilities District of Omaha

Mot of Appt to Extend Reply Brief Date

Motion of Appellant to extend reply brief date sustained, reply brief due January 5, 2026.

A-25-000485

State v. Jamal D Carr

Objection & Motion to Strike Reply Brief

Motion of Appellee to strike Appellant's reply brief overruled, subject to the proviso that the matter will be considered in disposition of the appeal.

A-25-000486

State v. Jamal D Carr

Objection & Motion to Strike Reply Brief

Motion of Appellee to strike Appellant's reply brief overruled, subject to the proviso that the matter will be considered in disposition of the appeal.

A-25-000570

Kunes v. Kunes

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 January 26, 2025.

A-25-000637

Wells v. Tschacher

Ruling reserved re App Motion to Extend

Motion of Appellee to extend brief date taken under advisement.

Counsel provided seven days to supplement motion to make general showing of need for additional time as required by Neb. Ct. App. P. § 2-106(E)(2).

A-25-000650

Menn v. Menn

Motion of Appellee to Extend Brief Date

Pursuant to Neb. Ct. R. App. P. § 2-106(E)(2), Appellee's brief date extended to February 4, 2026.

A-25-000662

Payne v. Nebraska Dept of Correctional Services

ROD APPT Default Notice

No brief or motion having been filed by December 29, 2025 and order of

Court of Appeals of Nebraska  
Office of the Clerk

Minutes: December 31, 2025

Page: 3

November 26, 2025, states that the appeal will be dismissed without further notice if no brief is filed. By order of the Court, appeal dismissed for failure to file briefs; mandate to issue accordingly.

A-25-000701

State v. Makhi Woolridge-Jones

Motion of Appellee to Extend Brief Date

Pursuant to Neb. Ct. R. App. P. § 2-106(E)(2), Appellee's brief date extended to January 30, 2026.

A-25-000704

In re Interest of Ryder K.

Order to Show Cause Fail to Pay BOE

Cause having been shown, payment of estimated cost of bill of exceptions made on December 12, 2025, accepted. Preparation of bill of exceptions may proceed, time for preparation for bill of exceptions re-established to February 18, 2026.

A-25-000705

In re Interest of Parker K.

Order to Show Cause re Late Payment

Cause having been shown, payment of estimated cost of bill of exceptions made on December 12, 2025, accepted. Preparation of bill of exceptions may proceed, time for preparation for bill of exceptions re-established to February 18, 2026.

A-25-000719

State v. Nicholas J Costello

Motion of Appellee to Extend Brief Date

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

A-25-000757

State v. Erin L Evans

Neb. Ct. R. App. P. §2-105(C)(5) Notice

Bill of Exceptions preparation date previously extended to December 26, 2025. Pursuant to Neb. Ct. R. App. P. § 2-105(C)(5), notice is hereby provided that the appellate court has not received either the bill of exceptions by the due date or a request by court reporting for an extension of time to prepare the same.

A-25-000789

Andersen v. Andersen

Neb. Ct. R. App. P. §2-105(C)(5) Notice

Bill of Exceptions preparation date was December 19, 2025. Pursuant to Neb. Ct. R. App. P. § 2-105(C)(5), notice is hereby provided that the appellate court has not received either the bill of exceptions by the due date or a request by court reporting personnel for an extension of time to prepare the same.

A-25-000856

State v. Mason L Shepard

Motion of Appellant to Extend Brief Date

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

Court of Appeals of Nebraska  
Office of the Clerk

Minutes: December 31, 2025  
extended to February 6, 2026.

Page: 4

A-25-000862

State v. Suni R Moone  
Mot Appt Ext Prep and Brief Date  
Motion to extend bill of exceptions preparations date overruled.  
Appellant's brief date extended to March 4, 2026.

A-25-000862

State v. Suni R Moone  
Mot Appt Counsel Carney to Withdraw  
Motion sustained; Patrick P. Carney allowed to withdraw as counsel for  
Appellant.

A-25-000863

State v. Suni R Moone  
Motion of Appellant to Extend Brief Date  
Motion to extend bill of exceptions preparations date overruled.  
Appellant's brief date extended to March 4, 2026.

A-25-000863

State v. Suni R Moone  
By order of the Court Carney Withdrawal  
Motion sustained; Patrick P. Carney allowed to withdraw as counsel for  
Appellant.

A-25-000864

State v. Suni R Moone  
Motion of Appellant to Extend Brief Date  
Motion to extend bill of exceptions preparations date overruled.  
Appellant's brief date extended to March 4, 2026.

A-25-000864

State v. Suni R Moone  
By order of the Court Carney Withdrawal  
Motion sustained; Patrick P. Carney allowed to withdraw as counsel for  
Appellant.

A-25-000865

State v. Suni R Moone  
Motion of Appellant to Extend Brief Date  
Motion to extend bill of exceptions preparations date overruled.  
Appellant's brief date extended to March 4, 2026.

A-25-000865

State v. Suni R Moone  
By order of the Court Carney Withdrawal  
Motion sustained; Patrick P. Carney allowed to withdraw as counsel for  
Appellant.

A-25-000898

Warner v. Estate of Warner  
Motion Appt to Expand Brf Word Limit  
Motion of Appellant to expand brief word limit sustained. Total word

Court of Appeals of Nebraska  
Office of the Clerk

Minutes: December 31, 2025  
count expanded to 18,500 words.

Page:

5

A-25-000903

State v. Thomas C Hawkins

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 17, 2026.

A-25-000904

State v. Thomas C Hawkins

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 17, 2026.

A-25-000940

O'Toole v. Department of Corrections

Motion Leave to Request BOE Out of Time

Request of Appellant for extension of time sustained in part.

Appellant provided 14 days to file a praecipe (request) for bill of exceptions that complies with specification requirements of Neb. Ct. R. App. P. § 2-105(B)(2)(b). Failure to timely file with properly praecipe (request) with the trial court will result in appeal being reviewed without a bill of exceptions.

A-25-000950

Wiley v. Innovative Homes & Design

Mot Appt Leave to File Late Praecipe

Motion of Appellant for leave to file an amended praecipe for bill of exceptions sustained. Appellant shall file praecipe within three days of this order.

A-25-000971

State v. Talan R Wilson

Ruling reserved re Motion to Withdraw

Motion to withdraw filed by Mallory N. Hughes taken under further advisement pending compliance with Neb. Ct. R. App. P. § 2-106(F), certifying that a copy of such motion has been sent to the client's last-known address, which address shall be included in the motion. Compliance shall be provided to the Court within three days of this notice.

A-25-000972

State v. Lynard L Joiner

Mot Appt Leave File Req BOE Out of Time

Motion of Appellant for leave file request for bill of exceptions sustained. Appellant shall file praecipe within three days of this order.

Supreme Court of Nebraska  
Office of the Clerk

Minutes: December 31, 2025

Page:

1

S-25-000566

State v. Kash A Davis

Motion of Appellant to Extend Brief Date

Bill of Exceptions having been filed on December 31, 2025, Appellant's  
brief date re-established as January 30, 2026.