

Court of Appeals of Nebraska
Office of the Clerk

Minutes: July 21, 2026

Page:

1

A-25-000413

Beichle v. Rohrbough

ROD Submission to Court

Appeal dismissed. Riedmann, Chief Judge. (P)

A-25-000545

Dickes v. Dickes

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 September Proposed Call of the Nebraska Court of Appeals.

A-25-000571

State v. Alan W Wellard

ROD Submitted to Court without Oral Argument

Affirmed. Freeman, Judge. See Memorandum Web Opinion.

A-25-000598

State v. Edward C Blanton Jr.

ROD Submitted to Court without Oral Argument

Affirmed. Freeman, Judge. (P)

A-25-000680

State v. Roger L Marsh

ROD Submitted to Court without Oral Argument

Affirmed. Bishop, Judge. See Memorandum Web Opinion.

A-25-000861

Mines v. Prante-Ballue

ROD Submitted to Court without Oral Argument

Affirmed. Freeman, Judge. See Memorandum Web Opinion.

A-26-000406

Swartz v. Swartz

Appellant's Replacement Brief Due

Pursuant to Neb. Ct. R. App. P. § 2-109(F), original brief of Appellant filed on July 20, 2026, is stricken. Replacement brief ordered and limited to correction of the following deficiencies: Neb. Ct. R. App. P. §§ 2-109(D)(1)(b) regarding the table of contents, 2-109(D)(1)(c) regarding statement of jurisdiction and 2-109(D)(1)(g) regarding the statement of facts and annotations to the record. Replacement brief of Appellant is due on or before August 4, 2026. Failure of Appellant to file a timely replacement brief in compliance with this order shall subject Appellant to the issuance of a default notice. See Neb. Ct. R. App. P. § 2-110(A).

Court of Appeals of Nebraska
Office of the Clerk

Minutes: July 21, 2026

Page:

1

A-26-000131

Black Hills Corporation v. Department of Revenue

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 26, 2026.

A-26-000301

State v. Kyle D Gustavson

Motion of Appellee to Extend Brief Date

Pursuant to Neb. Ct. R. App. P. § 2-106(E)(2), Appellee's brief date extended to September 14, 2026.

A-26-000413

State v. Jaxyn P Barrett

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 21, 2026.

A-26-000441

Lewis v. Lewis

Mot Appt Continue Appeal -DC Atty's Fees

Appellant's motion to continue appeal and extend brief date overruled in part; Appellant's brief date is extended to 15 days from entry of this order. The district court's April 30, 2026, order dismissed Appellant's action and was silent as to Appellee's request for attorney fees set forth in her motion to dismiss. The record before this court does not show that prior to dismissal a hearing was scheduled on attorney fees, nor that a timely motion to alter or amend judgment was filed to address attorney fees. In such circumstances, silence is construed as a denial of the request for attorney fees. See Murray v. Stine, 291 Neb. 125, 864 N.W.2d 386 (2015) (silence of judgment on issue of attorney fees requested before judgment must be construed as denial of request unless separate motion seeking attorney fees under § 25-824 was made before trial court entered final order). The parties are directed to specifically address in their briefs whether the district court's silence on the issue of attorney fees in its April 30, 2026, order should or should not be construed as a denial of the same, and the impact, if any, on this court's jurisdiction.

A-26-000475

State v. Tanner G.

Motion to File Amended Brief of Appt

Appellant's motion to file amended brief overruled; briefing error noted.

Supreme Court of Nebraska
Office of the Clerk

Minutes: July 21, 2026

Page:

1

S-25-000553

State v. Latrail Washington, Jr.

Motion of Appellant to Expand Word Limit

Motion to expand word count denied without prejudice to resubmission upon filing of Appellee's brief.

S-26-000222

State v. Christopher M Milke

Motion of Appellant to Extend Brief Date

Pursuant to Neb. Ct. R. App. P. § 2-106(E)(3), Appellant's brief date extended to August 12, 2026.

S-26-000226

Nebraska Association of Public Employees Local 61 v. State of Nebraska

Mot Admiss Pro Hac Vice - Griffin

Motion of Appellant for admission of Richard Griffin pro hac vice sustained, conditioned upon proper administration of the oath pursuant to Neb. Ct. R. § 3-122(F) and Neb. Rev. Stat. § 24-1002. The subscribed oath shall be made part of the appellate record.

S-26-000267

State v. Jason A Jones

By Order of Court re Replacement BOE

Tendered bill of exceptions considered. Upon review, the bill of exceptions transferred from the trial court does not comply with Neb. Ct. R. App. P. §§ 2-105.01 and 2-105.02. See deficiency listing. Said bill of exceptions is declined and ordered removed from the trial court's register of actions. Court reporting personnel directed to file a replacement bill of exceptions compliant with Nebraska Court Rules of Appellate Practice within ten days of the issuance of this order.

S-26-000396

Fraternal Order of Police Lodge #88 v. NE Assoc of Public Employees

Mot Admiss Pro Hac Vice - Griffin

Motion of Appellant for admission of Richard Griffin pro hac vice sustained, conditioned upon proper administration of the oath pursuant to Neb. Ct. R. § 3-122(F) and Neb. Rev. Stat. § 24-1002. The subscribed oath shall be made part of the appellate record.

S-26-000436

State v. Manuel A Mesa Cabrera

Motion to Withdraw -Kortus for Appellant

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

S-26-000471

State v. Casey J Kindt

Motion of Appt for Leave to pay BOE OOT

Motion to extend time to file bill of exceptions payment sustained. Payment having been made on July 9, 2026, preparation of the bill of exceptions allowed to proceed.

Supreme Court of Nebraska
Office of the Clerk

Minutes: July 21, 2026

Page:

1

S-25-000461

11819 Miracle Hills Drive v. Ali

Motion Appt Leave to File Supp Brief

Motion of Appellant for leave to file a supplemental reply brief
sustained. Appellant counsel given three days to file supplemental
reply brief.