

Court of Appeals of Nebraska
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A-23-000030

Preucil v. Preucil

ROD Submitted to Court without Oral Argument
Affirmed as modified. Bishop, Judge. See memorandum web opinion.

A-23-000073

State v. David J Coleman

ROD Pet of Appt for Further Review & Brief
Petition of Appellant for further review denied.

A-23-000074

State v. David J Coleman

ROD Pet of Appt for Further Review & Brief
Petition of Appellant for further review denied.

A-23-000214

In re Estate Davis

ROD Submitted to Court without Oral Argument
Affirmed. Arterburn, Judge. See Memorandum Opinion.

A-23-000312

State v. Clifton J Dedrick

ROD Submitted to Court without Oral Argument
Affirmed. Welch, Judge. See Memorandum Web Opinion.

A-23-000367

State v William S Serrano

ROD Submission to Court
Affirmed in part, and in part vacated and remanded for resentencing.
Riedmann, Judge. (P)

A-23-000382

Haner v. Haner

ROD Submitted to Court without Oral Argument
Affirmed. Moore, Judge. See Memorandum Web Opinion.

A-23-000433

Dittrich v. Nebraska Department of Correctional Services

ROD Submitted to Court without Oral Argument
Affirmed. Bishop, Judge. See Memorandum Web Opinion.

A-23-000445

McCarter v. Pingilley

ROD Submitted to Court without Oral Argument
Affirmed. Moore, Judge. See Memorandum Web Opinion.

A-23-000459

In re Interest of Paislee K.

ROD Submitted to Court without Oral Argument
Affirmed. Moore, Judge. See Memorandum Web Opinion.

A-23-000714

Wabashaw v. Lewien

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ROD

Mot. of Appellee for Summary Affirmance

Appellee's motion for summary affirmance is granted. An action for habeas corpus is a collateral attack on a judgment of conviction. *Sanders v. Frakes*, 295 Neb. 374, 888 N.W.2d 514 (2016). Absent statutory authority to the contrary, only a void judgment may be collaterally attacked. *Id.* Thus, a judgment that is not void, even if erroneous, cannot be collaterally attacked. *Id.* Appellant's conviction was properly enhanced. See Neb. Rev. Stat. § 29-2221 (Cum. Supp. 2023) (requiring evidence of two or more felony convictions for purposes of enhancement). See also *State v. Briggs*, 303 Neb. 352, 378, 929 N.W.2d 65 (2019) (dispensing of need to determine validity of third felony conviction when evidence of two prior felony convictions existed sufficient to meet enhancement requirements).

A-23-001035

Kumke v. Palu

Motion of Appellant to Extend Brief Date

Motion considered. By order of the Court, Appellant's FINAL brief date extended to April 17, 2024. No further extensions will be allowed except upon a showing of good cause. Neither the stipulation of the parties nor the press of other business constitutes good cause. See Neb. Ct. R. App. P. § 2-106(E)(2).

A-24-000097

State v. Keinald V Parnell

Motion Appellant to Extend Brief Date

Motion considered. By order of the Court, Appellant's FINAL brief date extended to April 22, 2024. No further extensions will be allowed except upon a showing of good cause. Neither the stipulation of the parties nor the press of other business constitutes good cause. See Neb. Ct. R. App. P. § 2-106(E)(2).

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S-23-000608

Mann v. Mann

Motion of Appellant to Withdraw Pleading

Appellant's motion to withdraw her motion to extend brief date 14 days is sustained.