

NEBRASKA COURT OF APPEALS ADVANCE SHEETS
CASES DISPOSED OF BY MEMORANDUM OPINION

LIST OF CASES DISPOSED OF BY
MEMORANDUM OPINION AND
JUDGMENT ON APPEAL
(Author judge listed first.)

(* Indicates case appearing on list for first time.)

(† Indicates opinion selected for posting to court Web site.)

†No. A-24-668: **Bentley v. Sandhills Aviation**. Affirmed. Welch, Moore, and Bishop, Judges.

†No. A-24-818: **Millard Gutter Co. v. Farmers Mut. Ins. Co.** Reversed and remanded with directions. Moore, Pirtle, and Freeman, Judges.

†No. A-24-845: **State v. Wonka**. Affirmed. Pirtle, Welch, and Freeman, Judges.

†No. A-24-873: **State v. Thomas**. Affirmed. Freeman, Judge, and Riedmann, Chief Judge, and Pirtle, Judge.

†No. A-24-918: **State v. Davis**. Affirmed. Pirtle, Moore, and Freeman, Judges.

†No. A-25-045: **State v. Buie**. Affirmed. Moore, Bishop, and Welch, Judges.

†No. A-25-110: **Rainwood One v. Intersystems International**. Affirmed. Bishop, Moore, and Welch, Judges.

†No. A-25-118: **State v. Smith**. Affirmed. Freeman, Judge, and Riedmann, Chief Judge, and Pirtle, Judge.

†No. A-25-204: **State v. Npimnee**. Affirmed. Moore, Pirtle, and Freeman, Judges.

†No. A-25-212: **Storm v. Cornutt**. Affirmed. Pirtle, Moore, and Freeman, Judges.

†No. A-25-213: **State v. Crouse**. Affirmed. Bishop, Judge, and Riedmann, Chief Judge, and Welch, Judge.

†No. A-25-215: **State v. Quinn**. Affirmed. Moore, Bishop, and Welch, Judges.

†No. A-25-238: **In re Interest of Annabella M. & Castiel B.** Affirmed in part, and in part dismissed. Pirtle, Moore, and Welch, Judges.

†No. A-25-240: **State v. Lockman**. Affirmed. Moore, Bishop, and Welch, Judges.

†No. A-25-242: **Mitchell v. Mitchell**. Affirmed. Freeman, Judge, and Riedmann, Chief Judge, and Pirtle, Judge.

NEBRASKA COURT OF APPEALS ADVANCE SHEETS
CASES DISPOSED OF BY MEMORANDUM OPINION

†No. A-25-244: **Dworak v. Shamrock Hills**. Affirmed as modified. Pirtle, Judge, and Riedmann, Chief Judge, and Freeman, Judge.

†No. A-25-246: **Artisan Pools, Inc. v. Siemer**. Affirmed. Riedmann, Chief Judge, and Bishop and Freeman, Judges.

†No. A-25-249: **State v. Britsch**. Affirmed. Freeman, Moore, and Pirtle, Judges.

†No. A-25-250: **Conroy v. Frank**. Affirmed as modified. Freeman, Judge, and Riedmann, Chief Judge, and Pirtle, Judge.

†No. A-25-251: **State v. Collins**. Affirmed. Pirtle, Judge, and Riedmann, Chief Judge, and Freeman, Judge.

†No. A-25-264: **State on behalf of Aarayah L. v. David W.** Affirmed. Pirtle, Judge, and Riedmann, Chief Judge, and Freeman, Judge.

†No. A-25-274: **In re Interest of Jordan S. & Madison S.** Affirmed. Moore, Bishop, and Welch, Judges.

†No. A-25-280: **In re Guardianship & Conservatorship of Jolene M.** Affirmed. Riedmann, Chief Judge, and Bishop and Welch, Judges.

†No. A-25-282: **Beatty v. Poitier**. Affirmed in part, and in part reversed and remanded with directions. Welch, Moore, and Bishop, Judges.

†No. A-25-283: **Jones v. Sleper**. Reversed in part, vacated in part, and remanded with directions. Welch, Moore, and Bishop, Judges.

†No. A-25-285: **State v. Munoz**. Affirmed. Bishop, Moore, and Welch, Judges.

†No. A-25-287: **State v. Gach**. Affirmed. Pirtle, Moore, and Freeman, Judges.

†No. A-25-288: **State v. Tamblyn**. Affirmed. Freeman, Pirtle, and Bishop, Judges.

†No. A-25-291: **Bridgewater Homes v. Woodsonia Acquisitions**. Affirmed. Welch, Moore, and Pirtle, Judges.

†No. A-25-302: **Campbell v. Campbell**. Affirmed. Bishop, Judge, and Riedmann, Chief Judge, and Welch, Judge.

†No. A-25-311: **Climer v. Wilson**. Affirmed. Moore, Pirtle, and Freeman, Judges.

†No. A-25-312: **State v. Jacob**. Affirmed. Moore, Bishop, and Welch, Judges.

†No. A-25-313: **State v. Rudloff**. Affirmed. Welch, Judge, and Riedmann, Chief Judge, and Bishop, Judge.

†No. A-25-322: **State v. Moore**. Affirmed. Welch, Moore, and Pirtle, Judges.

NEBRASKA COURT OF APPEALS ADVANCE SHEETS
CASES DISPOSED OF BY MEMORANDUM OPINION

†No. A-25-324: **In re Interest of Bella C.** Affirmed. Pirtle, Moore, and Welch, Judges.

†No. A-25-325: **Nerud v. Schuler.** Affirmed. Welch, Moore, and Bishop, Judges.

†No. A-25-339: **Palmer v. Palmer.** Affirmed. Freeman, Judge, and Riedmann, Chief Judge, and Pirtle, Judge.

†No. A-25-343: **State v. Suhr.** Affirmed. Freeman, Moore, and Pirtle, Judges.

†No. A-25-349: **Patach v. Patach.** Affirmed in part, and in part vacated. Bishop, Moore, and Welch, Judges.

No. A-25-372: **Volmer v. Volmer.** Affirmed. Welch, Moore, and Pirtle, Judges.

†No. A-25-386: **State v. Say.** Affirmed. Freeman, Moore, and Pirtle, Judges.

†No. A-25-387: **In re Interest of Malachi D. et al.** Reversed and remanded with directions. Freeman, Pirtle, and Welch, Judges.

†No. A-25-388: **Olson v. Olson.** Affirmed. Welch, Judge, and Riedmann, Chief Judge, and Bishop, Judge.

No. A-25-392: **O'Neil v. Rounds.** Affirmed. Welch, Moore, and Bishop, Judges.

†Nos. A-25-403, A-25-576: **Koch v. City of Sargent.** Appeals dismissed. Moore, Judge, and Riedmann, Chief Judge, and Pirtle, Judge.

No. A-25-410: **Wraggs v. TFL, Inc.** Reversed and remanded for further proceedings. Freeman, Moore, and Pirtle, Judges.

†No. A-25-411: **State v. Starkey.** Affirmed. Freeman, Judge, and Riedmann, Chief Judge, and Pirtle, Judge.

†No. A-25-416: **Bruce v. Ahrendt.** Affirmed. Moore, Pirtle, and Freeman, Judges.

†No. A-25-421: **State v. Settles.** Affirmed. Riedmann, Chief Judge, and Bishop and Freeman, Judges.

†No. A-25-428: **State v. Lafave.** Affirmed. Moore, Welch, and Freeman, Judges.

†No. A-25-434: **Mumin v. Taste of New Orleans.** Affirmed. Welch, Judge, and Riedmann, Chief Judge, and Bishop, Judge.

†No. A-25-439: **State v. Williams.** Affirmed. Freeman, Pirtle, and Welch, Judges.

†No. A-25-440: **Villegas v. Bridges, Inc.** Affirmed. Pirtle, Moore, and Freeman, Judges.

†No. A-25-441: **Hohenstein v. Vidal.** Affirmed in part, and in part reversed and remanded for further proceedings. Moore, Pirtle, and Freeman, Judges.

NEBRASKA COURT OF APPEALS ADVANCE SHEETS
CASES DISPOSED OF BY MEMORANDUM OPINION

†No. A-25-442: **Campbell v. Bel Fury Investments**. Affirmed. Moore, Judge, and Riedmann, Chief Judge, and Pirtle, Judge.

†No. A-25-444: **State on behalf of Apollo S. v. Adam S.** Affirmed in part, and in part reversed. Freeman, Moore, and Pirtle, Judges.

†No. A-25-448: **McReynolds v. McReynolds**. Affirmed. Riedmann, Chief Judge, and Bishop and Freeman, Judges.

†No. A-25-449: **State v. Lay**. Affirmed. Moore, Judge, and Riedmann, Chief Judge, and Bishop, Judge.

†No. A-25-450: **State ex rel. Nebraska Real Estate Commission v. Hart**. Affirmed. Freeman, Moore, and Pirtle, Judges.

†No. A-25-451: **State v. Loftin**. Affirmed. Freeman, Pirtle, and Bishop, Judges.

†No. A-25-454: **State v. Opal**. Affirmed. Pirtle, Bishop, and Freeman, Judges.

†No. A-25-455: **In re Interest of Adalyn H. & Kenley H.** Affirmed. Pirtle, Judge, and Riedmann, Chief Judge, and Freeman, Judge.

†No. A-25-463: **State v. Townsell**. Affirmed. Freeman, Moore, and Pirtle, Judges.

†No. A-25-466: **In re Interest of Alayna N.** Affirmed. Welch, Judge, and Riedmann, Chief Judge, and Bishop, Judge.

†No. A-25-468: **Dibbern v. Dibbern**. Affirmed. Moore, Pirtle, and Freeman, Judges.

†No. A-25-471: **State v. Swartz**. Affirmed. Pirtle, Moore, and Freeman, Judges.

†No. A-25-484: **State v. Jones**. Affirmed. Welch, Pirtle, and Freeman, Judges.

†Nos. A-25-485, A-25-486: **State v. Carr**. Affirmed as modified. Pirtle, Judge, and Riedmann, Chief Judge, and Freeman, Judge.

†No. A-25-487: **State v. Vannier**. Affirmed. Bishop, Judge, and Riedmann, Chief Judge, and Freeman, Judge.

†No. A-25-492: **In re Interest of Luna F. & Kingston S.** Affirmed. Moore, Bishop, and Welch, Judges.

No. A-25-493: **Ottosen v. Wagner**. Affirmed in part, and in part reversed and vacated. Welch, Judge, and Riedmann, Chief Judge, and Bishop, Judge.

†No. A-25-497: **State v. Pineda-Paz**. Affirmed. Bishop, Judge, and Riedmann, Chief Judge, and Moore, Judge.

†No. A-25-500: **State v. Iratukunda**. Affirmed. Pirtle, Moore, and Welch, Judges.

†No. A-25-519: **In re Interest of Myah C. & Mariah C.** Affirmed. Riedmann, Chief Judge, and Pirtle and Freeman, Judges.

NEBRASKA COURT OF APPEALS ADVANCE SHEETS
CASES DISPOSED OF BY MEMORANDUM OPINION

†No. A-25-526: **State v. Tilkins**. Affirmed. Welch, Judge, and Riedmann, Chief Judge, and Bishop, Judge.

†No. A-25-527: **Rosberg v. Smith**. Affirmed. Bishop, Judge, and Riedmann, Chief Judge, and Freeman, Judge.

†No. A-25-528: **Rosberg v. Rosberg**. Affirmed. Bishop, Judge, and Riedmann, Chief Judge, and Welch, Judge.

†Nos. A-25-540 through A-25-542: **In re Interest of Phoenix B. et al.** Affirmed. Bishop, Judge, and Riedmann, Chief Judge, and Welch, Judge.

†No. A-25-544: **Harrifeld v. Strumpher**. Affirmed. Bishop, Judge, and Riedmann, Chief Judge, and Welch, Judge.

*†No. A-25-545: **Dickes v. Dickes**. Affirmed. Bishop, Welch, and Freeman, Judges.

†No. A-25-552: **State v. Renteria-Delgado**. Affirmed. Welch, Moore, and Pirtle, Judges.

†No. A-25-557: **State v. Left Hand**. Affirmed. Riedmann, Chief Judge, and Bishop and Welch, Judges.

†No. A-25-560: **Larr v. Larr**. Affirmed. Pirtle, Moore, and Welch, Judges.

†No. A-25-567: **In re Interest of Keaira T. et al.** Affirmed. Riedmann, Chief Judge, and Bishop and Welch, Judges.

†Nos. A-25-568, A-25-569: **State v. Nagel**. Affirmed. Riedmann, Chief Judge, and Bishop and Welch, Judges.

†No. A-25-571: **State v. Wellard**. Affirmed. Freeman, Judge, and Riedmann, Chief Judge, and Bishop, Judge.

†No. A-25-572: **Nero v. Nero**. Affirmed. Freeman, Judge, and Riedmann, Chief Judge, and Bishop, Judge.

†No. A-25-578: **State v. Williams**. Affirmed. Moore, Pirtle, and Freeman, Judges.

No. A-25-580: **Laia R. D-W. v. George W. G.** Reversed and remanded with directions. Riedmann, Chief Judge, and Bishop and Welch, Judges.

†No. A-25-587: **State v. Mumm**. Affirmed. Bishop, Judge, and Riedmann, Chief Judge, and Welch, Judge.

†No. A-25-590: **State v. Bishop**. Affirmed in part, and in part vacated and remanded for resentencing. Pirtle, Welch, and Freeman, Judges.

†No. A-25-595: **Reitz v. Regional West Physicians Clinic**. Affirmed. Pirtle, Moore, and Freeman, Judges.

†No. A-25-604: **State v. Delgado**. Affirmed. Pirtle, Bishop, and Freeman, Judges.

NEBRASKA COURT OF APPEALS ADVANCE SHEETS
CASES DISPOSED OF BY MEMORANDUM OPINION

†No. A-25-608: **State v. Walton**. Affirmed. Freeman, Judge, and Riedmann, Chief Judge, and Bishop, Judge.

†No. A-25-610: **In re Interest of Mason S.** Affirmed. Pirtle, Moore, and Freeman, Judges.

†No. A-25-615: **Carmela H. v. Luke S.** Affirmed. Freeman, Judge, and Riedmann, Chief Judge, and Bishop, Judge.

†No. A-25-616: **State v. Warren**. Affirmed. Welch, Moore, and Bishop, Judges.

†No. A-25-619: **Kitt v. Kitt**. Affirmed. Moore, Pirtle, and Welch, Judges.

†No. A-25-622: **Erpelding v. Southall**. Affirmed. Moore, Judge, and Riedmann, Chief Judge, and Pirtle, Judge.

†No. A-25-624: **Schroeder v. Clouse**. Affirmed. Riedmann, Chief Judge, and Bishop and Welch, Judges.

†No. A-25-625: **Vollman v. Vollman**. Affirmed. Bishop, Welch, and Freeman, Judges.

†No. A-25-631: **State v. Holmes**. Affirmed. Moore, Bishop, and Welch, Judges.

*†No. A-25-637: **Wells v. Tschacher**. Affirmed. Bishop, Welch, and Freeman, Judges.

†No. A-25-639: **In re Interest of Tyler E.** Affirmed. Bishop, Judge, and Riedmann, Chief Judge, and Freeman, Judge.

†No. A-25-649: **State v. Kyle**. Affirmed. Moore, Bishop, and Welch, Judges.

†No. A-25-658: **State v. Kinnan**. Affirmed. Welch, Moore, and Bishop, Judges.

†No. A-25-659: **Miao v. Holcomb**. Affirmed. Freeman, Judge, and Riedmann, Chief Judge, and Bishop, Judge.

†Nos. A-25-670, A-25-671: **In re Interest of Charlie B. & Payzlie B.** Affirmed. Pirtle, Moore, and Welch, Judges.

†No. A-25-672: **State v. Hester**. Affirmed. Riedmann, Chief Judge, and Pirtle and Freeman, Judges.

†No. A-25-677: **State v. Rice**. Affirmed. Freeman, Judge, and Riedmann, Chief Judge, and Pirtle, Judge.

†No. A-25-678: **In re Interest of Nayomi D. & Nyema D.** Affirmed. Bishop, Welch, and Freeman, Judges.

†No. A-25-680: **State v. Marsh**. Affirmed. Bishop, Judge, and Riedmann, Chief Judge, and Freeman, Judge.

†No. A-25-696: **State v. Chapel**. Affirmed. Moore, Bishop, and Welch, Judges.

†No. A-25-700: **State v. Nunn**. Affirmed. Welch, Judge, and Riedmann, Chief Judge, and Moore, Judge.

NEBRASKA COURT OF APPEALS ADVANCE SHEETS
CASES DISPOSED OF BY MEMORANDUM OPINION

†Nos. A-25-704, A-25-705: **In re Interest of Ryder K. & Parker K.** Affirmed. Moore, Pirtle, and Welch, Judges.

†No. A-25-709: **State v. Peterson.** Affirmed. Moore, Pirtle, and Welch, Judges.

†No. A-25-712: **Npimnee v. Young.** Affirmed. Moore, Pirtle, and Welch, Judges.

No. A-25-714: **Npimnee v. Short.** Affirmed. Welch, Moore, and Pirtle, Judges.

†No. A-25-721: **State v. Shunick.** Convictions affirmed, all sentences vacated, and cause remanded for resentencing. Pirtle, Moore, and Freeman, Judges.

†No. A-25-723: **Waugh v. McManus.** Affirmed. Moore, Pirtle, and Welch, Judges.

†No. A-25-732: **State v. Allright.** Affirmed. Bishop, Moore, and Welch, Judges.

†No. A-25-733: **Tranquility Home Health Care v. Nebraska Dept. of Health & Human Servs.** Reversed and remanded for further proceedings. Moore, Pirtle, and Freeman, Judges.

†No. A-25-738: **In re Interest of Samuel A.** Affirmed. Bishop, Judge, and Riedmann, Chief Judge, and Freeman, Judge.

†No. A-25-739: **In re Interest of Kayley V.** Affirmed. Welch, Moore, and Pirtle, Judges.

†No. A-25-741: **State v. Montoya.** Affirmed in part, and in part vacated and remanded for resentencing. Freeman, Judge, and Riedmann, Chief Judge, and Pirtle, Judge.

†No. A-25-746: **State v. Menendez Castillo.** Affirmed. Pirtle, Judge, Riedmann, Chief Judge, and Moore, Judge.

†No. A-25-764: **State v. Pettid.** Affirmed. Bishop, Judge, and Riedmann, Chief Judge, and Welch, Judge.

†Nos. A-25-765, A-25-766: **State v. Cooper.** Affirmed. Bishop, Moore, and Welch, Judges.

†No. A-25-775: **State v. Wolfe.** Affirmed. Pirtle, Judge, and Riedmann, Chief Judge, and Freeman, Judge.

†No. A-25-780: **State v. Castle.** Affirmed. Riedmann, Chief Judge, and Moore and Pirtle, Judges.

†No. A-25-782: **State v. Morales.** Affirmed in part, and in part vacated and remanded with directions. Riedmann, Chief Judge, and Pirtle and Freeman, Judges.

†No. A-25-793: **State v. Zechariah H.** Affirmed. Riedmann, Chief Judge, and Moore and Welch, Judges.

†Nos. A-25-794, A-25-795: **In re Interest of Jaxson F. & Jayden F.** Affirmed. Riedmann, Chief Judge, and Bishop and Freeman, Judges.

NEBRASKA COURT OF APPEALS ADVANCE SHEETS
CASES DISPOSED OF BY MEMORANDUM OPINION

†No. A-25-799: **In re Interest of Antonio C.** Affirmed. Welch, Moore, and Pirtle, Judges.

†No. A-25-812: **Perez Yax v. Packers Sanitation Servs.** Affirmed in part, and in part remanded with directions. Bishop, Judge, and Riedmann, Chief Judge, and Freeman, Judge.

†No. A-25-814: **State v. Amen.** Affirmed. Pirtle, Moore, and Freeman, Judges.

†No. A-25-837: **State v. Solis.** Affirmed. Welch, Moore, and Pirtle, Judges.

†No. A-25-846: **State v. Barlett.** Affirmed. Pirtle, Judge, Riedmann, Chief Judge, and Moore, Judge.

†No. A-25-861: **Mines v. Prante-Ballue.** Affirmed. Freeman, Judge, and Riedmann, Chief Judge, and Bishop, Judge.

†No. A-25-875: **State v. Leos.** Affirmed. Freeman, Pirtle, and Welch, Judges.

†No. A-25-883: **State v. Johnson.** Affirmed. Riedmann, Chief Judge, and Bishop and Welch, Judges.

†No. A-25-913: **In re Interest of X'alaya C.S. et al.** Affirmed. Riedmann, Chief Judge, and Moore and Pirtle, Judges.

†No. A-25-915: **Citro v. Citro.** Affirmed. Riedmann, Chief Judge, and Moore and Pirtle, Judges.

†No. A-25-934: **State v. Mattison.** Affirmed. Riedmann, Chief Judge, and Bishop and Freeman, Judges.

†No. A-25-935: **State v. Rotherham.** Affirmed. Moore, Judge, and Riedmann, Chief Judge, and Bishop, Judge.

†No. A-25-955: **State v. Phillips.** Affirmed. Welch, Moore, and Pirtle, Judges.

†No. A-25-968: **State v. Hall.** Affirmed. Welch, Judge, and Riedmann, Chief Judge, and Bishop, Judge.

†No. A-25-972: **State v. Joiner.** Affirmed. Riedmann, Chief Judge, and Bishop and Freeman, Judges.

†No. A-26-001: **State v. Alarcon-Romero.** Affirmed in part, and in part reversed and remanded with directions. Pirtle, Welch, and Piccolo, Judges.

†No. A-26-008: **State v. Brummett.** Affirmed as modified. Freeman, Moore, and Pirtle, Judges.

†No. A-26-031: **State v. Casarrubia-Perez.** Affirmed. Welch, Pirtle, and Piccolo, Judges.

†Nos. A-26-030, A-26-032: **State v. Coffey.** Sentence in No. A-26-030 vacated, and cause remanded for resentencing. Sentences in No. A-26-032 affirmed as modified. Bishop, Judge, and Riedmann, Chief Judge, and Welch, Judge.

NEBRASKA COURT OF APPEALS ADVANCE SHEETS
CASES DISPOSED OF BY MEMORANDUM OPINION

†No. A-26-066: **State v. Adams**. Appeal dismissed. Pirtle, Welch,
and Piccolo, Judges.