

IN THE DISTRICT COURT OF _____ COUNTY, NEBRASKA

Plaintiff(s),

vs.

Defendant(s).

Case No. _____

**ORDER SETTING
PROGRESSION ON APPEAL**
(Court's motion)

DECISION APPEALED: Case No. _____, _____ County Court.

BOE FILING DEADLINE: _____ . (6 weeks after filing notice of appeal)

ORDER: On the Court's own motion, it is ORDERED that:

1. Upon the filing of the bill of exceptions (BOE) from county court, the **clerk** of this court shall:

a. Assign the appeal for oral argument on the first regular motion day which is at least 39 days after the date of filing of the BOE, and place the matter on the appropriate motion calendar as "Oral Argument on Appeal."

b. Complete, file, and mail to all parties (or the party's counsel of record) and to the district court judge, the form "Notice of Filing of BOE and Assignment of Hearing."

2. All briefs shall be submitted (see **Unif. Dist. Ct. Rule 5B**) and served:

a. Appellant(s): Within 14 days of filing of the BOE.

b. Appellee(s): Within 14 days of: (1) date of service of appellant's brief, or, (2) expiration of the time for filing appellant's brief if none is filed.

c. Reply brief(s): Any time before oral argument.

d. The page length limitations of Neb. Ct. R. of Prac. 9(B)(5) are mandatory. The other provisions of Rule 9 are recommended, but are not mandatory.

e. The parties and counsel are reminded that **Unif. Dist. Ct. Rule 18** requires the proper **filing** of a **statement of errors**.

3. A maximum of 30 minutes shall be allowed for oral argument, allocated 15 minutes to appellant(s) and 15 minutes to appellee(s). Up to four minutes of appellant's allocated time may be used for rebuttal if not exhausted during appellant's principal argument.

Signed in chambers at _____, Nebraska, on _____.

DEEMED ENTERED as of date of filing by court clerk.

If checked, the Court Clerk shall:

9 Mail a copy of this order to all counsel of record and to any pro se parties.

Done on _____, 20____ by _____.

9 Note the decision on the trial docket as: [date of filing] Signed "Order Setting Progression on Appeal" entered.

Done on _____, 20____ by _____.

Mailed to:

BY THE COURT:

William B. Cassel, District Judge