

NEBRASKA SUPREME COURT
AND NEBRASKA COURT OF APPEALS
OFFICE OF THE CLERK
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March 19, 2008

ATTORNEY GENERAL
2115 State Capitol
Lincoln, NE 68509

IN CASE OF: A-07-001003, State ex rel. Linder v. Dahlgren Cattle Co., Inc.

The following internal procedural submission or filing by a party:

Mot. of Appellee for Summary Affirmance **submitted or filed** 02/04/08

has been reviewed by the court and the following order entered:

Motion of appellee for summary affirmance sustained. See order.

Respectfully,

CLERK OF THE SUPREME COURT
AND COURT OF APPEALS

NOTICE

Docket Fee for Petitions for Further Review

As of July 1, 2005, pursuant to Neb. Rev. Stat. § 33-103.01 and S. Ct. Rule of Prac. and Proc. Rule 2(F)1, a docket fee of \$50.00 shall be paid to the Clerk of the Supreme Court at the time of filing a Petition for Further Review. Such docket fee shall be required for each appellate case number in which further review is sought, regardless of consolidation of cases for opinion by the Court of Appeals, and by each party filing for further review. This docket fee shall be waived for an indigent person who has been granted leave to proceed in forma pauperis on appeal by the trial court.

DEPARTMENT OF JUSTICE

MAR 20 2008

STATE OF NEBRASKA

IN THE NEBRASKA COURT OF APPEALS

State of Nebraska, ex rel.)
Michael J. Linder, Director,)
Nebraska Department of)
Environmental Quality,)
)
Appellee,)
)
v.)
)
Dahlgren Cattle Co., Inc.,)
)
Appellant.)

No. A-07-1003

O R D E R

Motion of appellee for summary affirmance sustained; judgment affirmed. See Rule 7B(2); *State ex rel. Grams v. Beach*, 243 Neb. 126, 498 N.W.2d 83 (1993) (amount of penalty left to discretion of courts); *Nebraska Legislature ex rel. State v. Hergert*, 271 Neb. 976, 720 N.W.2d 372 (2006) (probative value of circumstantial evidence); *State v. Wisinski*, 268 Neb. 778, 688 N.W.2d 586 (2004) (admissibility of prior acts evidence reviewed for abuse of discretion).

Dated this 19th day of March, 2008.

BY THE COURT.

FILED

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CLERK
NEBRASKA SUPREME COURT
COURT OF APPEALS