

**CLERK OF THE NEBRASKA SUPREME COURT
AND NEBRASKA COURT OF APPEALS**
2413 State Capitol, P.O. Box 98910
Lincoln, Nebraska 68509-8910
(402) 471-3731
FAX (402) 471-3480

December 20, 2021

Antonio D Rooks-Byrd #73537
Nebraska State Penitentiary
P.O. Box 22500
Lincoln, NE 68542-2500

IN CASE OF: A-21-000543, State v. Antonio D Rooks-Byrd
TRIAL COURT/ID: Sarpy County District Court CR10-69

The following filing: Motion Appellee for Summary Affirmance
Filed on 09/15/21
Filed by appellee State of Nebraska

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

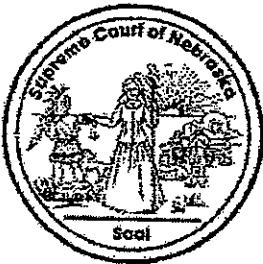
Motion of Appellee for summary affirmance sustained. See Neb. Ct. R. App. P. § 2-107(B)(2). None of Appellant's allegations present circumstances involving a constitutional right where no forum is provided under Nebraska law to assert the challenge. See State v. Smith, 288 Neb. 797, 851 N.W.2d 665 (2014) (common law procedure to vacate criminal conviction limited to very rare circumstance where due process principles require forum for vindication of a constitutional right and no other forum is provided by Nebraska law). Speedy trial claim was waived by Appellant's plea. See State v. Manjikian, 303 Neb. 100, 927 N.W.2d 60 (2019) (voluntary entry of guilty or no contest plea waives every defense to a charge, whether the defense is procedural, statutory, or constitutional with exceptions including the defenses of insufficiency of the indictment, information, or complaint; ineffective assistance of counsel; and lack of jurisdiction).

Respectfully,

Clerk of the Supreme Court
and Court of Appeals

"APPENDIX A."

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**CLERK OF THE NEBRASKA SUPREME COURT
AND NEBRASKA COURT OF APPEALS**

**2413 State Capitol, P.O. Box 98910
Lincoln, Nebraska 68509-8910
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February 22, 2022

Antonio D Rooks-Byrd #73537
Nebraska State Penitentiary
P.O. Box 22500
Lincoln, NE 68542-2500

**IN CASE OF: A-21-000543, State v. Antonio D Rooks-Byrd
TRIAL COURT/ID: Sarpy County District Court CR10-69**

**The following filing: Petition Appellant for Further Review
Filed on 01/18/22
Filed by appellant Antonio D Rooks-Byrd #73537**

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

Petition of Appellant for further review denied.

Respectfully,

Clerk of the Supreme Court
and Court of Appeals

"APPENDIX B."

IN THE DISTRICT COURT OF SARPY COUNTY, NEBRASKA

DENY MOTION-VACATE

STATE V. ANTONIO D ROOKS-BYRD

Case ID: CR 10 69

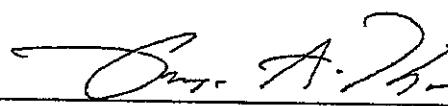
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THIS MATTER comes before the Court on 6/09/2021.

The Motion-Vacate filed on 06/03/2021 is denied. Common-law procedure to vacate is not available to Defendant. See State v. Jerke, 302 Neb. 372, 923 N.W.2d 78 (2019). Defendant's Motion-Absolute Discharge filed on 6/03/21 is denied. Defendant's Motion is procedurally barred. See Neb. Rev. Stat. 29-1208 and State v. Hert, 192 Neb. 751, 224 N.W.2d 188 (1974).

Date: June 9, 2021

BY THE COURT:


Hon. George A Thompson



"APPENDIX C."

Antonio D Rooks-Byrd 73537
P.O. Box 22500
Lincoln, NE 68542-2500

FILED BY
Clerk of the Sarpy District Court
06/09/2021

IN THE DISTRICT COURT OF SARPY COUNTY, NEBRASKA

DENY MOTION-COUNSEL

STATE V. ANTONIO D ROOKS-BYRD

Case ID: CR 10 69

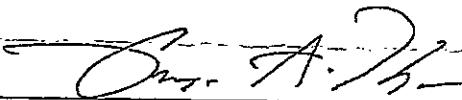
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THIS MATTER comes before the Court on 6/09/2021.

The Motion-Counsel filed on 06/03/2021 is denied as moot. There is no case in controversy warranting appointment of counsel. The Court further finds Defendant's motion filed on 6/03/21 are frivolous.

Date: June 9, 2021

BY THE COURT:


Hon. George A Thompson



"APPENDIX C."

Antonio D Rooks-Byrd 73537
P.O. Box 22500
Lincoln, NE 68542-2500

FILED BY

Clerk of the Sarpy District Court
06/09/2021