

ARKANSAS COURT OF APPEALS

No. CA 09-117

PHIL STRATTON

APPELLANT

V.

CATHY SULLIVAN

APPELLEE

Opinion Delivered JANUARY 13, 2010

APPEAL FROM THE FAULKNER
COUNTY CIRCUIT COURT,
[NO. PR07-470]

HONORABLE MICHAEL A. MAGGIO,
JUDGE

AFFIRMED

PER CURIAM

Rebriefing was ordered in this appeal on September 23, 2009, because appellant's addendum omitted certain items necessary to our understanding of the case: appellant's "Complaint in Equity to Construe Decedent's Will and Trust of Decedent"; the order transferring appellant's complaint from circuit to probate division; Letters Testamentary appointing appellant as personal representative; appellant's "Date of Death Inventory"; and appellee's objection and amended objection to the inventory. Ark. Sup. Ct. R. 4-2(a)(8) requires an appellant's addendum to include relevant pleadings, documents, or exhibits essential to an understanding of the case and the court's jurisdiction on appeal. Pursuant to Ark. Sup. Ct. R. 4-2(b)(3), appellant was given fifteen days from the date of the rebriefing order in which to file a substituted brief with an addendum that contains the above-listed matters. Appellant has not complied with this order within the prescribed time. Therefore, this appeal is affirmed for noncompliance with Rule 4-2.

Affirmed.

Phil Stratton, for appellant.

Stuart W. Hankins and *A. Vaughan Hankins*, for appellee.