

ARKANSAS COURT OF APPEALS

DIVISION IV
No. CV-13-209

KIMBERLY PATTON AND GARY
SHELLEY

APPELLANTS

V.

ARKANSAS DEPARTMENT OF
HUMAN SERVICES AND MINOR
CHILDREN

APPELLEES

Opinion Delivered June 19, 2013

APPEAL FROM THE SEBASTIAN
COUNTY CIRCUIT COURT, FORT
SMITH DISTRICT
[NO. JV-11-138]

HONORABLE MARK HEWETT,
JUDGE

AFFIRMED; MOTIONS TO BE
RELIEVED GRANTED

PHILLIP T. WHITEAKER, Judge

Kimberly Patton and Gary Shelley have brought separate no-merit appeals from an order terminating their parental rights to their children, A.S., T.S.1, and T.S.2. Patton's and Shelley's attorneys have filed motions to be relieved as counsel and no-merit briefs pursuant to *Linker-Flores v. Arkansas Department of Human Services*, 359 Ark. 131, 194 S.W.3d 739 (2004), and Arkansas Supreme Court Rule 6-9(i) (2012), asserting that there are no issues of arguable merit to support the appeal. Both briefs include discussions of the sufficiency of the evidence to support the termination order; in addition, they address all matters in the record that might arguably support an appeal, including all adverse rulings, and contain a statement as to why counsel considers each point raised as incapable of supporting a meritorious appeal. The clerk of this court sent copies of the briefs and motions to be relieved to Patton and



Cite as 2013 Ark. App. 412

Shelley, advising them that they had the right to file pro se points for reversal. Neither appellant responded.

After careful review of the record in accordance with Rule 6-9(i) of the Rules of the Arkansas Supreme Court and Court of Appeals, we hold that an appeal of the termination of appellants' parental rights lacks merit and that the termination of their parental rights should be affirmed. We therefore grant counsels' motions to be relieved.

Affirmed; counsels' motions to be relieved granted.

VAUGHT and HIXSON, JJ., agree.

Janet Lawrence, for appellant Kimberly Patton.

Deborah R. Sallings, Arkansas Public Defender Commission, for appellant Gary Shelley.

No response.