

ARKANSAS COURT OF APPEALS

DIVISION IV

No. CV-15-42

STEPHENS PRODUCTION
COMPANY

APPELLANT

V.

KATHY BENNETT, FRANKLIN
COUNTY ASSESSOR; SYLVIA
KNOLES, FRANKLIN COUNTY
COLLECTOR; and FRANKLIN
COUNTY, ARKANSAS

APPELLEES

Opinion Delivered June 17, 2015

APPEAL FROM THE FRANKLIN
COUNTY CIRCUIT COURT,
NORTHERN DISTRICT
[NOS. CV-13-127 and CV-13-1]

HONORABLE DENNIS CHARLES
SUTTERFIELD, JUDGE

SUPPLEMENTAL ADDENDUM
ORDERED

WAYMOND M. BROWN, Judge

Appellant Stephens Production Company appeals the Franklin County Circuit Court's order granting appellees' motion to dismiss. Appellant argues on appeal that the court's dismissal was an abuse of discretion. More specifically, appellant argues that (1) the trial court's dismissal on the basis of lack of jurisdiction was in error because appellant was represented in county court by a licensed attorney; (2) the court's dismissal on the basis of failure to name necessary parties was an abuse of discretion because there were no necessary parties, and even if there were, appellant should have been given the opportunity to make them parties; and (3) the court's dismissal on the basis of exclusive Arkansas Public Service Commission jurisdiction was an abuse of discretion because appellant is not a pipeline

company or utility, and even if it was, the assessor is responsible for assessing all producing mineral interests. We do not reach the merits of appellant's arguments due to deficiencies in the addendum.

Arkansas Supreme Court Rule 4-2(a)(8)¹ requires that the addendum to the appellant's brief contain copies of non-transcript documents in the record on appeal that are essential for the appellate court to confirm its jurisdiction, understand the case, and decide the issues on appeal. Here, appellant has failed to include the notices of appeal to county court as well as the motions to consolidate the cases in the addendum. We direct appellant to file a supplemental addendum within seven calendar days of this opinion.² We encourage counsel to review our rules to ensure that no other deficiencies are present.

Supplemental addendum ordered.

ABRAMSON and GLOVER, JJ., agree.

Jones, Jackson & Moll, PLC, by: *Mark Moll*, for appellant.

James C. Mainard, Franklin County Civil Attorney, for appellees.

¹(2014).

²Arkansas Supreme Court Rule 4-2(b)(4).