

## ARKANSAS COURT OF APPEALS

DIVISION IV

No. CA09-1234

YOLANDA OWENS

APPELLANT

V.

ARKANSAS DEPARTMENT OF  
HUMAN SERVICES

APPELLEE

**Opinion Delivered** December 1, 2010

APPEAL FROM THE UNION  
COUNTY CIRCUIT COURT  
[NO. JV-2009-35-3]

HONORABLE EDWIN KEATON,  
JUDGE

AFFIRMED; MOTION TO  
WITHDRAW GRANTED

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### JOHN MAUZY PITTMAN, Judge

This is an appeal from the termination of appellant's parental rights to her daughter, S.O., born January 19, 2009. Appellant's counsel states that there are no issues of arguable merit for appeal and has filed a no-merit brief and motion to withdraw in accordance with *Linker-Flores v. Arkansas Department of Human Services*, 359 Ark. 131, 194 S.W.3d 739 (2004), and Ark. Sup. Ct. R. 6-9(i). The clerk of this court sent a copy of the no-merit brief to appellant, informing her of her right to submit *pro se* points for appeal. Appellant has submitted *pro se* points, but her arguments are based on facts alleged to have occurred after the order appealed from, which are outside the record and which state no legal ground for reversal. See *Trout v. Arkansas Department of Human Services*, 359 Ark. 283, 197 S.W.3d 486 (2004).

Cite as 2010 Ark. App. 789

In an opinion delivered April 21, 2010, we remanded to the trial court with instructions to clarify the order appealed from. *Owens v. Arkansas Department of Human Services*, 2010 Ark. App. 335. The trial court has done so, and the case is again before us.

After carefully examining the record and the briefs before us, we find that counsel has complied with the requirements established by the Arkansas Supreme Court in *Linker-Flores* and Rule 6-9(i), and we hold that the appeal is without merit. Accordingly, we grant counsel's motion to withdraw and affirm the order terminating appellant's parental rights.

Affirmed; motion to withdraw granted.

GRUBER and GLOVER, JJ., agree.