

ARKANSAS COURT OF APPEALS

DIVISION I
No. CA09-326

HOWE NOW, INC., ET AL.

APPELLANTS

V.

FISHING UNIVERSITY

APPELLEES

Opinion Delivered December 16, 2009

APPEAL FROM THE SEBASTIAN
COUNTY CIRCUIT COURT
[NO. CV-2006-373-G]

HONORABLE J. MICHAEL
FITZHUGH, JUDGE

AFFIRMED ON DIRECT APPEAL;
CROSS-APPEAL DISMISSED

JOHN MAUZY PITTMAN, Judge

This appeal is from an action in the Sebastian County Circuit Court to collect on a default judgment previously rendered by a federal court. The trial court held that appellant Jim Howe was personally liable for a corporate debt of Howe Now, Inc., finding that the debt was incurred while the corporate charter was revoked and that Jim Howe was actively engaged in the business during the period of revocation. Appellants argue on appeal that these findings are clearly erroneous. We affirm.

The individual appellants are Jim and Sarah Howe. They are the shareholders of Howe Now, Inc., a manufacturer of fishing lures. Howe Now contracted with Fishing University to air television endorsements of its products over a period of several years. Howe Now defaulted on its obligation to pay for the advertisements. In addition, Howe Now's