

Robert N. FORD *v.* STATE of Arkansas

621 S.W 2d 701

Supreme Court of Arkansas
October 5, 1981

APPEAL & ERROR — LATE TENDER OF RECORD IN CRIMINAL CASE —
ADMISSION OF MISTAKE BY ATTORNEY CONSTITUTES GOOD CAUSE
TO GRANT MOTION FOR RULE ON CLERK. — Where the attorney
for a criminal defendant admits that the record was tendered
late due to a mistake on his part, this is good cause to grant a
motion for rule on the clerk.

Motion for rule on the clerk; motion granted.

John W. Settle, for appellant.

Steve Clark, Atty. Gen., by: *Alice Ann Burns*, Asst. Atty.
Gen., for appellee.

PER CURIAM. Appellant, Robert N. Ford, by his at-
torney, has filed for a rule on the clerk.

His attorney, John W. Settle, admits that the record was
tendered late due to a mistake on his part.

We find that such an error, admittedly made by the
attorney for a criminal defendant, is good cause to grant the
motion. See our Per Curiam opinion dated February 5, 1979,
In Re: Belated Appeals in Criminal Cases.

A copy of this opinion will be forwarded to the
Committee on Professional Conduct.