

Gary YENT *v.* STATE of Arkansas

655 S.W.2d 369

Supreme Court of Arkansas
Opinion delivered July 5, 1983

APPEAL & ERROR — MOTION FOR BELATED APPEAL — LATE TENDER OF RECORD — ADMISSION OF MISTAKE BY ATTORNEY GOOD CAUSE FOR GRANTING MOTION. — An admission by an attorney for a criminal defendant that the record was tendered late due to a mistake on his part is good cause to grant a motion for belated appeal.

Motion for Belated Appeal; motion granted.

Law Office of W. B. Putman, by: *E. E. Maglothin, Jr.*,
for appellant.

Steve Clark, Atty. Gen., by: *Theodore Holder*, Asst.
Atty. Gen., for appellee.

PER CURIAM. Following our denial of a motion for a rule on the clerk to permit the record in this case to be filed out of time. *Yent v. State*, 279 Ark. 268, 650 S.W.2d 577 (1983), the appellant's attorney, E. E. Maglothin, Jr., has filed a petition for a belated appeal, assuming full responsibility for the error. Pursuant to our per curiam order concerning such appeals, 265 Ark. 964 (1979), the motion for a belated appeal is granted. A copy of this opinion will be forwarded to the Committee on Professional Conduct.