

Jerry Wayne PEMBERTON v. STATE of Arkansas

717 S.W.2d 784

Supreme Court of Arkansas  
Opinion delivered October 13, 1986

APPEAL & ERROR — MOTION FOR RULE ON THE CLERK — GOOD CAUSE FOR GRANTING. — 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 rule on the clerk.

Motion for Rule on the Clerk; granted.

*Bill E. Ross*, for appellant.

No response.

PER CURIAM. [1] The record in case E-85-68 from Mississippi Circuit Court was tendered late and the clerk refused to file the record. The attorney for appellant, Bill E. Ross, admits responsibility for failing to timely file the record. That admission on the part of counsel constitutes good cause for granting the motion. Per Curiam Order of Feb. 5, 1979, 265 Ark. 964. The motion for a rule on the clerk is accordingly granted.

A copy of this order will be sent to the Committee on  
Professional Conduct.

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