

ARK.] PULASKI COUNTY CIVIL SERVICE COMM'N  
v. HENSON 185  
Cite as 293 Ark. 185 (1987)

PULASKI COUNTY CIVIL SERVICE COMMISSION,  
Ellis THROCKMORTON, et al. v. Paul F. HENSON

87-3

735 S.W.2d 700

Supreme Court of Arkansas  
Opinion delivered September 14, 1987

APPEAL & ERROR — APPEAL QUESTIONED CONSTITUTIONALITY OF ACT  
REPEALED — MOTION TO DISMISS APPEAL GRANTED. — Where the  
case on appeal questioned the constitutionality of Act 952 of 1977,  
as amended, and shortly after this appeal was lodged and the  
appellants' brief was filed, Act 657 of 1987 repealed Act 952 of  
1977 and contained an emergency clause making it effective

immediately upon its approval by the Governor on April 6, 1987, the supreme court granted appellee's motion to dismiss the appeal.

Appeal from the Pulaski County Chancery Court; *Lee Munson*, Chancellor; motion to dismiss granted.

*Ivester, Henry, Skinner & Camp*, by: *Stephen L. Curry*, for appellants.

*Howell, Price, Trice, Basham & Hope, P.A.*, by: *William H. Trice III*, for appellee.

TOM GLAZE, Justice. [1] This case involves the constitutionality of Act 952 of 1977, as amended (Ark. Stat. Ann. §§ 12-1120—1137). After this cause was lodged on appeal and the appellants' brief was filed, the General Assembly enacted Act 657 of 1987, which repealed Act 952 of 1977 in its entirety. Act 657 contained an emergency clause making the Act effective immediately upon its approval by the Governor on April 6, 1987.

Appellee earlier had moved that this cause be dismissed, alleging the issues raised herein had become moot upon the repeal of Act 952 and the abolishment of all civil service commissions, including the Pulaski County Civil Service Commission, created under Act 952. Although we denied appellee's earlier motion, we now grant it after the submission of this cause and our opportunity to fully review the parties' briefs and arguments therein.

Appellee's motion to dismiss is granted.

HICKMAN, J., not participating.