

Billy Joe CAMPBELL v. STATE of Arkansas

CR 94-514

877 S.W.2d 912

Supreme Court of Arkansas
Opinion delivered June 6, 1994

APPEAL & ERROR — MOTION FOR RULE ON THE CLERK TREATED AS MOTION FOR BELATED APPEAL — GOOD CAUSE FOR GRANTING. — Where appellant's notice of appeal filed on January 21, 1994, was not effective because the judgment was not entered until February 3, 1994, appellant's motion for rule on the clerk was treated as a motion for belated appeal and granted; a copy of the opinion was forwarded to the Committee on Professional Conduct.

Motion for Rule on the Clerk; granted.

John Clinton Goodson, for appellant.

No response.

[1] PER CURIAM. We treat this motion for rule on the clerk as a motion for a belated appeal. Appellant filed his notice of appeal on January 21, 1994, whereas the judgment was not entered until February 3, 1994. Under our rules the notice of appeal was of no effect. Ark. R. App. P. 4; *Kelly v. Kelly*, 310 Ark. 244, 835 S.W.2d 249 (1991).

We grant the motion for a belated appeal and direct that a copy of this opinion be forwarded to the Committee on Professional Conduct.