

Kenneth HAWKINS *v.* STATE of Arkansas

CR. 01-1065

57 S.W.3d 170

Supreme Court of Arkansas  
Opinion delivered October 18, 2001

APPEAL & ERROR — MOTION FOR RULE ON 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 her part is good cause to grant a motion for rule on the clerk.

Motion for Rule on the Clerk; granted.

*Tjuana C. Byrd*, for appellant.

No response.

**P**ER CURIAM. Petitioner, Kenneth Hawkins, by his attorney Tjuana C. Byrd, Deputy Public Defender for the Sixth Judicial District, has filed a motion for rule on the clerk. His attorney admits that the record was tendered late due to a mistake on her part.

[1] We find that such error, admittedly made by the attorney for a criminal defendant, is good cause to grant the motion. See *Terry v. State*, 272 Ark. 243, 613 S.W.2d 90 (1981); *In Re: Belated Appeals in Criminal Cases*, 265 Ark. 964 (1979) (*per curiam*).

A copy of this per curiam will be forwarded to the Committee on Professional Conduct. *In Re: Belated Appeals in Criminal Cases*, 265 Ark. 964.