

Terrance ROBINSON and Tamagum Antonio
Robinson v. STATE of Arkansas

CR 01-351

57 S.W.3d 162

Supreme Court of Arkansas
Opinion delivered October 11, 2001

APPEAL & ERROR — MOTION TO SUBSTITUTE TRANSCRIPT — GRANTED
CONDITIONED ON ATTORNEY CERTIFICATION OF RECORD. —
Where appellants moved that a copy of the transcript be substituted
for the original because the original record and exhibits could not
be located, the supreme court granted the motion, conditioned
upon the reconstruction of the record by all attorneys of record and
their certification by affidavit that the record is full, accurate, and
complete.

Motion to Substitute Transcript; granted conditioned on
Attorney Certification of the Record.

Bill Lewellen, for appellant.

No response.

PER CURIAM. The appellants, Terrance and Tamagum
Antonio Robinson, advise this court that the original
record and exhibits cannot be located. They move this court to

permit a copy of the trial transcript to be substituted for the original.

[1] Because this is a criminal case, we direct the Supreme Court Clerk to accept the substituted copy of the trial transcript as of the time when all of the attorneys of record certify to the Clerk, by affidavit, that the copy of the trial transcript is true, accurate, and complete. *Cf. Mitchell v. State*, 345 Ark. 359, 45 S.W.3d 846 (2001) (*per curiam*). We further direct that all attorneys of record reconstruct the record, including trial exhibits if necessary in accordance with our Appellate Rules, and certify in the same affidavit that the record is full, accurate, and complete. *See* Ark. R. App. P.—Civ. 6(d); Ark. R. App. P.—Crim. 4(a). Should all of the attorneys of record not make this certification by affidavit, the substituted record will not be accepted.
