

Freddie FREEMAN v. ARKANSAS STATE BOARD OF  
PAROLE AND COMMUNITY REHABILITATION

91-350

821 S.W.2d 480

Supreme Court of Arkansas  
Opinion delivered February 3, 1992

APPEAL & ERROR — MOTION TO FILE HANDWRITTEN BRIEF — NO SHOWING OF MERIT TO APPEAL — MOTION DENIED. — Where appellant did not show any substantial merit to his action for declaratory judgment and he raised no constitutional issues, but merely alleged that the Parole Board wrongfully denied parole, his motion to file a handwritten brief was denied.

Motion to File Handwritten Brief; denied.

*Appellant, pro se.*

No response.

PER CURIAM. Appellant has filed a motion to permit the filing of a handwritten brief alleging that he is without access to a typewriter. We have held that such motions will be entertained upon a showing that there is substantial merit to the suit. *Patterson v. State*, 289 Ark. 564, 712 S.W.2d 922 (1986).

Appellant was sentenced in 1982 to forty years in the Arkansas Department of Correction for aggravated robbery, the sentence to run consecutively with a twenty-one year sentence, for a total of sixty-one years. Since 1986 appellant has been denied parole on several occasions and filed a declaratory judgment action. That action was dismissed upon motion of the respondent, Arkansas State Board of Parole and community Rehabilitation and appellant has brought this appeal.

[1] Appellant has made no showing of substantial merit to his action for declaratory judgment. No constitutional issues are raised, he merely alleges that the Parole Board wrongfully denied parole. Because there is no showing of substantial merit we deny the motion.