

Christopher L. BRANNING v. STATE of Arkansas

CR 07-789

266 S.W.3d 753

Supreme Court of Arkansas  
Opinion delivered November 1, 2007

APPEAL & ERROR — MOTION FOR EXTENSION OF TIME HAD BEEN GRANTED — COURT REPORTER FAILED TO COMPLY WITH ORDER OF TRIAL COURT — COURT REPORTER ORDERED TO COMPLETE AND FILE TRANSCRIPT. — Where the supreme court had granted appellant's petition for writ of certiorari and motion for extension of time to file the record, and the court reporter failed to comply with an order of the trial court extending the time for preparing and filing the transcript to a date that was seven months from entry of judgment, the supreme court ordered the court reporter to complete and file the transcript within thirty days of the date of this per curiam and directed its clerk to forward a copy of this per curiam to the Board of Certified Court Reporter Examiners for any action deemed appropriate under its rules.

Motion for Extension of Time to Complete the Record; granted.

*James W. Wyatt*, for appellant.

*Dustin McDaniel*, Att'y Gen., by: *David R. Raupp*, Sr. Ass't Att'y Gen., for appellee.

**P**ER CURIAM. Appellant filed a petition for writ of certiorari and motion for extension of time to file the record on July

---

30, 2007. On September 6, 2007, this court granted the petition and directed that the Circuit Court of Boone County complete and file a certified supplemental record within thirty days from the date of the per curiam. On October 5, 2007, the Boone County Circuit Clerk issued an affidavit stating that the complete record had been prepared but that she had not received the completed transcript from the court reporter. The clerk's supplemental record was tendered on October 8, 2007. Branning shows this court that the court reporter has already failed to comply with an order of the trial court extending the time for preparing and filing the transcript to August 2, 2007, which was seven months from entry of judgment.

[1] We hereby order the court reporter to complete and file the transcript in this matter within thirty days of the date of this per curiam. The supreme court clerk is directed to forward a copy of this per curiam to the Board of Certified Court Reporter Examiners for any action it may deem appropriate under its rules. See *Crawford v. State*, 359 Ark. 408, 198 S.W.3d 121 (2004); *Epps v. State*, 338 Ark. 551, 998 S.W.2d 419 (1999).

---