

Daniel REDMON *v.* STATE of Arkansas

660 S.W.2d 940

Supreme Court of Arkansas
Opinion delivered December 5, 1983

APPEAL & ERROR — MOTION FOR RULE ON THE CLERK — ADMISSION
OF MISTAKE BY ATTORNEY GOOD CAUSE FOR GRANTING MOTION.
— An admission by an attorney for a criminal defendant that
the record was tendered late due to a mistake on his part is
good cause to grant a motion for rule on the clerk.

Motion for Rule on Clerk; motion granted.

Wayne A. Gruber and *Jim F. Akins*, for appellant.

Steve Clark, Atty. Gen., by: *Theodore Holder*,
Asst. Atty. Gen., for appellee.

PER CURIAM. Appellant, Daniel Redmon, by his at-
torneys, Wayne A. Gruber and Jim F. Akins, has filed a
motion for rule on the clerk.

The motion admits that the record was not timely filed
and it was no fault of the appellant. His attorneys admit that
the record was tendered late due to a mistake on their part.

We find that such an error, admittedly made by the
attorneys for a criminal defendant, is good cause to grant the
motion. *See* our Per Curiam opinion dated February 5, 1979,
In Re: Belated Appeals in Criminal Cases.

A copy of this opinion will be forwarded to the
Committee on Professional Conduct.