
Dirk JOHNSON *v.* STATE of Arkansas

CA CR 97-1444

959 S.W.2d 54

Supreme Court of Arkansas
Opinion delivered February 26, 1998

APPEAL & ERROR — MOTION FOR BELATED APPEAL — GOOD CAUSE FOR GRANTING. — An admission by the attorney for a criminal defendant that he has failed to file the notice of appeal on time is good cause to grant a motion for belated appeal.

Motion for Belated Appeal; granted.

Norman M. Smith, for appellant.

No response.

PER CURIAM. Petitioner, Dirk Johnson, by his attorney, Norman M. Smith, has filed a motion for belated appeal. His attorney admits that he failed to file the notice of appeal on time.

[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*, 295 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.