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Jason Mark SMITH *v.* STATE of Arkansas

CR 98-329

962 S.W.2d 813

Supreme Court of Arkansas  
Opinion delivered April 9, 1998

APPEAL & ERROR — MOTION FOR RULE ON CLERK — GOOD CAUSE FOR GRANTING. — 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 the Clerk; granted.

*Joel O.Huggins*, for appellant.

No response.

PER CURIAM. Appellant Jason Mark Smith, by and through his attorney, has filed a motion for a rule on the clerk. His attorney, Joel O. Huggins, states in the motion that the record was tendered late due to a mistake on his part.

We find that such an error, admittedly made by an attorney for a criminal defendant, is good cause to grant the motion. *See In Re Belated Appeals in Criminal Cases*, 265 Ark. 964 (1979) (per curiam).

[1] The motion is, therefore, granted. A copy of this opinion will be forwarded to the Committee on Professional conduct.