

Richard CONGER *v.* STATE of Arkansas

CR 98-892

973 S.W.2d 481

Supreme Court of Arkansas  
Opinion delivered September 10, 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.

*Naif S. Khoury*, for appellant.

No response.

PER CURIAM. Appellant Richard Conger, by and through his attorney, has filed a motion for a rule on the clerk. His attorney, Naif S. Khoury, admits in his motion that the record was tendered late due to a mistake on his part.

[1] 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).

The motion is therefore granted. A copy of this opinion will be forwarded to the Committee on Professional Conduct.