

Bobby ROBERTS, Individually and on Behalf of Arkansans to  
Protect Police, Libraries, Education & Services (Apples) *v.*  
Sharon PRIEST, Secretary of State;  
JOHN HOYLE, Individually, and on Behalf of Arkansas  
Taypayers' Rights Association, and as Representative of the  
Class of 98,896 Arkansans who Petitioned for Proposed  
Constitutional Amendment 4 of 1998, Individually, and Further  
as Representative of the Class of All Registered Voters of the  
State of Arkansas, Intervenors

98-1052

979 S.W.2d 93

Supreme Court of Arkansas  
Opinion delivered November 19, 1998

MOTIONS — MOTION FOR COSTS — GRANTED IN PART. — Complainant was awarded brief costs pursuant to Ark. Sup. Ct. R. 6-7; transcript costs had already awarded as set out in the supreme court's earlier *per curiam* order; each party was held responsible for expenses incurred but not awarded as costs in these two *per curiam* orders.

Motion for Costs; granted in part.

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*Friday, Eldredge & Clark*, by: *Elizabeth Robben Murray, Robert S. Shafer*, and *Ellen M. Owens*, for petitioner.

*Winston Bryant*, Att'y Gen., by: *Tim Humphries*, Ass't Att'y Gen., for respondent.

*Oscar Stilley*, for intervenors.

**P**ER CURIAM. [1] Complainant requests costs as the prevailing party in the amount of \$5,732.88. Pursuant to Ark. Sup. Ct. R. 6-7, the court awards complainant \$210.00 in brief costs. Transcript costs have already been considered and awarded as set out in our earlier *per curiam* delivered on November 11, 1998.<sup>1</sup> See *Scott v. Priest*, 326 Ark. 69, 928 S.W.2d 537 (1996). Each party will be responsible for expenses incurred but not awarded as costs in our two *per curiam* orders.

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