

Sanford BUCHANAN v. STATE of Arkansas

CR 00-271

12 S.W.3d 638

Supreme Court of Arkansas
Opinion delivered March 23, 2000

APPEAL & ERROR — MOTION FOR RULE ON CLERK — GOOD CAUSE FOR GRANTING. — An admission of responsibility for the late tendering of the record by the attorney for a criminal defendant is good cause to grant a motion for rule on the clerk.

Motion for Rule on Clerk; granted.

Steve J. Jackson, for appellant.

No response.

PER CURIAM. Appellant Sanford Buchanan, by and through his attorney, has filed a motion for rule on the clerk. The motion reflects that the record on appeal was due to be filed on March 1, 2000, but that it was not tendered until March 3, 2000. Appellant's attorney, Steve J. Jackson, admits responsibility for tendering the record late.

[1] We find that such error, admittedly made by the attorney for a criminal defendant, is good cause to grant the motion. *Jones v. State*, 338 Ark. 29, 992 S.W.2d 85 (1999) (*per curiam*) (citing *Tarry v. State*, 288 Ark. 172, 702 S.W.2d 804 (1986) (*per curiam*)).

The motion for rule on the clerk is, therefore, granted. A copy of this opinion will be forwarded to the Committee on Professional Conduct. See *In Re: Belated Appeals in Criminal Cases*, 265 Ark. 964 (1979) (*per curiam*).
