

Rodney RAGLIN *v.* STATE of Arkansas

CR 97-402

29 S.W.3d 722

Supreme Court of Arkansas
Opinion delivered November 9, 2000

APPEAL & ERROR — MOTION FOR BELATED APPEAL — GOOD CAUSE FOR GRANTING. — An admission by an attorney for a criminal defendant that counsel failed to file a timely appeal from an order denying appellant postconviction relief due to a mistake on the attorney's part is good cause to grant a motion for belated appeal.

Motion for Belated Appeal; granted.

Kelly M. Pace, for appellant.

No response.

PER CURIAM. Appellant Rodney Raglin, by and through his attorney, has filed a motion for belated appeal. His attorney, Kelly M. Pace, states in the motion that Raglin asked counsel to appeal from an order denying him postconviction relief, which was entered on June 30, 2000. Due to an admitted mistake on her part, counsel failed to do this.

[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.