

Rocky W. ARNOLD *v.* STATE of Arkansas

CR 96-885

926 S.W.2d 665

Supreme Court of Arkansas
Opinion delivered September 9, 1996

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 for granting a motion for rule on the clerk.

Motion for Rule on the Clerk; granted.

Keith Watkins, for appellant.

No response.

PER CURIAM. Appellant, Rocky W. Arnold, by his attorney, Keith Watkins, has filed a motion for a rule on the clerk. Mr. Watkins admits by motion that the record was tendered late due to a mistake on his part.

[1] We find that such an error, admittedly made by the 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.