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PHILLIPS COUNTY NAACP v. The PHILLIPS COUNTY ELECTION COMMISSION and Its Members, Greg Davis, et al.

90-142

790 S.W.2d 180

Supreme Court of Arkansas Opinion delivered June 25, 1990

PLEADINGS — ORDER GRANTING APPELLANTS LEAVE TO AMEND THEIR COMPLAINT WAS TREATED AS ONE OF DISMISSAL HERE. — The lower court's order granting appellant leave to amend its complaint was treated as an order of dismissal where appellants opted to stand on their pleadings and appealed; appellees' Motion to Advance and

Affirm was granted.

Motion to Advance and Affirm; granted.

- J.L. Wilson and Sam Whitfield, Jr., for appellant.
- L. Ashley Higgins and David Solomon, for appellees.
- [1] PER CURIAM. The order of the lower court granted to the appellants leave to amend their complaint. Appellants opted to stand on their pleadings and appealed. We deem the order of the trial court to be one of dismissal and appellees' Motion to Advance and Affirm is granted.