

Mark WARD v. STATE of Arkansas

688 S.W.2d 951

Supreme Court of Arkansas
Opinion delivered May 13, 1985

APPEAL & ERROR — MOTION FOR RULE ON THE CLERK — GOOD CAUSE FOR GRANTING. — Where the attorney for a criminal defendant admits in his Motion for Rule on the Clerk that the record was tendered late due to a mistake on his part, this constitutes good cause to grant the motion.

Motion for Rule on the Clerk; motion granted.

Robert Sharp Gunter, for appellant.

Steve Clark, Att'y Gen., by: *Theodore Holder*, Asst. Att'y Gen., for appellee.

PER CURIAM. Appellant, Mark Ward, by his attorney, has

filed for a rule on the clerk.

His attorney, Robert Sharp Gunter, admits that the record was tendered late due to a mistake on his part.

We find that such an error, admittedly made by the attorney for a criminal defendant, is good cause to grant the motion. See our Per Curiam opinion dated February 5, 1979, In Re: Belated Appeals in Criminal Cases, 265 Ark. 964.

A copy of this opinion will be forwarded to the Committee on Professional Conduct.
