

Mary HIANG and Consuella Terrell *v.* STATE of Arkansas

CR 04-74

146 S.W.3d 894

Supreme Court of Arkansas  
Opinion delivered February 12, 2004

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 to grant a motion for rule on clerk.

Motion for Rule on Clerk; granted.

*Gregory E. Bryant*, for appellant.

No response.

**P**ER CURIAM. Appellants Mary Hiang and Consuella Terrell, by and through their attorney, Gregory E. Bryant, have filed a motion for rule on clerk. Mr. Bryant admits responsibility for failing to timely file the record due to a mistake on his part.

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[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.

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