

LAKE VIEW SCHOOL DISTRICT NO. 25 of Phillips County,
Arkansas, *et al.* *v.* Mike HUCKABEE, Governor of the
State of Arkansas, *et al.*

01-836

145 S.W.3d 382

Supreme Court of Arkansas
Opinion delivered February 5, 2004

APPEAL & ERROR — MOTION TO EXPEDITE REVIEW GRANTED — MOTION
TO REMAND DENIED. — The supreme court granted the motion to
expedite review but denied the motion to remand for limited
purposes because a remand was unnecessary; matters collateral or
supplemental to a trial court's judgment, such as attorney's fees, are
left within the trial court's jurisdiction even though an appeal has
been docketed.

Motion to Expedite granted; Motion to Remand denied.

Lewellen & Associates, by: *Roy C. Lewellen*, for appellant class.

Wilson Law Firm, P.A., by: *E. Dion Wilson*, for appellant school
district.

Mike Beebe, Att’y Gen., by: *Timothy Gauger*, Ass’t Att’y Gen., for appellees.

Matthews, Campbell, Rhoads, McClure, Thompson & Fryauf, P.A., by: *David R. Matthews*, for intervenors Rogers and Bentonville Public School Districts.

Friday, Eldredge & Clark, by: *Christopher Heller*, for intervenor Little Rock School District.

Mitchell, Blackstock, Barnes, Wagoner, Ivers & Sneddon, by: *Clayton R. Blackstock* and *Mark Burnette*, for amicus curiae Arkansas Education Association.

Kaplan, Brewer, Maxey & Haralson, P.A., by: *Regina Haralson*, for amicus curiae Arkansas Public Policy Panel.

PER CURIAM. [1] We grant the motion to expedite this court’s review. We deny, however, the motion to remand for limited purposes, as a remand is unnecessary. This court has said that matters collateral or supplemental to a trial court’s judgment, such as attorney’s fees, are left within the trial court’s jurisdiction even though an appeal to this court has been docketed. *See, e.g., Sunbelt Exploration Co. v. Stephens Prod. Co.*, 320 Ark. 298, 896 S.W.2d 867 (1995); *Alexander v. First Nat’l Bank of Ft. Smith*, 278 Ark. 406, 646 S.W.2d 684 (1983). Accordingly, the trial court may consider and resolve matters pertaining to attorney’s fees ordered by this court in the instant case regardless of the fact that this court has reestablished jurisdiction over the matter.

IMBER, J., not participating.

Special Justice CAROL DALBY joins.