

Katherine B. FRYAR *v.*
TOUCHSTONE PHYSICAL THERAPY, INC.
and Michael Teston, Individually

05-394

221 S.W.3d 372

Supreme Court of Arkansas
Opinion delivered January 5, 2006

APPEAL & ERROR — NOTICE OF APPEAL NOT INCLUDED IN ADDENDUM —
ADDENDUM INSUFFICIENT. — Where the notice of appeal was not
included in the addendum, the addendum was insufficient; appellant
was granted fifteen days from the date of the entry of this order to file
an amended addendum.

Rebriefing ordered.

William T. Finnegan, for appellant.

Wright, Lindsey & Jennings, by: *Patricia Sievers Harris* and *Paul D.*
Morris, for appellees.

PER CURIAM. [1] Appellant Katherine Fryar appeals the
January 7, 2005 order of the Pulaski County Circuit Court
granting summary judgment and dismissing her case against Appellees

Touchstone Physical Therapy, Inc. and Michael Teston, individually. However, in violation of Ark. Sup. Ct. R. 4-2(a)(8), the notice of appeal is not included in the addendum. Pursuant to Ark. Sup. Ct. R. 4-2(b)(3), this court finds that the addendum is insufficient, and the appellant is granted fifteen days from the date of the entry of this order within which to file an amended addendum. *Dodson v. State*, 357 Ark. 646, 187 S.W.3d 854 (2004). Under Ark. Sup. Ct. R. 4-2(b)(3), this court may affirm the judgment if an amended addendum is not filed within the fifteen days.
