

Rikko SMITH v. STATE of Arkansas

CR 05-1039

222 S.W.3d 214

Supreme Court of Arkansas
Opinion delivered January 12, 2006

ATTORNEY & CLIENT — COUNSEL'S RESPONSIBILITY TO PERFECT APPEAL — MATTER OF ATTORNEY ERROR REFERRED TO COMMITTEE ON PROFESSIONAL CONDUCT. — It was appellant's counsel's responsibility to perfect the appeal, a responsibility that could not be handed off to any other; the findings of fact made it clear that the error soundly rested on counsel, and the matter of attorney error was referred to the Committee on Professional Conduct.

Upon Remand of Findings of Fact on Attorney Error; action referred to the Committee on Professional Conduct.

Sandra Trotter Phillips, for appellant.

No response.

PER CURIAM. [1] We previously granted the Motion for Rule on Clerk and remanded the matter to the trial court to

make findings of fact on the issue of attorney error. From the findings of fact presented, it is clear that the error here soundly rests on Sandra Trotter Phillips. It is the responsibility of the trial counsel to perfect the appeal. This responsibility cannot be handed off to any other. The issue of attorney error is referred to the Committee on Professional Conduct.
