

SUPREME COURT OF ARKANSAS

No. 09-927

EMMETT MICHAEL BRIM
Petitioner

v.

ROBERT BYNUM GIBSON, JR.,
CIRCUIT JUDGE
Respondent

Opinion Delivered October 22, 2009

PRO SE PETITION FOR WRIT OF
MANDAMUS [CIRCUIT COURT OF
CHICOT COUNTY, CV 2008-143]

PETITION MOOT.

PER CURIAM

On August 17, 2009, petitioner Emmett Michael Brim filed in this court a petition for writ of mandamus, in which he alleged that the Honorable Robert Bynum Gibson, Jr., Circuit Judge, had failed to act upon a petition for writ of habeas corpus filed on May 12, 2008, in Chicot County Circuit Court in a timely manner. Judge Gibson has since filed a response to the petition in this court in which he notes that a response was filed to the habeas petition in December of 2008, and that a ruling has now been provided.

The circuit court has entered an order that disposed of the habeas petition.¹ As the court has acted on that petition, the petition for writ of mandamus is moot.

Petition moot.

¹ The response failed to include a file-marked copy of the order. We take judicial notice, however, that the public records of the court's clerk indicate the order was entered on August 24, 2009.