

ARKANSAS COURT OF APPEALS

DIVISION IV

No. CA09-469

LINDA JO ROBINSON

APPELLANT

V.

WALTER WHIT BARTON and
BALL, BARTON & HOFFMAN FIRM

APPELLEES

Opinion Delivered March 31, 2010

APPEAL FROM THE DREW COUNTY
CIRCUIT COURT
[NO. CV2008-0007-3]

HONORABLE JOHN BERTRAN
PLEGGE, JUDGE

REBRIEFING ORDERED

LARRY D. VAUGHT, Chief Judge

Appellant Linda Jo Robinson appeals from a grant of summary judgment in favor of her former attorney in a legal-malpractice action. We do not address the merits of the appeal at this time because appellant's abstract does not comply with Arkansas Supreme Court Rule 4-2(a)(5).

The abstract submitted by Robinson contains a verbatim recitation of the trial transcript. Instead, the relevant portions of the hearing record should have been submitted as an impartial first-person narrative. Ark. Sup. Ct. R. 4-2(a)(5); *Lackey v. Mays*, 100 Ark. App. 386, 269 S.W.3d 397 (2007). Appellant is granted leave to file a complying substituted brief and complying abstract within thirty days; however, if she fails to do so—within the prescribed time—we will summarily affirm the grant of summary judgment for noncompliance with the Rule. Ark. Sup. Ct. R. 4-2(b)(3).

Rebriefing ordered.

PITTMAN and BROWN, JJ., agree.