



ARKANSAS JUDICIARY

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## CR 93-284

Case Number CR 93-284 filed at this court on 03/17/1993

Case Caption:

GARY CLOIRD

KURT MORRIS

ROOSEVELT BURTON

V

STATE OF ARKANSAS

Kurt Morris (ACTIVE) Appellant's counsel:

William McNova Howard Jr - COURT-APP

Roosevelt Burton (ACTIVE) Appellant's counsel:

Maxie Gene Kizer - COURT-APP

Gary Cloird a/k/a Saba Ka Makkali (ACTIVE) Appellant's counsel:

Jeffrey Marx Rosenzweig - COURTAPP

Robert Philip Remet - COURT-APP

Gary Cloird a/k/a Saba Ka Makkali - LEA

Conviction Information:

Convicted of: ??????????

Sentence: 35- 0- 0 (yyy-mm-ddd)

Sentence Type ??????????

State Of Arkansas (ACTIVE) Appellee's counsel:

Attorney General - LEAD

Trial Court: Jefferson

Jefferson Circuit

Trial Court Number: CR92-78-2

Trial Judge: H. A. Taylor Jr

----- EVENT LISTING -----

03/14/2013 Letter to Appellant - order

Advising that the Arkansas Supreme Court entered an order today without written opinion.

03/14/2013 Formal Orders - Supreme Court

Submitted to the court on - 03/12/13

Appellant's Attorney - Gary Cloird a/k/a Saba Ka Makkali

Pro se motion for rule on clerk is denied.

02/11/2013 Letter to Appellant - ROC motion

Acknowledging receipt and filing of pro se motion for rule on clerk.

Acknowledging receipt of pro se motion to recall mandates, motion for copy of the record, and motion for investigative reports are tendered awaiting action on motion for rule on clerk.

02/11/2013 Pro se Motion for Rule on Clerk - Gary Cloird

Submitted to the court on - 03/12/13

Action = DENIED on 03/14/13

Appellant's Attorney - Gary Cloird a/k/a Saba Ka Makkali

Pro se motion for rule on clerk is denied.

Motion to recall mandates, motion for copy of the record, and motion for investigative reports are tendered awaiting action on motion for rule on clerk.

09/14/2011 Letter to Appellant - motion returned

Acknowledging receipt of pro se motion to name document pertaining to the denial on July 27, 2011. Motion returned due to being untimely filed.

08/29/2011 Letter to Appellant - motion to name document

Acknowledging receipt of pro se 'motion to name document' treated as a pro se motion for reconsideration; returned as untimely.

07/27/2011 Letter to Appellant - per curiam decision

Providing a copy of the per curiam decision issued by the Arkansas Supreme Court.

07/27/2011 Per Curiam Order

Action = awaiting action

07/27/2011 Formal Orders - Supreme Court

Submitted to the court on - 07/22/11

Appellant's Attorney - Gary Cloird a/k/a Saba Ka Makkali

06/30/2011 Response to Pro se Petition for Writ of Error

Appellee's Attorney - Attorney General

David R. Raupp

06/22/2011 Letter to Appellant - petition for writ

Acknowledging receipt and filing of pro se petition for writ of error coram nobis, motion copy of March 2002 motion, for return of casework, and for appointment of counsel.

06/22/2011 Pro se Petition for Writ of Error Coram Nobis - a

Submitted to the court on - 07/22/11

Action = DENIED on 07/27/11

Appellant's Attorney - Gary Cloird a/k/a Saba Ka Makkali  
Pro se petition to reinvest jurisdiction in the trial court to consider a petition for writ of error coram nobis, for copy of motion filed in 2002 at public expense, for return of casework, and for appointment of counsel. Petition denied. See per curiam this date.

06/19/2003 Per Curiam Order

Action = DENPERCUR on 06/19/03

Pro se motion to file belated petition for rehearing. Motion denied. See per curiam this date. Corbin, J., not participating.

06/19/2003 Formal Orders - Supreme Court

Appellant's Attorney - Gary Cloird a/k/a Saba Ka Makkali

06/09/2003 Pro se Motion to File Belated Petition for Re

Action = DENPERCUR on 06/19/03

Appellant's Attorney - Gary Cloird a/k/a Saba Ka Makkali  
Pro se motion to file belated petition for rehearing. Motion denied. See per curiam this date. Corbin, J., not participating.

05/29/2003 Letter to Appellant

Motion to supplement the record denied.

05/29/2003 Formal Orders - Supreme Court

Submitted to the court on - 05/22/03

Appellant's Attorney - Gary Cloird a/k/a Saba Ka Makkali

05/08/2003 Court Will No Longer Accept Petitions or Motion in this case that raise the settled issue of the trial court's jurisdiction, Clerk is instructed to refuse to accept any such pleadings from appellant.

05/08/2003 Per Curiam Order

Action = DENPERCUR on 05/08/03

Pro se petition for writ of habeas corpus; pro se motion for oral argument; pro se motion to consolidate record; pro se motion for appointment of counsel; pro se motion to recall opinion; pro se motion to treat motion to recall as petition for writ of prohibition. Petition and motions denied. See per curiam this date.

05/08/2003 Formal Orders - Supreme Court

Submitted to the court on - 05/01/03

Appellant's Attorney - Gary Cloird a/k/a Saba Ka Makkali

05/07/2003 Pro se Motion to Supplement Record - Gary Clo

Submitted to the court on - 05/22/03  
Action = DENIED on 05/29/03  
Appellant's Attorney - Gary Cloird a/k/a Saba Ka Makkali  
Pro se motion to supplement the record is denied. Corbin,  
J., not participating.

05/01/2003 Submission to the Court Concerning Issues In  
Appellant's Attorney - Jeffrey Marx Rosenzweig  
Submission to the court concerning issues in which Cloird  
has filed pro se pleadings.

04/23/2003 Response to Petition for Rehearing - State Of  
Appellee's Attorney - Attorney General

04/23/2003 Affidavit of Gary Cloird - Gary Cloird a/k/a  
Action = awaiting action  
Appellant's Attorney - Gary Cloird a/k/a Saba Ka Makkali

04/23/2003 Pro se Motion to Consolidate Record - Gary Cl  
Submitted to the court on - 05/01/03  
Action = DENPERCUR on 05/08/03  
Appellant's Attorney - Gary Cloird a/k/a Saba Ka Makkali  
Pro se motion to consolidate record is denied. See per  
curiam this date.

04/23/2003 Pro se Motion for Parties Attention to Case -  
Submitted to the court on - 05/01/03  
Action = DENPERCUR on 05/08/03  
Appellant's Attorney - Gary Cloird a/k/a Saba Ka Makkali  
Pro se motion for parties' attention to case CR93-284 and  
to recall opinion is denied. See per curiam this date.

04/23/2003 Pro se Motion to Consider Motion to Recall Op  
Submitted to the court on - 05/01/03  
Action = DENPERCUR on 05/08/03  
Appellant's Attorney - Gary Cloird a/k/a Saba Ka Makkali  
Pro se motion to treat motion to recall as a petition for  
writ of prohibition is denied. See per curiam this date.

04/23/2003 Pro se Motion for Oral Argument - Gary Cloird  
Submitted to the court on - 05/01/03  
Action = DENPERCUR on 05/08/03  
Appellant's Attorney - Gary Cloird a/k/a Saba Ka Makkali  
Pro se motion for oral argument is denied. See per curiam  
this date.

04/23/2003 Pro se Motion for Appointment of Counsel - Ga  
Submitted to the court on - 05/01/03  
Action = DENPERCUR on 05/08/03  
Appellant's Attorney - Gary Cloird a/k/a Saba Ka Makkali  
Pro se motion for appointment of counsel is denied. See

per curiam this date.

04/18/2003 Pro se Petition for Writ of Habeas Corpus - G  
Submitted to the court on - 05/01/03  
Action = DENPERCUR on 05/08/03  
Appellant's Attorney - Gary Cloird a/k/a Saba Ka Makkali  
Pro se petition for writ of haveas corpus is denied. See  
per curiam this date.

04/10/2003 Mandate to Clerk

04/10/2003 Formal Orders - Supreme Court  
Appellee's Attorney - Attorney General

04/09/2003 Tendered Reply to State's Tendered Response

04/02/2003 Tendered Response to Petition for Rehearing a  
Appellee's Attorney - Attorney General  
Tendered response to appellant's petition for rehearing and  
motion to recall the court's opinion.

04/02/2003 Motion to File a Belated Response - State Of  
Action = GRANTED on 04/10/03  
Appellee's Attorney - Attorney General  
Appellee's motion to file a belated response is granted.

03/26/2003 Pro se Motion to Treat Motion to Recall the  
Submitted to the court on - 04/03/03  
Action = DENIED on 04/10/03  
Appellant's Attorney - Gary Cloird a/k/a Saba Ka Makkali  
Pro se motion to treat motion to recall the opinion as a  
petition for writ of prohibition is denied.

03/26/2003 Pro se Motion for Oral Argument - Gary Cloird  
Submitted to the court on - 04/03/03  
Action = DENIED on 04/10/03  
Appellant's Attorney - Gary Cloird a/k/a Saba Ka Makkali  
Pro se motion for oral argument is denied.

03/26/2003 Pro se Amended Motion for Appointment of Counsel -  
Submitted to the court on - 04/03/03  
Action = DENIED on 04/10/03  
Appellant's Attorney - Gary Cloird a/k/a Saba Ka Makkali  
Pro se amended motion for appointment of counsel is denied.

03/14/2003 Pro se Motion to Recall Decision - Gary Cloir  
Submitted to the court on - 04/03/03  
Action = DENIED on 04/10/03  
Appellant's Attorney - Gary Cloird a/k/a Saba Ka Makkali  
Pro se motion to recall the decision is denied.

03/14/2003 Pro se Petition for Writ of Habeas Corpus - G  
Submitted to the court on - 04/03/03  
Action = DENIED on 04/10/03  
Appellant's Attorney - Gary Cloird a/k/a Saba Ka Makkali  
Pro se petition for writ of habeas corpus is denied.

03/06/2003 Majority Opinion Rendered  
ACTION = WRIT DENIED  
Opinion Date - 03/06/03 Consist of 0 pages,  
Cite Number - Publish - yes  
Donald Corbin -- WRITING  
Petition for Writ of Habeas Corpus Denied. Imber, J., not participating.

03/06/2003 Opinion Panel  
Donald Corbin -- WRITING

02/20/2003 Supreme Court Votesheet Issued

02/20/2003 Case Submitted  
Submitted to the court on - 02/20/03

01/29/2003 Submit as a regular appeal.

01/09/2003 Per Curiam Order (NP)  
Action = DISMISSED on 01/09/03  
Per curiam order on dismissal of pro se motion for oral  
argument.

01/09/2003 Formal Orders - Supreme Court  
Appellant's Attorney - Gary Cloird a/k/a Saba Ka Makkali

12/31/2002 Supplement Record Lodged  
Number of Volumes 1  
Number of Sets 0  
Record of evidentiary hearing ordered by the Court on  
5-23-02.

11/27/2002 Record Checkout by Atty. of Record - Gary. Cloi  
Appellant's Attorney - Jeffrey Marx Rosenzweig  
Number of Volumes 2  
Number of Sets 0

10/31/2002 Formal Orders - Supreme Court  
Submitted to the court on - 10/24/02  
Appellant's Attorney - Jeffrey Marx Rosenzweig

10/14/2002 Pro se Motion for Oral Argument - Gary Cloird  
Action = DISMISSED on 01/09/03  
Appellant's Attorney - Gary Cloird a/k/a Saba Ka Makkali  
Pro se motion for oral argument is dismissed. See per  
curiam this date.

10/10/2002 Motion for Extension of Time for Hearing - Ga  
Submitted to the court on - 10/24/02  
Action = FINALEXT on 10/31/02  
Appellant's Attorney - Jeffrey Marx Rosenzweig  
Motion for second extension of time for hearing. Granted  
until December 31, 2002; final extension.  
(Service to AG from clerk's office)

09/19/2002 Formal Orders - Supreme Court  
Submitted to the court on - 09/12/02  
Appellant's Attorney - Jeffrey Marx Rosenzweig

09/12/2002 Record Checkout by Atty. of Record - Gary. Cloi  
Appellant's Attorney - Jeffrey Marx Rosenzweig  
Number of Volumes 2  
Number of Sets 0  
1 ENVELOPE OF FOLDER

08/30/2002 Motion for Additional Time for Hearing - Gary  
This event was tickled for 11/04/02  
Submitted to the court on - 09/12/02  
Action = GRANTED on 09/19/02  
Appellant's Attorney - Jeffrey Marx Rosenzweig  
Motion for extension of time for hearing is granted.  
Note: Extension granted until November 4, 2002.  
(Service to AG from clerk's office)

06/27/2002 Per Curiam Order - NP  
Action = DENPERCUR on 06/27/02  
Appellee's motion for rule on clerk. Motion denied. See  
per curiam this date.

06/27/2002 Letter Orders - Supreme Court  
Appellee's Attorney - Mark Pryor

06/12/2002 Response to Motion for Rule on Clerk - Gary C  
Appellant's Attorney - Gary Cloird a/k/a Saba Ka Makkali

06/07/2002 Motion for Rule on Clerk - State Of Arkansas  
Action = DENPERCUR on 06/27/02  
Appellee's Attorney - Mark Pryor  
Motion for rule on clerk. Motion denied. See per curiam  
this date.

06/04/2002 Petition Tendered - State Of Arkansas  
Action = awaiting action  
Appellee's Attorney - Mark Pryor  
Petition for rehearing tendered - pending ruling on motion  
for rule on clerk to file petition for rehearing.

06/04/2002 Letter to Appellant

returning motion to amend petition for writ of error coram nobis.

05/24/2002 Per Curiam Order  
Action = REMANDED on 05/23/02

05/23/2002 Formal Orders - Supreme Court  
Appellant's Attorney - Gary Cloird a/k/a Saba Ka Makkali

05/23/2002 NOTIFY SUE NEWBERY WHEN REMAND RETURNED

05/15/2002 Response to Petition for Writ of Habeas Corpu  
Appellee's Attorney - Mark Pryor

05/02/2002 Letter to Appellant re: name change  
acknowledging name change to Saba Ka Makkali.

04/15/2002 Motion for Stipulation of Facts - Gary Cloird  
Action = awaiting action  
Appellant's Attorney - Gary Cloird a/k/a Saba Ka Makkali  
Pro se motion for stipulation of facts.

04/11/2002 Petition for Writ of Prohibition - Gary Cloir  
Action = awaiting action  
Appellant's Attorney - Gary Cloird a/k/a Saba Ka Makkali  
Petition for writ of prohibition.

04/11/2002 Notification of Correspondence - Gary Cloird  
Appellant's Attorney - Gary Cloird a/k/a Saba Ka Makkali

04/11/2002 Motion for File Marked Copies - Gary Cloird  
Action = awaiting action  
Appellant's Attorney - Gary Cloird a/k/a Saba Ka Makkali  
Motion for file marked copies.

04/11/2002 Motion to Amend Petition - Gary Cloird  
Action = awaiting action  
Appellant's Attorney - Gary Cloird a/k/a Saba Ka Makkali  
Motion to Amend Petition.

04/08/2002 Notification of Legal Access - Gary Cloird  
Appellant's Attorney - Gary Cloird a/k/a Saba Ka Makkali

04/08/2002 Motion for Order - Gary Cloird  
Action = awaiting action  
Appellant's Attorney - Gary Cloird a/k/a Saba Ka Makkali

04/01/2002 Motion to Compel Respondent Produce Motions  
Action = awaiting action  
Appellant's Attorney - Gary Cloird a/k/a Saba Ka Makkali  
Pro se motion to compel the respondent to produce motions



for discovery or for the respondent's counsel to disqualify himself due to conflict of interest.

(Part of error coram nobis action filed 2-25-02).

03/12/2002 Pro se Motion to Supplement Record - Gary Clo

Action = awaiting action

Appellant's Attorney - Gary Cloird a/k/a Saba Ka Makkali

Pro se motion to supplement record.

03/11/2002 Pro se Motion for Appointment of Counsel - Ga

Action = awaiting action

Appellant's Attorney - Gary Cloird a/k/a Saba Ka Makkali

Pro se motion for appointment of counsel and other relief.

02/28/2002 Response to Petition for Permission to File W

Appellee's Attorney - Mark Pryor

02/25/2002 Pro se Petition for Writ of Error Coram Nobis

Action = GIPDIP on 05/23/02

Appellant's Attorney - Gary Cloird a/k/a Saba Ka Makkali

Pro se petition to reinvest jurisdiction in the trial court

to consider a petition for writ of error coram nobis

granted in part and denied in part. Petition for writ of

habeas corpus remanded to the trial court for evidentiary

hearing on jurisdictional question. See per curiam this

date.

11/12/1993 Attorney's Fees and Costs - Supreme Court

11/12/1993 Attorney's Fees Only - Supreme Court

11/11/1993 Attorney's Fees Only - Supreme Court

11/11/1993 Attorney's Fees and Costs - Court of Appeals

11/11/1993 Attorney's Fees Only - Supreme Court

11/11/1993 Attorney's Fees Only - Supreme Court

11/11/1993 Attorney's Fees and Costs - Supreme Court

11/08/1993 Mandate to Clerk

10/20/1993 Petition for Rehearing

Submitted to the court on - 11/01/93

Appellant's Attorney - William McNova Howard Jr

10-25-93. Appellee's response to petition for rehearing.

Served. 11-08-93. Rehearing denied. Brown, J., would

grant on severance issue.

10/12/1993 Front Sheets - West

10/08/1993 Motion for Attorney's Fees  
Appellant's Attorney - Robert Philip Remet  
11-10-93. Robert P. Remet allowed \$600.00 in attorney's  
fees. 11-16-93. Invoice received.

10/07/1993 Front Sheets - Mead

10/07/1993 Front Sheets - Mead

10/07/1993 Front Sheets - Mead

10/04/1993 ACTION/OPINION Information  
ROBERT LAIDLAW BROWN, Writing rendered on  
10/04/93Published - Y

10/04/1993 ACTION/OPINION Information  
ROBERT BYNUM GIBSON JR, Writing rendered on  
10/04/93Published - Y AFF

10/04/1993 Panel Information  
JACK HOLT SC Judge, Writing

10/04/1993 Panel Information  
ROBERT BYNUM GIBSON JR SC Judge, Writing

10/04/1993 Panel Information  
ROBERT LAIDLAW BROWN SC Judge, Writing

09/20/1993 Hearing Information  
Submitted on - 09/20/93 Hearing type: /  
Argument type:SUBMITTED

09/09/1993 Supreme Court Votesheet Issued

07/02/1993 Appellee's Brief Filed  
This event was tickled for 07/17/93  
The event was complied with on 07/17/93  
Appellee's Attorney - J. Winston Bryant

07/02/1993 Appellee's Brief Filed  
This event was tickled for 07/17/93  
The event was complied with on 07/17/93  
Appellee's Attorney - J. Winston Bryant  
Gil Dudley

07/02/1993 Appellee's Brief Filed  
This event was tickled for 07/17/93  
The event was complied with on 07/17/93  
Appellee's Attorney - J. Winston Bryant  
Gil Dudley

06/07/1993 Appellant's Brief (Printed) Filed  
This event was tickled for 07/07/93  
The event was complied with on 07/07/93  
Appellant's Attorney - Maxie Gene Kizer

06/07/1993 Appellant's Brief (Printed) Filed  
This event was tickled for 07/07/93  
The event was complied with on 07/07/93  
Appellant's Attorney - William McNova Howard Jr

06/07/1993 Appellant's Brief (Printed) Filed  
This event was tickled for 07/07/93  
The event was complied with on 07/07/93  
Appellant's Attorney - Robert Philip Remet

06/01/1993 Motion for Attorney's Fees  
Appellant's Attorney - William McNova Howard Jr  
1-10-93. William M. Howard, Jr. allowed \$900.00 in  
attorney's fees and \$7.68 in costs. 11-16-93. Invoice  
received.

06/01/1993 Appellant's Brief (Typed) Filed  
This event was tickled for 07/01/93  
The event was complied with on 07/01/93  
Appellant's Attorney - William McNova Howard Jr

05/26/1993 7 Days to Correct Brief  
This event was tickled for 06/02/93  
Appellant's Attorney - William McNova Howard Jr

05/26/1993 Appellant's Brief Tendered  
Appellant's Attorney - William McNova Howard Jr  
No Jurisdictional Statment.

05/25/1993 Motion for Attorney's Fees  
Appellant's Attorney - Maxie Gene Kizer  
11-10-93. Maxie G. Kizer allowed \$750.00 in attorney's  
fees. 11-16-93. Invoice received.

05/25/1993 Appellant's Brief (Typed) Filed  
This event was tickled for 06/24/93  
The event was complied with on 06/24/93  
Appellant's Attorney - Maxie Gene Kizer

04/26/1993 Motion for Extension to File Brief  
Appellant's Attorney - William McNova Howard Jr  
Other attorney already got an extension for the appellant.

04/22/1993 Motion for Extension to File Brief  
This event was tickled for 05/26/93  
Appellant's Attorney - Maxie Gene Kizer

03/29/1993 Appellant's Brief (Typed) Filed  
This event was tickled for 04/28/93  
The event was complied with on 04/28/93  
Appellant's Attorney - Robert Philip Remet

03/17/1993 Transcript Filed

03/17/1993 Print Case Card

03/17/1993 Criminal Notice of Transcript Filed  
This event was tickled for 04/26/93  
The event was complied with on 04/26/93

01/01/1900 Criminal Conviction Information  
Appellant's Attorney - Robert Philip Remet  
Roosevelt Burton Kidnapping - 5 Rape - 10 15 year Gary  
Cloid Rape - 30, theft of property 5 35 year Kurt Morris  
Kidnapping - 20, Rape 30 50 year s

01/01/1900 Majority Opinion  
AFFIRMED. GLAZE, J. HOLT, C.J., AND BROWN, J., CONCUR IN  
PART AND DISSENT IN PART. DUDLEY, J., NOT PARTICIPATING IN  
BURTON V. STATE.

**Date Filed:**

Wednesday, March 17, 1993

**Caption:**

GARY CLOIRD  
KURT MORRIS  
ROOSEVELT BURTON  
V  
STATE OF ARKANSAS

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