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FILED

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**IN THE CIRCUIT COURT OF PULASKI COUNTY, ARKANSAS
THIRD DIVISION**

2006 OCT 20 AM 10:40

**EMMA STATON, individually and
o/b/o a class of similarly situated persons**

PAT [unclear]
CIRCUIT COURT CLERK
PETITIONER

vs.

CASE NO.: CV-2006-429

**ARKANSAS STATE BOARD OF
COLLECTION AGENCIES**

RESPONDENT

**AMERICAN MANUFACTURERS
MUTUAL INSURANCE COMPANY**

INTERVENOR

NOTICE OF APPEAL AND DESIGNATION OF RECORD

Comes now the Petitioner, Emma Staton, individually and on behalf of a class of similarly situated persons, by and thorough her attorneys, and for her Notice of Appeal and Designation of Record, states:

1. The Petitioner, Emma Staton, individually and on behalf of a class of similarly situated persons, hereby gives notice that she appeals to the Court of Appeals of Arkansas from the Order and Judgment entered by this Court which affirmed the ruling of the Arkansas State Board of Collection Agencies in the matter before it styled *Emma Staton o/b/o a class of similarly situated persons v. American Manufacturers Mutual Insurance Company*. This Order and Judgment also dismissed the Petitioner's Petition for Judicial Review and entered Judgment in favor of the Arkansas State Board of Collection Agencies. The Order and Judgment was filed of record on September 22, 2006.

2. The Petitioner has ordered a complete transcript of all proceedings in the case, and made financial arrangements with the court reporter for that transcript pursuant to Ark.

Code Ann. § 16-13-510(c).

3. The Petitioner designates as the record on appeal the entire record, including all pleadings, motions, briefs, orders, judgments, exhibits to motions and pleadings, and all transcripts of proceedings, including all testimony, exhibits, evidence, arguments, orders, rulings and everything else within the record.

This appeal should be heard by the Arkansas Supreme Court pursuant to Rule 1-2(a)(7) as this is a second appeal following an appeal which was previously decided by the Arkansas Supreme Court. See Staton v. American Mfrs. Mut. Ins. Co., 362 Ark. 96, --- S.W.3d ---- (2005).

Dated: October 19, 2006

Respectfully submitted,

TODD TURNER
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And

**ORR, SCHOLTENS, WILLHITE
& AVERITT, PLC**
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By: 

Chris A. Averitt


98-123

CERTIFICATE OF SERVICE

I, Chris A. Averitt, certify that the above Notice of Appeal and Designation of Record has been served upon the following counsel of record by a form of mail which requires a signed receipt pursuant to Rule 3(f) of the Arkansas Rules of Appellate Procedure - Civil, on this 19th day of October, 2006.

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