

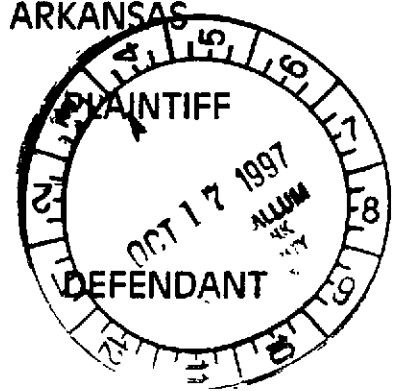
IN THE CIRCUIT COURT OF LONOKE COUNTY, ARKANSAS

STATE OF ARKANSAS

VS.

NO. CR-97-236

CHARLES WALLS, III



MOTION TO DISQUALIFY AS PROSECUTING ATTORNEY


Comes Larry K. Cook, Prosecuting Attorney from the Seventeenth-West Judicial District and for his Motion to Disqualify, states:

1. That Larry Cook is the duly elected and authorized Prosecuting Attorney for the Seventeenth-West Judicial District which Lonoke County is a part.
2. That the Prosecuting Attorney's office has filed two counts of Rape, Class Y felonies, against the defendant.
3. That the Prosecuting Attorney's office is reviewing additional information concerning potential additional charges to be filed against the defendant.
4. That the Prosecuting Attorney's office and his staff may appear to have a potential conflict because the defendant's father was a former Circuit Chancery Judge in this jurisdiction.
5. In order to avoid even the appearance of potential conflict, and to protect the interest of justice and to further foster confidence in the judicial system, the

Prosecuting Attorney requests that he and his entire staff disqualify and that the Court appoint a Special Prosecutor for this cause of action only and any causes of action which may arise against the defendant, Charles Walls, III, but to no other individuals.

WHEREFORE, the Prosecuting Attorney for the Seventeenth-West Judicial District prays that the Court appoint a special prosecutor for this cause of action only and for all other proper relief.


Respectfully submitted



LARRY K. COOK
PROSECUTING ATTORNEY
Seventeenth-West Judicial District
P. O. Box 423
Lonoke, Arkansas 72086
(501) 676-2807

CERTIFICATE OF SERVICE

I, Larry Cook, do hereby certify that a true and correct copy of the foregoing Motion to Disqualify has been sent by regular mail to Hubert Alexander, Attorney for Defendant, at the address of P. O. Box 5239, Jacksonville, Arkansas with sufficient postage for delivery on this 17 day of October, 1997.



LARRY K. COOK