

COURT OF APPEALS OF ARKANSAS, DIVISION II

Josh Hurt v. State of Arkansas

Hurt, 2026 Ark. App. 21 (Ark. Ct. App. 2026) · No. CR-25-101 · Decided January 14, 2026

SUMMARY

The Arkansas Court of Appeals affirmed the revocation of Josh Hurt’s suspended imposition of sentence and his three-year prison sentence after finding that he violated the conditions of his SIS by using and possessing methamphetamine. The court also granted appointed counsel’s motion to withdraw under Arkansas Supreme Court Rule 4-3(b) and Anders v. California after Hurt filed no pro se points for reversal.

CASE DETAILS

COURT	Court of Appeals of Arkansas, Division II
WRITING FOR THE COURT	Wendy Scholtens Wood; Hixson; Murphy
JURISDICTION	Arkansas Court of Appeals, Division II
DECIDED	January 14, 2026
DOCKET	CR-25-101
DISPOSITION	affirmed
PROCEDURAL POSTURE	No-merit appeal from an order revoking appellant's suspended imposition of sentence and imposing a three-year prison sentence; appellate counsel moved to withdraw under Arkansas Supreme Court Rule 4-3(b) and Anders v. California.
PRECEDENTIAL VALUE	Published
PARTIES	Josh Hurt v. State of Arkansas

TOPICS

- probation
- sentencing
- appellate procedure
- criminal procedure

PRACTICE AREAS

- criminal law
- criminal appellate procedure
- suspended imposition of sentence revocation

QUESTIONS PRESENTED

1. Whether the circuit court's revocation of Hurt's suspended imposition of sentence and imposition of a three-year prison sentence presented any meritorious ground for reversal.
2. Whether appointed counsel should be permitted to withdraw after filing a no-merit brief under Arkansas Supreme Court Rule 4-3(b) and *Anders v. California*.

HOLDINGS

1. The revocation of Hurt's suspended imposition of sentence and resulting three-year prison sentence were affirmed because the record presented no meritorious ground for reversal.
2. Counsel's motion to withdraw was granted after review of the no-merit appeal.

KEY QUOTATIONS

“Affirmed; motion to withdraw granted.” (at 3)

FACTUAL BACKGROUND

Hurt's SIS terms prohibited him from using, selling, distributing, or possessing controlled substances. After his release from prison on May 19, 2022, the State alleged that he possessed controlled substances and paraphernalia and admitted using methamphetamine, along with other alleged violations. Following the revocation hearing, the circuit court found that Hurt had violated the SIS conditions by using and possessing methamphetamine and imposed a three-year prison sentence.

PROCEDURAL HISTORY

Hurt pleaded guilty in August 2021 to Class D felony possession of methamphetamine and received thirty-six months' imprisonment followed by thirty-six months' suspended imposition of sentence. The State filed petitions to revoke his SIS based on alleged controlled-substance and other violations. After a July 15, 2024 revocation hearing, the Greene County Circuit Court found that Hurt had violated the SIS conditions by using and possessing methamphetamine and sentenced him to three years' imprisonment. Hurt appealed, counsel filed a no-merit brief and motion to withdraw, and Hurt did not file pro se points for reversal.

DISPOSITION

affirmed

CASES CITED

- *Anders v. California*, 386 U.S. 738 (1967)
- *Hurt v. State*, 2025 Ark. App. 20
- *Hurt v. State*, 2025 Ark. App. 22