

NOTICE: THIS DECISION DOES NOT CREATE LEGAL PRECEDENT AND MAY NOT BE CITED
EXCEPT AS AUTHORIZED BY APPLICABLE RULES.
See Ariz. R. Supreme Court 111(c); ARCAP 28(c);
Ariz. R. Crim. P. 31.24

IN THE COURT OF APPEALS
STATE OF ARIZONA
DIVISION ONE



DIVISION ONE
FILED: 07/26/2012
RUTH A. WILLINGHAM,
CLERK
BY: sls

STATE OF ARIZONA,)
)
) 1 CA-CR 11-0414
)
) DEPARTMENT B
)
) Appellee,)
)
) **MEMORANDUM DECISION**
)
) v.) (Not for Publication -
) Rule 111, Rules of the
) Arizona Supreme Court)
)
) TYRONE THOMPSON,
)
)
) Appellant.)
)
)
_____)

Appeal from the Superior Court of Maricopa County

Cause No. CR2007-160622-001DT

The Honorable Arthur T. Anderson, Judge

AFFIRMED

Thomas C. Horne, Attorney General Phoenix
By Kent E. Cattani, Chief Counsel,
Criminal Appeals Section
Attorneys for Appellee

Gaffney Law Offices Scottsdale
By Robert Gaffney, Jr.
Attorneys for Appellant

T H O M P S O N, Judge

¶1 This case comes to us as an appeal under *Anders v. California*, 386 U.S. 738 (1967), and *State v. Leon*, 104 Ariz.

297, 451 P.2d 878 (1969). Counsel for Tyrone Thompson (defendant) has advised us that, after searching the entire record, he has been unable to discover any arguable questions of law and has filed a brief requesting that this court conduct an *Anders* review of the record. Defendant has been afforded an opportunity to file a supplemental brief *in propria persona*, and he has not done so.

¶2 In the late evening hours of September 15, 2007, defendant was observed by police officers pulling out of an apartment complex known for criminal activity, including narcotics trafficking and stolen vehicles. Before the officers were able to run the license plate, defendant quickly turned the corner and pulled off the side of the road. When an officer approached the truck, defendant accelerated dramatically and sped off, running a stop sign. Officers turned on their lights and sirens and attempted to pull the truck over. Defendant drove evasively through the neighborhood and ran a red light. The officers notified dispatch and were advised to stop the pursuit. Defendant was spotted walking away from the truck by other officers in the neighborhood. Defendant had the truck keys on him as well as approximately four grams of marijuana and two grams of cocaine. Defendant admitted the marijuana and cocaine were his.

¶3 Defendant was charged with one count of unlawful flight from a law enforcement vehicle, a class 5 felony, one count of possession or use of marijuana, a class 6 felony, and one count of possession or use of narcotic drugs, a class 4 felony.

¶4 A jury convicted defendant on all counts. The trial court sentenced defendant to presumptive sentences of one and a half years for unlawful flight from a law enforcement vehicle, one year for possession or use of marijuana, and two and a half years for possession or use of narcotic drugs. Pursuant to his plea agreement, each of these sentences ran concurrently with defendant's seventeen-year sentence in CR2009-122055 for burglary in the first degree, a class 2 felony. In CR2007-160622, defendant received credit for 856 days as to each charge. Defendant timely appealed.

¶5 We have read and considered counsel's brief and have searched the entire record for reversible error. See *Leon*, 104 Ariz. at 300, 451 P.2d at 881. We find none. All of the proceedings were conducted in compliance with the Arizona Rules of Criminal Procedure, and the sentence imposed was within the statutory limits. Pursuant to *State v. Shattuck*, 140 Ariz. 582, 584-85, 684 P.2d 154, 156-57 (1984), defendant's counsel's obligations in this appeal are at an end.

¶6

We affirm defendant's convictions and sentences.

/s/

JON W. THOMPSON, Judge

CONCURRING:

/s/

PATRICIA A. OROZCO, Presiding Judge

/s/

LAWRENCE P. WINTHROP, Judge