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 TWO

)

THE STATE OF ARIZONA,

Appellee,

v.

JEFFREY LYNN SEXTON,

Appellant.

2 CA-CR 2011-0104 DEPARTMENT A

MEMORANDUM DECISION Not for Publication Rule 111, Rules of the Supreme Court

## APPEAL FROM THE SUPERIOR COURT OF PIMA COUNTY

Cause No. CR20100851001

Honorable James A. Soto, Judge

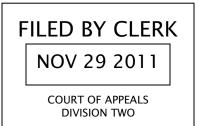
## AFFIRMED

Robert J. Hirsh, Pima County Public Defender By Robert J. McWhirter

Tucson Attorneys for Appellant

E C K E R S T R O M, Presiding Judge.

**¶1** After a jury trial, appellant Jeffrey Sexton was convicted of second-degree burglary, child molestation, and sexual conduct with a minor under the age of fifteen. The trial court imposed presumptive, consecutive sentences, the longest of which was a term of life in prison with the possibility of parole after thirty-five years. Counsel has filed a brief in compliance with *Anders v. California*, 386 U.S. 738 (1967), *State v. Leon*,



104 Ariz. 297, 451 P.2d 878 (1969), and *State v. Clark*, 196 Ariz. 530, 2 P.3d 89 (App. 1999), stating he has reviewed the record and has "found no arguably meritorious issue for appeal." Counsel has asked us to search the record for fundamental error. Sexton has not filed a supplemental brief.

Viewed in the light most favorable to sustaining the verdict, the evidence was sufficient to support the jury's finding of guilt. *See State v. Tamplin*, 195 Ariz. 246,
2, 986 P.2d 914, 914 (App. 1999). The evidence presented at trial showed Sexton had entered the bedroom of a ten-year old boy through a window, fondled his genitals, and digitally penetrated his anus.

**¶3** Pursuant to our obligation under *Anders*, we have searched the record for fundamental, reversible error and have found none. Therefore, we affirm Sexton's convictions and sentences.

15/ Peter J. Eckerstrom

PETER J. ECKERSTROM, Presiding Judge

CONCURRING:

/s/ Joseph W. Howard JOSEPH W. HOWARD, Chief Judge

/s/ **J. William Brammer, Jr.** J. WILLIAM BRAMMER, JR., Judge