

IN THE
ARIZONA COURT OF APPEALS
DIVISION TWO

THE STATE OF ARIZONA,
Appellee,

v.

CHEREE HELEN ABBOTT,
Appellant.

No. 2 CA-CR 2016-0164
Filed October 6, 2016

THIS DECISION DOES NOT CREATE LEGAL PRECEDENT AND
MAY NOT BE CITED EXCEPT AS AUTHORIZED BY APPLICABLE RULES.

NOT FOR PUBLICATION

See Ariz. R. Sup. Ct. 111(c)(1); Ariz. R. Crim. P. 31.24.

Appeal from the Superior Court in Pima County
No. CR20153200001
The Honorable Scott Rash, Judge

AFFIRMED

COUNSEL

Steven R. Sonenberg, Pima County Public Defender
By Sarah L. Mayhew, Assistant Public Defender, Tucson
Counsel for Appellant

STATE v. ABBOTT
Decision of the Court

MEMORANDUM DECISION

Presiding Judge Vásquez authored the decision of the Court, in which Chief Judge Eckerstrom and Judge Brammer¹ concurred.

V Á S Q U E Z, Presiding Judge:

¶1 Following a jury trial, appellant Cheree Abbott was convicted of possession of methamphetamine and possession of drug paraphernalia. The trial court suspended the imposition of sentence and placed her on concurrent, three-year terms of probation. Counsel has filed a brief in compliance with *Anders v. California*, 386 U.S. 738 (1967), and *State v. Clark*, 196 Ariz. 530, 2 P.3d 89 (App. 1999), stating she has reviewed the record and has found no “arguably meritorious issue to raise on appeal.” Counsel has asked us to search the record for fundamental error. Abbott has not filed a supplemental brief.

¶2 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 a deputy found two plastic tubes, approximately four inches long, containing a usable amount of methamphetamine in the purse Abbott possessed. We further conclude the terms of probation ordered are within the statutory limit. A.R.S. §§ 13-901, 13-902, 13-3407(A)(1), (B)(1), (C), 13-3415(A).

¶3 Pursuant to our obligation under *Anders*, we have searched the record for fundamental, reversible error and have found none. Therefore, we affirm Abbott’s convictions and terms of probation.

¹The Hon. J. William Brammer Jr., a retired judge of this court, is called back to active duty to serve on this case pursuant to orders of this court and our supreme court.