Court of Appeals, Division One

Criminal - Anders Appeal

1 CA-CR 24-0581 — STATE v. BAKER

Appellate Case Information

Case Filed: 18-Oct-2024

Case Closed:

Dept/Composition

Department D

Hon. David B Gass
Hon. Michael J Brown
Hon. Andrew J Becke

Side 1. STATE OF ARIZONA, Appellee

(Litigant Group) STATE OF ARIZONA

- **State of Arizona**

Attorneys for: Appellee

Alice Jones, Esq. (AZ Bar No. 28062)

Side 2. ERVIN BAKER, Appellant

(Litigant Group) ERVIN BAKER

- **Ervin Baker**

Attorneys for: Appellant

Alane M Ortega, Esq. (AZ Bar No. 25719)

CASE STATUS

Feb 9, 2026.....Pending in ASC

PREDECESSOR CASE(S)		Cause/Charge/Class	Judgment/Sentence	Judge, Role <Comments>	Trial	Dispo
MAR	CR2023-001647-001	Narc Drug-Transp and/or Sell, Class 2; Narc Drug-Transp and/or Sell, Class 2	14 years, ADCRR; 14 years, ADCRR	Sam J Myers, Sentencing	JURY	

DESCENDENT CASE(S)

ASC CR-26-0033-PR

CASE DECISION

23-Jan-2026 MEMORANDUM DECISION

Andrew Becke.....Author
David Gass.....Concur
Michael Brown.....Concur

Filed: **23-Jan-2026** Mandate:

Decision Disposition
Affirmed

57 PROCEEDING ENTRIES

1.	18-Oct-2024	FILED: Defendant's Notice of Appeal and Defense Counsel's Motion to Withdraw from Maricopa County Superior Court filed 10/14/24. Notification to Court Reporters dated 10/17/2024.
2.	25-Oct-2024	FILED: Appellate Clerk Notice (31.2(g))
3.	28-Oct-2024	ORDERED: Appointing the Maricopa County Public Defender as counsel for appellant. FURTHER ORDERED: Court reporters Lisa Bradley and Tara Kramer transcripts due by 12/12/2024. Benjamin A Armstrong ProTem Judge - Author
4.	30-Oct-2024	FILED: Reporter's Transcript - 10/14/2024 - Sentencing (Lisa Bradley)
5.	1-Nov-2024	FILED: Courtesy Copy - Designation of Record for Appeal Filed in Superior Court (Appellant)
6.	5-Nov-2024	ORDERED: Ken Crenshaw transcript(s) dated 09/12/2023, 12/11/2023, 01/18/2024, 02/05/2024, 03/12/2024, 03/26/2024, 04/02/2024, 08/07/2024, 08/14/2024, 08/22/2024 due by 12/20/2024. FURTHER ORDERED: Court Reporter Nicole Tatlow transcript(s) dated 08/24/2024 due by 12/20/2024. FURTHER ORDERED: Court Reporter Tara Kramer transcript(s) dated 08/27/2024 due by 12/20/2024. FURTHER ORDERED: Reaffirming this previously set due date of 12/12/2024 for transcripts dated 08/29/2024 and 09/03/2024 for Court Reporter Tara Kramer. Hon Randall M Howe - Author
7.	15-Nov-2024	FILED: Reporter's Transcript - 08/27/2024 - Jury Trial Day 1 (Tara L. Kramer)
8.	15-Nov-2024	FILED: Reporter's Transcript - 08/29/2024 - Jury Trial Day 3 (Tara L. Kramer)
9.	15-Nov-2024	FILED: Reporter's Transcript - 09/03/2024 - Jury Trial Day 4 (Tara L. Kramer)
10.	26-Nov-2024	FILED: Record on Appeal: Combined Instruments/Minute Entries Disposition Report: #106, Filed 10/25/24

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11.	26-Nov-2024	FILED: Additional Record on Appeal Physical Exhibits: Hearing Date: 08/28/2024 List # 1 2 3 4 5 6 7 15 17 in manila envelope Hearing Date: 10/14/2024 List # 1 2 3 in manila envelope Sealed Exhibit: Confidential Criminal History Report in Sealed Manila Envelope
12.	4-Dec-2024	FILED: Reporter's Transcript - 01/18/2024 - Settlement Conference (Kimberly Avinash)
13.	4-Dec-2024	FILED: Reporter's Transcript - 02/05/2024 - Rule 11 Order Granting Full Rule 11 Evaluation (Kimberly Avinash)
14.	4-Dec-2024	FILED: Reporter's Transcript - 03/12/2024 - Defendant Competent ARS Section 13-4510(B) Submission (Sophia Oxendine)
15.	4-Dec-2024	FILED: Reporter's Transcript - 09/12/2023 - Comprehensive Pre-trial Conference (Sophia Oxendine)
16.	5-Dec-2024	FILED: Reporter's Transcript - 08/14/2024 - Trial Assignment (Amanda Davis)
17.	5-Dec-2024	FILED: Reporter's Transcript - 03/26/2024 - Status Conference (Amanda Davis)
18.	5-Dec-2024	FILED: Reporter's Transcript - 04/02/2024 - Settlement Conference (Amanda Davis)
19.	5-Dec-2024	FILED: Reporter's Transcript - 08/07/2024 - Final Trial Management Conference (Amanda Davis)
20.	5-Dec-2024	FILED: Reporter's Transcript - 08/22/2024 - Trial Procedure Conference (Amanda Davis)
21.	18-Dec-2024	FILED: Reporter's Transcript - 08/28/2024 - Trial Day 2 (Nicole Tatlow)
22.	24-Dec-2024	ORDERED: Ken Crenshaw shall appear for failure to file the transcripts of the proceedings held on 12/11/2023 and to show cause, if any exists, why (s)he should not be held in civil contempt and fined and/or sanctioned until the said transcript(s) are filed. Hon Randall M Howe - Author
23.	15-Jan-2025	FILED: Reporter's Transcript - 12/11/2023 - Settlement Conference (Sophia Oxendine)
24.	15-Jan-2025	FILED: Notice of Completion of Record
25.	22-Jan-2025	FILED: Motion to Withdraw and Substitute New Counsel; Motion to Extend Opening Brief Due Date; Certificate of Service (Appellant)
26.	24-Jan-2025	FILED: Notice of Appearance; Certificate of Service (Appellant)
27.	27-Jan-2025	ORDERED: Motion to Withdraw and Substitute New Counsel; (Appellant) = GRANTED and appointing attorney Alane Ortega as attorney for appellant in this appeal. FURTHER ORDERED: That the Maricopa County Public Defender must immediately forward all files, records, transcripts, and other documents that relate to this appeal to newly appointed counsel. FURTHER ORDERED: Motion to Extend Opening Brief Due Date = GRANTED. Due date EXTENDED from Monday, 03-03-2025 to Thursday, 04-17-2025. Denise Lee McGimsey ProTem Judge - Author
28.	17-Apr-2025	FILED: Motion for Extension of Time to File Opening Brief; Certificate of Service (Appellant)
29.	18-Apr-2025	ORDERED: Motion for Extension of Time to File Opening Brief(Appellant) = GRANTED. Due date EXTENDED from Thursday, 04-17-2025 to Monday, 04-28-2025 Denise McGimsey ProTem Judge - Author
30.	28-Apr-2025	FILED: Appellant's Anders' Brief; Certificate of Compliance; Certificate of Service (Appellant)
31.	28-Apr-2025	ORDERED: Allowing appellant to file supplemental brief in propria persona. FURTHER ORDERED: Counsel to send copy of record to appellant, and copy of transmittal letter to Clerk/AG. FURTHER ORDERED: Appellant may raise additional points on/before 06/09/2025. FURTHER ORDERED: Answering brief to await court order. Denise McGimsey ProTem Judge - Author
32.	15-May-2025	FILED: Anders Pro Se Supplemental Opening Brief (Appellant Pro Per)
33.	15-May-2025	FILED: Anders Pro Se Supplemental Opening Brief (Appellant Pro Per)
34.	15-May-2025	FILED: Anders Pro Se Supplemental Opening Brief (Appellant Pro Per)
35.	16-May-2025	FILED: Anders Pro Se Supplemental Opening Brief (Appellant Pro Per)
36.	21-May-2025	FILED: Pro Se Supplemental Opening Brief (Appellant Pro Per)
37.	28-May-2025	FILED: Pro Se Supplemental Opening Brief (Appellant Pro Per)
38.	29-May-2025	FILED: Pro Se Supplemental Opening Brief (Appellant Pro Per)
39.	3-Jun-2025	FILED: Pro Se Supplemental Opening Brief fed. R.Evid (Rule 401) Test for Relevant Evidence (Appellant Pro Per)
40.	15-Sep-2025	FILED: Letter, undated, from Appellant to Court, re: Status
41.	24-Sep-2025	FILED: Letter, 9/24/25, from Court to Appellant, enclosing copy of docket

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42.	30-Sep-2025	FILED: Assigning Anders appeal to Dept D for consideration and disposition. [Matthew J. Martin, Clerk]
43.	27-Oct-2025	FILED: Pro se Supplemental Opening Brief (Appellant Pro Per)
44.	3-Nov-2025	FILED: Pro Se Supplemental Opening Brief (Discovery and Inspection) (Appellant Pro Per)
45.	3-Nov-2025	FILED: Pro Se Supplemental Opening Brief (Search an Seizure) (Appellant Pro Per)
46.	10-Nov-2025	ORDERED: Suspending this appeal until 12/19/2025, and revesting jurisdiction in the superior court for the limited purpose of stating its sentencing reasons on the record in compliance with A.R.S. § 13-711.A. See id. at 341 ¶ 28 (citing Ariz. R. Crim. P. 24.4). Hon David B Gass - Author
47.	14-Nov-2025	FILED: Pro Se Supplemental Opening Brief (Rules of Criminal Procedure- 111) (Appellant Pro Per)
48.	20-Nov-2025	FILED: Pro Se Supplemental Opening Brief (Appellant Pro Per)
49.	20-Nov-2025	FILED: Pro Se Supplemental Opening Brief (Rule-11-Competency Evaluation) (Appellant Pro Per)
50.	8-Dec-2025	FILED: Pro Se Supplemental Opening Brief (U.S.C.S. Federal Rules of Criminal Procedure (Rule - 4)) (Appellant Pro Per)
51.	8-Dec-2025	FILED: Pro Se Supplemental Opening Brief (Appellant Pro Per)
52.	18-Dec-2025	FILED: Supplemented Superior Court e-Record with Revised Index of Record
53.	12-Jan-2026	FILED: Pro Se Supplemental Opening Brief (Appellant Pro Per)
54.	23-Jan-2026	MEMORANDUM DECISION (Affirmed) Hon Andrew J Becke - Author; Hon David B Gass - Concur; Hon Michael J Brown - Concur (Motion for reconsideration extended thirty days from date of this decision.)
55.	23-Jan-2026	FILED: Decision Distribution Notification
56.	11-Feb-2026	FILED: Email Notice from ASC re: Petition for Review filed 02/09/2026; request for partial record
57.	11-Feb-2026	FILED: Letter forwarding partial record to Arizona Supreme Court

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