

Court of Appeals, Division One

Criminal - Anders Appeal

1 CA-CR 25-0160

STATE v. BURRESS

Appellate Case Information

Case Filed: 22-Apr-2025

Case Closed:

Dept/Composition

Department B

Hon. Michael S Catlett
Hon. Angela K Paton
Hon. Jennifer M Perkins

Side 1. STATE OF ARIZONA, Appellee

(Litigant Group) STATE OF ARIZONA

- State of Arizona

Attorney for: Appellee

Myles A Braccio, Esq. (AZ Bar No. 27332)

Side 2. THOMAS BURRESS, Appellant

(Litigant Group) THOMAS BURRESS

- Thomas Michael Burress

Attorney for: Appellant

Jennifer Booth, Esq. (AZ Bar No. 24123)

CASE STATUS

May 7, 2026.....Decision Rendered

Table with 6 columns: PREDECESSOR CASE(S), Cause/Charge/Class, Judgment/Sentence, Judge, Role <Comments>, Trial, Dispo. Row 1: NAV, S0900CR202101484, Unlawful Sexual Conduct, Class 3; Unlawful Sexual Conduct, Class 3; Unlawful Sexual Conduct, Class 3, Seven Years; Seven Years; Seven Years, Michael S Penrod, Sentencing, PROBVIOL, Dispo.

2 OPEN DUE DATES

Motion for Reconsideration Due

Due By:

Monday, June 8, 2026

Re: MEMORANDUM DECISION (Affirmed) Hon Angela K Paton - Author; Hon Michael S Catlett - Concur; Hon Jennifer M Perkins - Concur (Motion for reconsideration extended thirty days from date of this decision.)

Petition for Review to ASC Due

Due By:

Monday, June 8, 2026

Re: MEMORANDUM DECISION (Affirmed) Hon Angela K Paton - Author; Hon Michael S Catlett - Concur; Hon Jennifer M Perkins - Concur (Motion for reconsideration extended thirty days from date of this decision.)

CASE DECISION

07-May-2026 MEMORANDUM DECISION

Angela Paton.....Author
Michael Catlett.....Concur
Jennifer Perkins.....Concur

Filed: 07-May-2026

Mandate:

Decision Disposition

Affirmed

25 PROCEEDING ENTRIES

- 1. 21-Apr-2025 FILED: Clerk's Notice of Filing Notice of Appeal and Index of Reported Hearings
2. 21-Apr-2025 FILED: Amended/Corrected Clerk's Notice of Filing Notice of Appeal and Index of Reported Hearings
3. 22-Apr-2025 FILED: Notice of Appeal from Navajo County Superior Court filed 04/14/25 - Clerk's Notice of Filing Notice of Appeal and Index of Reported Hearings filed 4/15/25; Amended Clerk's Notice of Filing Notice of Appeal and Index of Reported Hearings filed 4/16/25
4. 22-Apr-2025 FILED: Record on Appeal: Combined Instruments/Minute Entries Disposition Report: #112, Filed 1/22/24 Exhibits: Hearing Date 1/12/24 - List and #1, 2, 3, 6, 7, 8, 9, 10, 11, 12, 13, 16, 17, 19, 20, 21, 22, 23, 25, 26, 27, 28, 29, 30, 31, 32, 33, 38, 42, 46, 48 Reporter's Transcripts - 06/09/2022, 02/01/2022, 06/14/2023, 12/04/2023 (Kelly E Palmer)
5. 22-Apr-2025 FILED: Appellate Clerk Notice (31.2(g))

**Court of Appeals, Division One****Criminal - Anders Appeal****1 CA-CR 25-0160****STATE v. BURRESS****25 PROCEEDING ENTRIES**

6. 23-Apr-2025 ORDERED: Staying this appeal until 05/23/2025, and revesting jurisdiction in the superior court to consider the State's motion to determine indigency. On 05/27/2025, the stay will be lifted automatically unless before then a party files a notice of disposition or a motion to continue the stay. FURTHER ORDERED: Directing the Clerk of the Navajo County Superior Court to transmit to this court a certified copy of any order entered as a result of the indigency proceedings within five days after the order's entry. FURTHER ORDERED: No transcripts are due in this case until further order from this court. Denise McGimsey ProTem Judge - Author
7. 30-Apr-2025 FILED: Notice of Appearance; Certificate of Service (Appellant)
8. 8-May-2025 FILED: Reporter's Transcript - 04/03/2025 -Transcript of Digitally Recorded Proceedings of the Court (Kelly Palmer)
9. 23-May-2025 FILED: Supplemented Superior Court e-Record with Revised Index of Record
10. 29-May-2025 ORDERED: Confirming the appointment of attorney Jennifer Booth as counsel for appellant. FURTHER ORDERED: Court Reporter Clark Edwards transcripts due 07/14/2025. Denise McGimsey ProTem Judge - Author
11. 2-Jun-2025 FILED: Reporter's Transcript - 03/17/2025 - Violation Hearing on Petition to Revoke Probation (Clark L Edwards)
12. 27-Jun-2025 FILED: Notice of Completion of Record
13. 6-Aug-2025 FILED: Notice of Appearance; Notice of Appearance (Certificate of Service) (Appellee)
14. 11-Aug-2025 FILED: Appellant's Opening Brief (Anders); Certificate of Compliance; Certificate of Service (Appellant)
15. 12-Aug-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 09/22/2025. FURTHER ORDERED: Answering brief to await court order. Denise McGimsey ProTem Judge - Author
16. 15-Aug-2025 FILED: Notice of Compliance; Certificate of Service (Appellant)
17. 15-Aug-2025 FILED: Opening Brief of Appellant Pro Per (Anders Supplemental Brief)(Appellant Pro Per)
18. 20-Aug-2025 FILED: Certificate of Mailing re: Opening Brief of Appellant Pro Per
19. 20-Aug-2025 FILED: Motion for Intention to Submit Pro Per Opening Brief (Appellant Pro Per)
20. 25-Aug-2025 ORDERED: Motion for Intention to Submit Pro Per Opening Brief (Appellant Pro Per) = TAKING NO ACTION. Denise McGimsey ProTem Judge - Author
21. 15-Jan-2026 FILED: Assigning Anders appeal to Dept B for consideration and disposition. [Matthew J. Martin, Clerk]
22. 5-Feb-2026 FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
23. 10-Feb-2026 FILED: Supplemented Superior Court e-Record with Revised Index of Record
24. 7-May-2026 MEMORANDUM DECISION (Affirmed) Hon Angela K Paton - Author; Hon Michael S Catlett - Concur; Hon Jennifer M Perkins - Concur  
(Motion for reconsideration extended thirty days from date of this decision.)
25. 7-May-2026 FILED: Decision Distribution Notification