

No. 20-

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In the  
Supreme Court of the United States

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Larry Grant Gentry,

Petitioner,

v.

State of Arizona,

Respondent.

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On Petition for a Writ of Certiorari to the  
Arizona Court of Appeals

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**MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS**

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Kevin D. Heade  
*Counsel of Record*  
Maricopa County Public Defender's Office  
620 W. Jackson, Suite 4015  
Phoenix, Arizona 85003  
(602) 506-7711  
State Bar Attorney No. 029909  
[Kevin.Heade@Maricopa.gov](mailto:Kevin.Heade@Maricopa.gov)

*Counsel for Petitioner*

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## MOTION

Petitioner, Larry Grant Gentry, seeks leave to file the attached petition for a writ of certiorari to the Arizona Court of Appeals without prepayment of costs and to proceed *in forma pauperis* pursuant to Supreme Court Rule 39.

Gentry was previously found indigent and appointed counsel. Prior to trial, the trial court found Gentry indigent and appointed counsel on June 13, 2016. A copy of the order is attached to this Motion. After Gentry was convicted and sentenced to prison, the Maricopa County Public Defender Office was appointed to represent Gentry on appeal; counsel for the Maricopa County Public Defender Office filed a Notice of Appearance on August 29, 2018. A copy of the pleading is attached to this Motion.

RESPECTFULLY SUBMITTED March 31, 2020.

MARICOPA COUNTY PUBLIC DEFENDER

By /s/ Kevin D. Heade  
Kevin D. Heade  
*Counsel of Record*  
Maricopa County Public Defender's Office  
620 W. Jackson, Suite 4015  
Phoenix, Arizona 85003  
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State Bar Attorney No. 029909  
[Kevin.Heade@Maricopa.gov](mailto:Kevin.Heade@Maricopa.gov)  
  
*Counsel for Petitioner*

## **ATTACHMENTS**

Indigent and Order Appointing Counsel dated June 13, 2016; Notice of Appearance filed August 29, 2018



# SUPERIOR COURT OF ARIZONA FOR

## Maricopa County

### Final Release Order and Order Regarding Counsel

Michael K Jeanes, Clerk of Court

\*\*\* Electronically Filed \*\*\*

R. Montoya, Deputy

6/14/2016 4:31:00 PM

Filing ID 7494716

State of Arizona

1 Cnt MURDER 2ND DEG- F1

CaseNumber: **PF2016127930001**

vs.

Booking#: **T278957**

**Larry Grant Gentry**

It is hereby ordered that **Larry Grant Gentry shall be released** as indicated and must comply with ALL release conditions.

#### NEXT HEARINGS

**Status Conference** June 20, 2016 at 08:30 AM at South Court Tower, 175 W. Madison Street, 3rd Floor, Phoenix, AZ, 85003-2243 Courtroom: 3A **Docket: RCCT1**

**Preliminary Hearing** June 23, 2016 at 08:45 AM at South Court Tower, 175 W. Madison Street, 3rd Floor, Phoenix, AZ, 85003-2243 Courtroom: 3A **Docket: RCCT1**

**WARNING: If the defendant appears at the next hearing without a lawyer, the hearing may still proceed as scheduled.**

#### RELEASE TYPE

##### Bailable As a Matter of Right

The defendant has been found to be bailable as a matter of right. IT IS HEREBY ORDERED that the defendant must comply with all release conditions and shall be released from custody in this Cause Number as follows:

##### Secured Appearance Bond

The defendant will deposit with the Clerk of the above Court the total sum of **\$750,000.00**, which includes all applicable surcharges.

#### RELEASE CONDITIONS

1. You are not to initiate contact with the arresting officers.
2. You are not to possess any weapons.
3. You are not to possess any drugs without a valid prescription.
4. You are not to drive a motor vehicle without a valid driver's license.
5. You must continue to provide the court with proof of your local address.

You must appear at all court proceedings in this case or your release conditions can be revoked, a warrant will be issued and proceedings may go forward in your absence. In addition, failure to appear at a future court proceeding may result in a waiver of any claim that you were not informed of a plea offer made in your case by the State. a.You will appear to answer and submit to all further orders and processes of the court having jurisdiction of the case. b.You will refrain from committing any criminal offenses.c.You will diligently prosecute any appeal. d.You will not leave the state without permission of the court.

If you violate any conditions of this release order, the court may order the bond and any security deposited in connection therewith forfeited to the State of Arizona. In addition, the court may issue a warrant for your arrest upon learning of your violation of any conditions of your release. After a hearing, if the court finds that you have not complied with the conditions of release, it may modify the conditions or revoke your release altogether.

#### ATTORNEY APPOINTMENT

The Court finds you to be indigent and orders an attorney to provide you representation.

You must contact the Office of the Maricopa County Public Defender at **620 W. Jackson Street, Suite 4015, Phoenix, AZ 85003. 602-506-7711**

#### ACKNOWLEDGEMENT BY DEFENDANT

I have received a copy of this form. I understand the standard conditions, all other conditions, and the consequences of violating this release order. I agree to comply fully with each of the conditions imposed on my release and to notify the court promptly in the event I change my place of residence.

Date 6/13/2016 11:00:00 AM

Address: 1433 WEST UNIVERSITY DRIVE 66

City, State, Zip: MESA, AZ,

Signature:

**Mary Collins Cronin**

Judge / Commissioner

**Larry Grant Gentry**

Defendant

**KEVIN D. HEADE**  
Deputy Public Defender  
Downtown Justice Center  
620 West Jackson Street, Suite 4015  
Phoenix, Arizona 85003  
Telephone (602) 506-7711  
[ACE@mail.maricopa.gov](mailto:ACE@mail.maricopa.gov)  
State Bar Membership No. 029909  
Attorney for APPELLANT

**IN THE COURT OF APPEALS  
STATE OF ARIZONA  
DIVISION ONE**

STATE OF ARIZONA,

Appellee,

v.

LARRY GRANT GENTRY,

Appellant.

No. 1 CA-CR 18-0357

Maricopa County Superior Court  
No. CR2016-127930-001 DT

**NOTICE OF APPEARANCE**

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Please take notice that KEVIN D. HEADE, on behalf of the Office of the Public Defender, hereby makes an appearance in the above-referenced matter.

**RESPECTFULLY SUBMITTED** this 29<sup>th</sup> day of August, 2018.

MARICOPA COUNTY PUBLIC DEFENDER

By                     /s/                      
**KEVIN D. HEADE**  
Deputy Public Defender