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**Attorney for Defendant**

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA

IN AND FOR THE COUNTY OF PIMA

THE STATE OF ARIZONA,	)	Case No.: CR20262247-001
	)	
Plaintiff,	)	<b>MOTION TO MODIFY CONDITIONS</b>
	)	<b>OF RELEASE</b>
vs.	)	
	)	
JAMES ALAN SPRINGER, JR,	)	
	)	Honorable Christopher Browning
Defendant	)	Division 27
	)	

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Defendant James Alan Springer, Jr., by and through undersigned counsel, respectfully moves this Court to modify his conditions of pretrial release pursuant to A.R.S. § 13-3967 and Ariz. R. Crim. Pro. Rules 7.4(c) on the basis that the current bond amount is unreasonably high, and that lesser conditions are adequate to ensure his future appearance.

**I. INTRODUCTION**

Mr. Springer is seeking modifications to his release conditions as they relate to contact with his wife, a named victim in the indictment, and a reduction of the current bond amount of \$40,000. Mr. Springer has posted the \$40,000 bond and is presently

released from custody. Mr. Springer seeks a reduction of the bond because the \$40,000 bond amount is unreasonable considering the charges in this case and his low flight risk.

## **II. FACTS**

Mr. Springer is charged with two counts of Disorderly Conduct, two counts of Threatening or Intimidating, and one count of Criminal Damage, all of which are class 1 misdemeanor domestic violence offenses. Those offenses name either Mr. Springer's wife, Alicia Springer, or his 16-year-old daughter, E.S., as victims. Mr. Springer is additionally charged with one count of Unlawful Flight from Law Enforcement, a class 5 felony.

At the time of Mr. Springer's initial appearance, when the \$40,000 bond amount was set, Mr. Springer faced more numerous and serious charges in this matter. At the time, Mr. Springer's faced charges including Disorderly Conduct involving a deadly weapon or dangerous instrument pursuant to A.R.S. § 13-2904(A)(6), a domestic violence offense, and Misconduct Involving Weapons pursuant to A.R.S. § 13-3102(A)(1)(a). He also faced additional misdemeanor domestic violence allegations. A grand jury ultimately did not indict Mr. Springer on any weapons-related charges.

Mr. Springer's wife, Alicia Springer, has been in contact with undersigned counsel and does not object to having contact with Mr. Springer<sup>1</sup>. Alicia and Mr. Springer remain married and have six children together, five of whom are minors. Alicia further does not object to the quick setting of this matter on Court's morning calendar on Thursday, May 28<sup>th</sup>, if possible.

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<sup>1</sup> Undersigned counsel will provide Pretrial Services with contact information for Mrs. Springer upon request.

Mr. Springer has ties to the Tucson community, having lived in the area from approximately 1992 until 2011, and then returning to the area in December 2024, residing in Sahuarita. Mr. Springer's father, brother, and sister also live in the Tucson area.

Mr. Springer is receiving assistance from local associates while released to ensure that he has stable housing away from the listed victims in this case.

### **III. LAW AND ARGUMENT**

In Arizona, a person is presumed to be bailable as a matter of right. Ariz. Const., art 2, § 22; ARS §13-3961; Ariz. R. Crim. P. 7.2. The Defendant in a criminal matter shall be released on his own recognizance pending trial unless the Court determines that such release conditions will not reasonably ensure the Defendant's appearance in court or protect others from harm by the Defendant. Ariz. R. Crim. P. 7.2(a). The burden of proof is on the State. Ariz. R. Crim. P. 7.2(d).

When determining release conditions, this Court must consider: 1) the likelihood of Defendant appearing at future hearings, 2) the potential for witness intimidation, and 3) the safety of the victim or others. A.R.S. § 13-3961(B). Conditions of release must also be reasonably imposed in the "least onerous" manner that would assure the defendant's future appearance in court. Ariz. R. Crim. P. 7.2(a); 7.3(b). Additionally, the Court must consider factors including the views of the victim, the weight of the evidence against the accused, the length of the time the accused has spent in the community, and whether the accused resides in the State. A.R.S. § 13-3967(B).

Mr. Springer understands that he must attend future court hearings and understands the consequences of failing to appear. Mr. Springer will continue to appear before this Court as ordered.

Mr. Springer is not a threat to the victims in this case, and his wife consents to having contact with him. Mr. Springer and his wife share five minor children, and the need to communicate regarding matters of their caretaking and well-being are anticipated.

#### **IV. CONCLUSION**

For the foregoing reasons, Mr. Springer respectfully requests that this Court modify his conditions of pretrial release and allow him to be in contact with his wife and his children, and to either entirely exonerate the current bond, allowing Mr. Springer to remain released on his own recognizance, or to significantly reduce the current bond amount and exonerate the difference.

Respectfully submitted this 26<sup>th</sup> day of May, 2026.

/s/ Ryan LaMaster  
Ryan LaMaster  
Attorney for Defendant

Electronically filed and distributed to the following parties:

Honorable Christopher Browning  
Division 27

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