

Court of Appeals, Division One

Criminal

1 CA-CR 24-0550

STATE v. COX

Appellate Case Information

Case Filed: 2-Oct-2024

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

Michael O'Toole, Esq. (AZ Bar No. 19555)

Side 2. GARY LENALL COX, Appellant

(Litigant Group) GARY LENALL COX

- Gary Lenall Cox

PRO SE

Advisory Counsel for: Appellant

Anthony Louis Kenney, Esq. (AZ Bar No. 34642)

Side 3. J.T., Crime Victim

(Litigant Group) J.T.

- J. T.

Attorneys for: Crime Victim

Jessica Gattuso, Esq. (AZ Bar No. 25492)

CASE STATUS

May 14, 2026... Pending Closure

Table with 6 columns: PREDECESSOR CASE(S), Cause/Charge/Class, Judgment/Sentence, Judge, Role <Comments>, Trial, Dispo. Row 1: MAR, CR2021-002262-001, Murder 1st, Life; 28 Years; 4.50 Years, Mark H Brain, Sentencing, JURY

OPEN DUE DATE

Petition for Review to ASC Due

Due By:

Friday, May 29, 2026

Re: \* ORDERED: General Content Information; and Respectful Request for Court to Allow Lenity of Page Limit per Court's Discretionary Power Provided by Ariz. R. Crim. P. Rule 1.6 (b)(1) (Motion for Reconsideration) (Appellant Pro Per) = DENIED. Hon Michael S

CASE DECISION

10-Apr-2026 MEMORANDUM DECISION

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

Filed: 10-Apr-2026

Mandate:

Decision Disposition

Affirmed

146 PROCEEDING ENTRIES

- 1. 2-Oct-2024 FILED: Notice of Appeal from Maricopa County Superior Court filed 09/25/24 - Notification to Court Reporters dated 10/01/24
2. 2-Oct-2024 FILED: Appellate Clerk Notice (31.2(g))
3. 15-Oct-2024 FILED: Defendant's/Appellant's Knowing, Intelligent, and Unequivocal Right to Maintain and Proceed Pro- Per with Appeal Proceedings, Pursuant to his Constitutional Right, Case Authorities and Rule 6.1(c) of Ariz.R.Crim.P. (Appellant Pro Per)
4. 15-Oct-2024 FILED: Reporter's Transcript - 04/19/2024 - Sentencing (Tara L. Kramer)
5. 15-Oct-2024 FILED: Notice of Appearance; Notice of Appearance Certificate of Service (Appellant)
6. 17-Oct-2024 FILED: Correction of Certificate of Service sent as attachment to/with Motion re: Defendant's Knowing, Intelligent, and Unequivocal Right to Maintain his Pro-Per Status (Appellant Pro Per)
7. 21-Oct-2024 ORDERED: Staying this appeal until 11/20/2024, revesting jurisdiction in superior court to conduct a "Faretta-like hearing" and determine whether appellant's waiver of counsel on appeal is made knowingly, intelligently, and voluntarily. FURTHER ORDERED: Stay will be automatically lifted on 11/21/2024. FURTHER ORDERED: This order does not affect court reporter obligations to prepare and file timely all transcripts due in this matter. Benjamin A Armstrong ProTem Judge - Author

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- 8. 4-Nov-2024 FILED: Reporter's Transcript - 02/06/2024 (Lori Reinhardt)
- 9. 4-Nov-2024 FILED: Reporter's Transcript - 02/13/2024 - Trial Day 11 (Treva B. Colwell)
- 10. 4-Nov-2024 FILED: Reporter's Transcript - 01/31/2024 - Trial Day 4 (Treva B. Colwell)
- 11. 7-Nov-2024 FILED: Record on Appeal:  
Combined Instruments/Minute Entries  
Disposition Report: #284, Filed 5/17/24
- 12. 7-Nov-2024 FILED: Additional Record on Appeal  
Physical Exhibits:  
Hearing Date: 01/24/2024 List # 1 in manila envelope  
Hearing Date: 04/19/2024 List # 1 12 15 16 30 31 32 33 34 35 36 37 38 39 40 41 42 43 44 45 46 47 48 49 50 51 52 53 54 55 56  
57 58 59 60 61 62 63 64 65 66 67 68 69 70 71 72 73 74 75 76 77 78 79 80 81 82 83 84 85 86 87 88 89 90 91 92 93 94 95 96 97  
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230 231 232 233 234 235 237 238 239 243 245 251 252 259 260 268 271 272 276 279 281 282 283 284 293 294 295 296 297  
298 299 300 301 302 307 308 309 310 311 312 315 in manila envelope
- 13. 8-Nov-2024 FILED: Reporter's Transcript - 02/05/2024 - Trial Day 6 (Kristine Mayo)
- 14. 12-Nov-2024 FILED: Reporter's Transcript - 01/30/2024 - Trial Day 3 (Treva B. Colwell)
- 15. 12-Nov-2024 FILED: Reporter's Transcript - 02/01/2024 - Trial Day 5 (Treva B. Colwell)
- 16. 12-Nov-2024 FILED: Reporter's Transcript - 01/29/2024 - Trial Continuing (Luz Franco)
- 17. 12-Nov-2024 FILED: Reporter's Transcript - 02/07/2024 - Trial Continuing (Luz Franco)
- 18. 12-Nov-2024 FILED: Reporter's Transcript - 02/08/2024 - Trial Continuing (Luz Franco)
- 19. 13-Nov-2024 FILED: Reporter's Transcript - 02/12/2024 - Trial Day 10 (Diane Donoho)
- 20. 18-Nov-2024 FILED: Motion to Withdraw; Motion to Withdraw Certificate of Service (Appellant)
- 21. 20-Nov-2024 FILED: Maricopa County Superior Court Minute Entry, dated 11/15/2024, re: Status Conference (Superior court's written determination of appellant's waiver of counsel)
- 22. 20-Nov-2024 FILED: Supplemented Superior Court e-Record with Revised Index of Record
- 23. 22-Nov-2024 ORDERED: Defendant's/Appellant's Knowing, Intelligent, and Unequivocal Right to Maintain and Proceed Pro- Per with Appeal Proceedings, Pursuant to his Constitutional Right, Case Authorities and Rule 6.1(c) of Ariz.R.Crim.P. (Appellant Pro Per) = GRANTED. FURTHER ORDERED: Daniel Raynak remains as advisory counsel for appellant in this matter. Benjamin A Armstrong ProTem Judge - Author
- 24. 25-Nov-2024 FILED: Respectful Motion/Notice Re: Violation of Appellant's Fundamental Due Process Right to Request Advisory Counsel, Pursuan [sic] to Rules 31.5(f)(4) and 6.1(c) of Ariz R. Crim. P. During His "faretta [sic] like - Hearing", as Ordered by This Appellate Court (Appellant Pro Per)
- 25. 25-Nov-2024 FILED: Notice of Completion of Record
- 26. 25-Nov-2024 ORDERED: Motion to Withdraw (Appellant) = GRANTED. Benjamin A Armstrong ProTem Judge - Author
- 27. 2-Dec-2024 ORDERED: Respectful Motion/Notice Re: Violation of Appellant's Fundamental Due Process Right to Request Advisory Counsel, Pursuan = TAKING NO ACTION and advising appellant that on 11/22/2024, the court granted appellant's motion to represent himself and appointed attorney Daniel Raynak to remain as appellant's advisory counsel in this appeal. Benjamin A Armstrong ProTem Judge - Author
- 28. 6-Dec-2024 FILED: Advisory Counsel's Motion to Withdraw; Certificate of Service; Order (Appellant)
- 29. 9-Dec-2024 FILED: Motion Re: Respectful Request for Extension of Time Pursuant to Ariz. R Crim P. Rules 31.13(c) and 31.3(c), as Pro Per Appellant has not Received Certified Transcripts to Thoroughly Review to Diligently, Properly, and Timely File Opening Brief (Appellant Pro Per)
- 30. 9-Dec-2024 FILED: Motion Re: Respectful Notice That Appellant has Still not Received any Certified Transcripts of the Electronic Index Proceedings of the Record Needed for the Ability to Thoroughly Review the Record to Diligently, Properly, and Timely Prepare Opening Brief (Appellant Pro Per)
- 31. 9-Dec-2024 FILED: Motion Re: Respectful Notice and/or Request for This Appellate Court to Correct the Improper Assertion Made to the Record, That Attorney Sheri M Lauritano was Assigned to Appellant's Case by Superior Court Judge, Mark H. Brain to be Advisory Counsel; and Therefore, to Replace and/or Remove Daniel R Raynak as Advisory Counsel for Good Cause (Appellant Pro Per)

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32. 10-Dec-2024 ORDERED: Advisory Counsel's Motion to Withdraw (Appellant) = GRANTED. FURTHER ORDERED: Appointing the Maricopa County Public Defender as advisory counsel for appellant. Benjamin A Armstrong ProTem Judge - Author
33. 10-Dec-2024 ORDERED: Motion Re: Respectful Request for Extension of Time Pursuant to Ariz. R Crim P. Rules 31.13(c) and 31.3(c), as Pro Per Appellant has not Received Certified Transcripts to Thoroughly Review to Diligently, Properly, and Timely File Opening Brief (Appellant Pro Per) = GRANTED. Due date EXTENDED from Thursday, 01-09-2025 to Monday, 02-10-2025. Benjamin A Armstrong ProTem Judge - Author
34. 10-Dec-2024 ORDERED: Motion Re: Respectful Notice That Appellant has Still not Received any Certified Transcripts of the Electronic Index Proceedings of the Record Needed for the Ability to Thoroughly Review the Record to Diligently, Properly, and Timely Prepare Opening Brief (Appellant Pro Per) = DENIED. Denise McGimsey ProTem Judge - Author
35. 16-Dec-2024 FILED: Motion to Withdraw and Substitute New Advisory Counsel; Motion to Extend Opening Brief Due Date; Certificate of Service (Appellant)
36. 18-Dec-2024 ORDERED: Motion Re: Respectful Notice and/or Request for This Appellate Court to Correct the Improper Assertion Made to the Record, That Attorney Sheri M Lauritano was Assigned to Appellant's Case by Superior Court Judge, Mark H. Brain to be Advisory Counsel; and Therefore, to Replace and/or Remove Daniel R Raynak as Advisory Counsel for Good Cause (Appellant Pro Per) = TAKING NO ACTION Benjamin A Armstrong ProTem Judge - Author
37. 19-Dec-2024 FILED: Motion Re: Respectful Request for Reconsideration of Motion Re: Superior Court Judge, Mark H. Brain's Violation of Appellant's Fundamental Right of Due Process to Request Advisory Counsel (Sheri M. Lauritano), Pursuant to Rules 31.20, 31.5 (f)(4), and 6.1 (c) of Ariz. R. Crim. P., During "Faretta-Like Hearing" (Appellant Pro Per)
38. 23-Dec-2024 ORDERED: Motion to Withdraw and Substitute New Advisory Counsel; (Appellant) = GRANTED and appointing attorney Anthony Kenney as advisory counsel 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 advisory counsel. FURTHER ORDERED: Motion to Extend Opening Brief Due Date = DENIED. Benjamin A Armstrong ProTem Judge - Author
39. 24-Dec-2024 ORDERED: Motion Re: Respectful Request for Reconsideration of Motion Re: Superior Court Judge, Mark H. Brain's Violation of Appellant's Fundamental Right of Due Process to Request Advisory Counsel (Sheri M. Lauritano), Pursuant to Rules 31.20, 31.5 (f)(4), and 6.1 (c) of Ariz. R. Crim. P., During "Faretta-Like Hearing" (Appellant Pro Per) = DENIED. Benjamin A Armstrong ProTem Judge - Author
40. 2-Jan-2025 FILED: Motion Re: Respectful Request for Extension of Time to File Opening Brief Pursuant to Rules 31.3 (e) and 31.13 (e)(1)(2) of Ariz.R.Crim. P., Re: Good Cause of Unexpected Conflict of Interest of Court Appointed Office of Public Defense Services, and the Necessity to Consult with to be Newly Appointed Advisory Counsel Concerning Issues of/with Transcripts Needed for Brief (Appellant Pro Per)
41. 6-Jan-2025 ORDERED: Motion Re: Respectful Request for Extension of Time to File Opening Brief Pursuant to Rules 31.3 (e) and 31.13 (e)(1)(2) of Ariz.R.Crim. P., Re: Good Cause of Unexpected Conflict of Interest of Court Appointed Office of Public Defense Services, and the Necessity to Consult with to be Newly Appointed Advisory Counsel Concerning Issues of/with Transcripts Needed for Brief (Appellant Pro Per) = GRANTED. Due date EXTENDED from Monday, 02-10-2025 to Wednesday, 03-12-2025. Benjamin A Armstrong ProTem Judge - Author
42. 17-Jan-2025 FILED: Motion Re: Request for the Correction of Improper Assertion Made by This Appellate Court to the Record, that Attorney Sheri M. Lauritano was Assigned to Appellant's Case/Appeal as Advisory Counsel; When in Fact, She Was Not (Appellant Pro Per)
43. 28-Jan-2025 ORDERED: Motion Re: Request for the Correction of Improper Assertion Made by This Appellate Court to the Record, that Attorney Sheri M. Lauritano was Assigned to Appellant's Case/Appeal as Advisory Counsel; When in Fact, She Was Not (Appellant Pro Per) = TAKING NO ACTION. Denise Lee McGimsey ProTem Judge - Author
44. 10-Feb-2025 FILED: Motion Re: Respectful Request for Extension of Time to File Opening Brief, as a Result of Unavailability of Transcripts and Unforeseen Difficulties Pursuant to Rules 31.13 (e)(1)(2) and 31.3 (e) of Ariz. R. Crim. P (Appellant Pro Per)
45. 10-Feb-2025 FILED: Motion Re: Request to Expand the Record and Additionally Request Production of Transcripts of Record not Provided but Needed for Preparation of Opening Brief, Pursuant to Rule 31.8 of Ariz.R.Crim. P. (Appellant Pro Per)
46. 14-Feb-2025 FILED: Motion Re: Request for Reconsideration Pursuant to Rule 31.20 of Ariz.R.Crim.P. as it Concerns Prior Motion Requesting Correction to Record of Court's Imporper Assertion that Attorney Sheri M. Lauritano was Advisory Counsel to/for Appellant (Appellant Pro Per)
47. 14-Feb-2025 ORDERED: Motion Re: Request to Expand the Record and Additionally Request Production of Transcripts of Record not Provided but Needed for Preparation of Opening Brief, Pursuant to Rule 31.8 of Ariz.R.Crim. P. (Appellant Pro Per) = DENIED without prejudice to appellant filing another request to expand the record that identifies the court and the case number in which the arraignment and preliminary hearing proceedings requested by appellant were held. FURTHER ORDERED: Granting appellant's motion to supplement in part, and supplementing the record with transcripts for the following proceedings: 09/21/2022, 09/23/2022, 12/15/2022, 04/06/2023, 05/11/2023, 06/06/2023, 09/13/2023, 10/20/2023, 12/13/2023, 01/03/2024, 01/08/2024, 01/09/2024, 01/09/2024, 01/17/2024, and 02/21/2024 due by 03/17/2025. FURTHER ORDERED: Denying the motion to supplement in part, as to the 37 indexed entries identified by appellant that refer to documents with no associated proceeding. FURTHER ORDERED: Motion Re: Respectful Request for Extension of Time to File Opening Brief, as a Result of Unavailability of Transcripts and Unforeseen Difficulties Pursuant to Rules 31.13 (e)(1)(2) and 31.3 (e) of Ariz. R. Crim. P (Appellant Pro Per) = GRANTED. The opening brief is due by 04/16/2025. Denise McGimsey ProTem Judge - Author

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48. 19-Feb-2025 FILED: Motion Re: Petition for Writ of Mandamus Order Pursuant to Title 28 USCS & 1651; Title 28 USCS & 1361; and A.R.S & 23-948 Re: Jurisdiction...Concerning Petition for Mandamus for Cause of Denial and/or Intended Delay of Legal Services (Appellant Pro Per)
49. 24-Feb-2025 FILED: RE: Motion of Notice and/or Enquiry [sic]; with Presentation of Exhibit (Evidence) Supporting Request for Extension/Modification of Deadline to File Opening Brief (Appellant Pro Per)
50. 26-Feb-2025 ORDERED: Motion Re: Request for Reconsideration Pursuant to Rule 31.20 of Ariz.R.Crim.P. as it Concerns Prior Motion Requesting Correction to Record of Court's Imporper Assertion that Attorney Sheri M. Lauritano was Advisory Counsel to/for Appellant (Appellant Pro Per) = DENIED. Hon David B Gass - Author
51. 28-Feb-2025 ORDERED: Motion Re: Petition for Writ of Mandamus Order Pursuant to Title 28 USCS & 1651; Title 28 USCS & 1361; and A.R.S & 23-948 Re: Jurisdiction...Concerning Petition for Mandamus for Cause of Denial and/or Intended Delay of Legal Services (Appellant Pro Per) = TAKING NO ACTION. Denise McGimsey ProTem Judge - Author
52. 28-Feb-2025 ORDERED: RE: Motion of Notice and/or Enquiry [sic]; with Presentation of Exhibit (Evidence) Supporting Request for Extension/Modification of Deadline to File Opening Brief = TAKING NO ACTION. FURTHER ORDERED: That the court will extend the opening brief due date if any transcripts due by 03/17/2025, are not timely filed. Denise McGimsey ProTem Judge - Author
53. 3-Mar-2025 FILED: Motion Re: Request to Expand the Record Pursuant to Rule 31.8 of Ariz.R.Crim.P., and Additionally Request for Extension of Time to File Opening Brief Pursuant to Rules 31.13 (e)(1)(2) and 31.3(e) of Ariz.R.Crim.P. (Appellant Pro Per)
54. 5-Mar-2025 FILED: Reporter's Transcript - 01/09/2024 - Trial Assignment (Rita Peluso)
55. 6-Mar-2025 FILED: Reporter's Transcript - 10/20/2023 - Final Trial Management Conference (Michele Kaley)
56. 6-Mar-2025 FILED: Reporter's Transcript - 01/08/2024 - Trial Assignment Date Reset (Vanessa Gartner)
57. 7-Mar-2025 FILED: Reporter's Transcript - 09/23/2022 - Status Conference (JuanCarlos Rodriguez)
58. 7-Mar-2025 FILED: Reporter's Transcript - 09/21/2022 - Status Conference (Rita Peluso)
59. 10-Mar-2025 FILED: Reporter's Transcript - 12/13/2023 - Complex Case Management Conference (Kit Walker)
60. 12-Mar-2025 ORDERED: Motion Re: Request to Expand the Record Pursuant to Rule 31.8 of Ariz.R.Crim.P., and Additionally Request for Extension of Time to File Opening Brief Pursuant to Rules 31.13 (e)(1)(2) and 31.3(e) of Ariz.R.Crim.P. (Appellant Pro per) = GRANTED in part and supplementing the record with transcripts for the following proceedings: 08/20/2020, and 12/03/2020. FURTHER ORDERED: Directing court reporter Monica Hill- Morrisette to prepare, and Ken Crenshaw to arrange for the preparation of the transcripts by 04/11/2025. FURTHER ORDERED: The court will take no action on appellant's request for a transcript of the 10/01/2020 because the record shows the conference was waived and the superior court issued an order based on the Initial Pretrial Conference Statement. FURTHER ORDERED: The court will take no action on appellant's request for a transcript of the 11/03/2020 because the record shows it was a "non-appearance hearing" and the court issued an order based on the Comprehensive Pretrial Statement. FURTHER ORDERED: The court will take no action on appellant's requests for transcripts of status conferences held before the Honorable Mark H. Brain between 04/06/2023, and 05/31/2023, because this court's 02/14/2025, order directed the preparation of those transcripts. FURTHER ORDERED: The opening brief is due by 05/12/2025. Denise McGimsey ProTem Judge - Author
61. 14-Mar-2025 FILED: Request for Extension of Time to File Transcript (Debra Carney)
62. 15-Mar-2025 FILED: Reporter's Transcript - 01/03/2024- Final Trial Management Conference (Kristyn Lobry)
63. 15-Mar-2025 FILED: Reporter's Transcript - 02/21/2024 - Change of Plea (Kristyn Lobry)  
[Stricken per order filed on 06/25/2025]
64. 17-Mar-2025 FILED: Reporter's Transcript - 05/11/2023 - Status Conference (Diane Donoho)
65. 17-Mar-2025 FILED: First Request for Extension of Time to File Transcript (Kassie Kosmal)
66. 17-Mar-2025 ORDERED: Request for Extension of Time to File Transcript (Debra Carney) = GRANTED. Due Dates EXTENDED to 04/16/2025 for Transcripts dated 04/06/2023, 01/09/2024, 01/17/2024 or OSC set on 05/07/2025. Hon Randall M Howe - Author
67. 18-Mar-2025 ORDERED: Granting Court reporter Debra Carney's request and extending the time to file transcripts dated 04/06/2023; 01/09/2024; and 01/17/2024 from 03/17/2025 to 04/16/2025. FURTHER ORDERED: The opening brief is due by 05/16/2025. Denise McGimsey ProTem Judge - Author  
[Vacated per order filed 03/20/2025]
68. 18-Mar-2025 FILED: Request for Extension of Time to File Transcript (April Escobedo)
69. 18-Mar-2025 ORDERED: First Request for Extension of Time to File Transcript (Kassie Kosmal) = GRANTED. Due date EXTENDED from Monday, 03-17-2025 to Wednesday, 04-16-2025 for Transcripts dated 06/06/2023, or OSC set on 05/07/2025. Hon Randall M Howe - Author
70. 20-Mar-2025 FILED: Motion Re: Respectful Request for Extension of Time to File Opening Brief and/or Modify the Deadline Pursuant to Ariz.R.Crim. (P)- Rules 31.13 (e) and 31.3 (e) (Appellant Pro Per)

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71. 20-Mar-2025 ORDERED: Vacating the 03/18/2025 order granting court reporter Debra Carney an extension of time to file transcripts. FURTHER ORDERED: The 03/17/2025 order granting court reporter Debra Carney an extension of time to file transcripts remains in effect. FURTHER ORDERED: Reaffirming that the due date for the opening brief is 05/16/2025. Denise McGimsey ProTem Judge - Author
72. 20-Mar-2025 ORDERED: Request for Extension of Time to File Transcript (April Escobedo) = GRANTED. Due date EXTENDED from Monday, 03-17-2025 to Wednesday, 04-16-2025 for Transcript dated 09/13/2023 or OSC set on 05/07/2025. Hon Randall M Howe - Author
73. 3-Apr-2025 ORDERED: Motion Re: Respectful Request for Extension of Time to File Opening Brief and/or Modify the Deadline Pursuant to Ariz.R.Crim. (P)- Rules 31.13 (e) and 31.3 (e) (Appellant Pro Per) = TAKING NO ACTION. Denise McGimsey ProTem Judge - Author
74. 4-Apr-2025 ORDERED: Ken Crenshaw OSC set on 04/16/2025 for transcript(s) dated 12/15/2022. Hon Randall M Howe - Author
75. 11-Apr-2025 FILED: Reporter's Transcript - 12/3/2020 - Final Trial Mangement Conference (Monica S Hill-Morrisette)
76. 11-Apr-2025 FILED: Reporter's Transcript - 08/20/2020 (Kanchan Mutreja)
77. 15-Apr-2025 FILED: Affidavit Regarding Ordered Transcripts (Ken Crenshaw)
78. 16-Apr-2025 ORDERED: Vacating the due date for the transcript(s) dated 12/15/2022, for Ken Crenshaw. FURTHER ORDERED: Vacating the order to show cause hearing that is currently set for 04/16/2025. Hon Randall M Howe - Author
79. 16-Apr-2025 FILED: Reporter's Transcript - 04/06/2023 - Complex Case Management Conference (Debra R. Carney)
80. 16-Apr-2025 FILED: Reporter's Transcript - 01/09/2024 - Trial Procedure Conference (Debra R. Carney)
81. 16-Apr-2025 FILED: Reporter's Transcript - 01/17/2024 - Trial Procedure Conference (Debra R. Carney)
82. 16-Apr-2025 FILED: Reporter's Transcript - 9/13/2023 - Trial Continuance (April Escobedo)
83. 16-Apr-2025 FILED: Second Request for Extension of Time to File Transcript (Kassie Kosmal)
84. 17-Apr-2025 FILED: Motion Re: Respectful Request for Extension of Time to File Opening Brief and/or for the Modification of Deadline, Pursuant to Rules 31.13(e) and 31.3(e) of Ariz. R. Crim. P., and Additionally Suported by Rulings of This Court Submitted by and Through Exhibits (Appellant Pro Per)
85. 17-Apr-2025 FILED: Supplemental Attachment, to Motion Re: Request for Extension of Time to File Opening Brief and/or for the Modification of Deadline (Appellant Pro Per)
86. 17-Apr-2025 ORDERED: Second Request for Extension of Time to File Transcript (Kassie Kosmal) = GRANTED. Due date EXTENDED from Wednesday, 04/16/2025 to Friday, 05/16/2025 or OSC set on 05/21/2025. FURTHER ORDERED: Vacating the OSC set on 05/07/2025. Hon Randall M Howe - Author
87. 18-Apr-2025 ORDERED: Motion Re: Respectful Request for Extension of Time to File Opening Brief and/or for the Modification of Deadline, Pursuant to Rules 31.13(e) and 31.3(e) of Ariz. R. Crim. P., and Additionally Suported by Rulings of This Court Submitted by and Through Exhibits (Appellant Pro Per) = GRANTED. Due date EXTENDED from Friday, 05-16-2025 to Tuesday, 07-15-2025 Denise McGimsey ProTem Judge - Author
88. 18-Apr-2025 AMENDED ORDER: Motion Re: Respectful Request for Extension of Time to File Opening Brief and/or for the Modification of Deadline, Pursuant to Rules 31.13(e) and 31.3(e) of Ariz. R. Crim. P., and Additionally Suported by Rulings of This Court Submitted by and Through Exhibits (Appellant Pro Per) = GRANTED. Due date EXTENDED from Friday, 05-16-2025 to Tuesday, 07-15-2025 Denise McGimsey ProTem Judge - Author
89. 14-May-2025 FILED: Reporter's Transcript - 06/06/2023 - Oral Argument Re: Defendant Motion for New Judge for Cause (Kassie Kosmal)  
[Stricken per order filed 6/9/25]
90. 9-Jun-2025 ORDERED: Striking the transcript. FURTHER ORDERED: Directing court reporter Kassie Kosmal to re-file a signed and certificate transcript. Denise McGimsey ProTem Judge - Author
91. 16-Jun-2025 FILED: Motion Re: Respectful Request for Extension of Time to File Opening Brief and/or for the Modification of Deadline Pursuant to Rules 31.13 (e) 1 & 2 and 31.3 (e) of AR.R.Crim.P Which are Supported by Rulings of this Appeals Court as Provided in the Exhibits (Appellant Pro Per)
92. 25-Jun-2025 FILED: Reporter's Transcript - 06/06/2023 - Oral Argument Re: Defendant Motion for New Judge for Cause (Kassie Kosmal)
93. 25-Jun-2025 ORDERED: Motion Re: Respectful Request for Extension of Time to File Opening Brief and/or for the Modification of Deadline Pursuant to Rules 31.13 (e) 1 & 2 and 31.3 (e) of AR.R.Crim.P Which are Supported by Rulings of this Appeals Court as Provided in the Exhibits (Appellant Pro Per) = GRANTED. Due date EXTENDED from Tuesday, 07-15-2025 to Monday, 09-15-2025 Denise McGimsey ProTem Judge - Author
94. 25-Jun-2025 ORDERED: Striking the transcript of the 02/21/2024, Change of Plea, filed on 03/15/2025. FURTHER ORDERED: Directing court reporter Kristyn Lobry to prepare transcript of the Status Conference held on 02/21/2024 by 07/24/2025. Denise McGimsey ProTem Judge - Author

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95. 25-Jun-2025 ORDERED: Directing court reporter Kit Walker, and Andrew Carter on behalf of transcriptionists Kanchan Mureja, Rita Peluso, and Juancarlos Rodriguez to provide transcripts to appellant's advisory counsel or to confirm having previously done so. Denise McGimsey ProTem Judge - Author
96. 26-Jun-2025 FILED: Affidavit Regarding Transcript Filed; E-mail Proof of Transcript Sent to Counsel; Proof of Court of Appeals filing
97. 15-Jul-2025 FILED: Reporter's Transcript - 02/21/2024 - Change of Plea (Kristyn Lobry)
98. 15-Jul-2025 FILED: Affidavit; Maricopa County Superior Court ME filed 07/10/2024 Re: Hearing on February 21, 2024
99. 16-Jul-2025 ORDERED: Accepting the transcript filed on 07/15/2025, as a transcript of the Status Conference held before the Honorable Mark H. Brain on 02/21/2024. Denise McGimsey ProTem Judge - Author
100. 17-Jul-2025 FILED: Motion Re: Respectful and Courteous Notice to the Court of Appellant's Forthcoming (diligent) Motions (two), That are Being Delayed by This Facilities Poor Legal Services to Pro-Per Defendants, Such as Myself (Appellant Pro Per)
101. 21-Jul-2025 ORDERED: Motion Re: Respectful and Courteous Notice to the Court of Appellant's Forthcoming (diligent) Motions (two), That are Being Delayed by This Facilities Poor Legal Services to Pro-Per Defendants, Such as Myself (Appellant Pro Per) = TAKING NO ACTION. Denise McGimsey ProTem Judge - Author
102. 21-Jul-2025 FILED: Motion Re: Respectful Request for this Appellate Court to Impose Sanctions Upon the State and/or Maricopa County Superior Court, for their Violation of the Appellant's Rights; When they (the State and/or Superior Court) Failed to Record and Report Such Failure of Relevant Evidence of Appellant's Proceeding Not Recorded, Pursuant to Rule 31.8 (e) of Ariz. R. Crim. P. (Appellant Pro Per)
103. 21-Jul-2025 FILED: Motion Re: Respectful Request for Ruling and/or Enquiry [sic] of Appellate Court's Prior Order of Appellant's Right to Receive the Evidence of the Transcripts for the December 15, 2022 Proceeding, Pursuant to Ariz.R.Crim.P. Rules 31.8 & 31.9, and All Applicable Rules of the Appellant's Rights (Appellant Pro Per)
104. 28-Jul-2025 FILED: Response to Motion Requesting this Court Impose Sanctions on the State; Certificate of Service; Appendix (Appellee)
105. 5-Aug-2025 FILED: Notice on Behalf of Pro Per Appellant; Certificate of Service (Appellant)
106. 8-Aug-2025 FILED: Motion Re: Respectful Reply to State Deputy Counsel's Response Motion Opposing Appellant's Request for Imposition of Sanction(s) Upon State for Failure to Provide Transcripts this Appellate Court Ordered that Appellant is to Receive Pursuant to Ariz. R. Crim. P. Rule 1.9 (Appellant Pro Per)
107. 13-Aug-2025 ORDERED: Notice on Behalf of Pro Per Appellant (Appellant) = GRANTED and directing the clerk of this court to send copies of appellant's reply filed on 08/08/2025, along with this order, to appellee and appellant's advisory counsel. Denise McGimsey ProTem Judge - Author
108. 14-Aug-2025 AMENDED ORDER: Notice on Behalf of Pro Per Appellant (Appellant) = GRANTED and directing the clerk of this court to send copies of appellant's reply filed on 08/08/2025, along with this order, to appellee and appellant's advisory counsel. Denise McGimsey ProTem Judge - Author
109. 15-Aug-2025 FILED: Crime Victim's Notice of Appearance of Counsel and Assertion of Victims' Constitutional Rights; Certificate of Service-Crime Victims' Notice of Appearance of Counsel and Assertion of Victims' Constitutional Rights
110. 18-Aug-2025 FILED: Motion Re: Respectful Request for Extension of Time to File Opening Appeal Brief and/or Modification of Deadline [s], Pursuant to the Ruling of this Court and Ariz.R.Crim.P.Rules 31.13(e) and 31.3(e) (Appellant Pro Per)
111. 19-Aug-2025 ORDERED: Motion Re: Respectful Request for Ruling and/or Enquiry [sic] of Appellate Court's Prior Order of Appellant's Right to Receive the Evidence of the Transcripts for the December 15, 2022 Proceeding, Pursuant to Ariz.R.Crim.P. Rules 31.8 & 31.9, and All Applicable Rules of the Appellant's Rights (Appellant Pro Per) = DENIED. FURTHER ORDERED: Motion Re: Respectful Request for this Appellate Court to Impose Sanctions Upon the State and/or Maricopa County Superior Court, for their Violation of the Appellant's Rights; When they (the State and/or Superior Court) Failed to Record and Report Such Failure of Relevant Evidence of Appellant's Proceeding Not Recorded, Pursuant to Rule 31.8 (e) of Ariz. R. Crim. P. (Appellant Pro Per) = DENIED. FURTHER ORDERED: Motion Re: Respectful Request for Extension of Time to File Opening Appeal Brief and/or Modification of Deadline = DENIED. The opening brief remains due by 09/15/2025. Hon Randall M Howe - Author
112. 20-Aug-2025 ORDERED: Denying the motion for an extension of time to file the opening brief. Denise McGimsey ProTem Judge - Author
113. 29-Aug-2025 FILED: Motion Re: Respectful Response to "Crime Victim's Notice of Appearance of Counsel and Assertion of Victim's Constitutional Rights"; Motion Submitted Pursuant to Ariz.R.Crim.P Rule 1.9(b) (Appellant Pro Per)
114. 29-Aug-2025 FILED: Motion Re: Respectful Notice and Request for Clerk of Court to Provide Required Copies of Appellant's Response Motion to All Parties, Including Appellant (Appellant Pro Per)
115. 2-Sep-2025 FILED: Motion re: Respectful Request for Reconsideration Pursuant to Az. R. Crim. P. Rule 31.20, of Appellant's Prior Motion re: Extension of Time to File Opening Brief, Pursuant to Az. R. Crim. P. Rules 31.13 (e) and 31.3 (e) (Appellant Pro Per)
116. 9-Sep-2025 ORDERED: Motion Re: Respectful Notice and Request for Clerk of Court to Provide Required Copies of Appellant's Response Motion to All Parties, Including Appellant (Appellant Pro Per) = GRANTED. Denise McGimsey ProTem Judge - Author
117. 9-Sep-2025 ORDERED: Motion re: Respectful Request for Reconsideration Pursuant to Az. R. Crim. P. Rule 31.20, of Appellant's Prior Motion re: Extension of Time to File Opening Brief, Pursuant to Az. R. Crim. P. Rules 31.13 (e) and 31.3 (e) (Appellant Pro Per) = DENIED and the opening brief remains due by 09/15/2025. Hon Randall M Howe - Author

**Court of Appeals, Division One****Criminal****1 CA-CR 24-0550****STATE v. COX****146 PROCEEDING ENTRIES**

118.	12-Sep-2025	FILED: Notice that Pro Per Appellant is Mailing in Opening Brief; Certificate of Service (Appellant)
119.	15-Sep-2025	FILED: Original Brief (Opening Brief) (Appellant Pro Per)
120.	25-Sep-2025	FILED: Notice of Appearance; Certificate of Service (Appellee)
121.	8-Oct-2025	FILED: Motion for Procedural Order (to Complete the Record); Certificate of Service (Appellee)
122.	14-Oct-2025	ORDERED: Motion for Procedural Order (to Complete the Record) (Appellee) = DENIED. Denise McGimsey ProTem Judge - Author
123.	20-Oct-2025	FILED: Motion for Procedural Order (First Extension for Answering Brief); Certificate of Service (Appellee)
124.	20-Oct-2025	ORDERED: Motion for Procedural Order (First Extension for Answering Brief) (Appellee) = GRANTED. Due date EXTENDED from Monday, 10-27-2025 to Wednesday, 11-26-2025 Denise McGimsey ProTem Judge - Author
125.	26-Nov-2025	FILED: Appellee's Answering Brief; Certificate of Compliance; Certificate of Service (Appellee)
126.	4-Dec-2025	FILED: Defense Request for an Extension of Time to File Reply Brief; Certificate of Service (Appellant)
127.	4-Dec-2025	FILED: Defense Request for an Extension of Time to File Reply Brief Addendum; Certificate of Service (Appellant)
128.	5-Dec-2025	ORDERED: Defense Request for an Extension of Time to File Reply Brief (Appellant) = GRANTED. Due date EXTENDED from Tuesday, 12-16-2025 to Monday, 01-05-2026 Denise McGimsey ProTem Judge - Author
129.	8-Dec-2025	FILED: Motion Re: Respectful Request for Extension of Time to File Appellant's Reply Brief, Pursuant to Rules 31.13 (a)(2), 31.3 (e), 31.10 (c), 31.12 (a)(2), and any and all Ariz R. Crim. P. That Govern's This Request (Appellant Pro Per)
130.	9-Dec-2025	ORDERED: Motion Re: Respectful Request for Extension of Time to File Appellant's Reply Brief, Pursuant to Rules 31.13 (a)(2), 31.3 (e), 31.10 (c), 31.12 (a)(2), and any and all Ariz R. Crim. P. That Govern's This Request (Appellant Pro Per) = TAKING NO ACTION. Denise McGimsey ProTem Judge - Author
131.	22-Dec-2025	FILED: Memorandum – to Clerk of Superior Court Re: any additional record not already transmitted due within 10 days
132.	22-Dec-2025	FILED: Motion Re: Respectful Request for a Ruling of Lenity With Regards to Appellant's Need of (5) Additional Pages to Colorably Present his Reply Brief, Pursuant to Authorities That Support/Grant the Rule of Lenity, and Arizona Rule of Criminal Procedure Rule 1.6(b)(1) (Appellant Pro Per)
133.	29-Dec-2025	ORDERED: Motion Re: Respectful Request for a Ruling of Lenity With Regards to Appellant's Need of (5) Additional Pages to Colorably Present his Reply Brief, Pursuant to Authorities That Support/Grant the Rule of Lenity, and Arizona Rule of Criminal Procedure Rule 1.6(b)(1) (Appellant Pro Per) = GRANTED and permitting appellant to file a reply brief that does not exceed 30 handwritten pages. Hon Randall M Howe - Author
134.	29-Dec-2025	FILED: Defense Request for an Extension of Time to File Reply Brief; Certificate of Service (Appellant)
135.	30-Dec-2025	ORDERED: Defense Request for an Extension of Time to File Reply Brief (Appellant) = GRANTED. Due date EXTENDED from Monday, 01-05-2026 to Thursday, 01-15-2026 Denise McGimsey ProTem Judge - Author
136.	2-Jan-2026	FILED: Supplemented Superior Court e-Record with Revised Index of Record
137.	14-Jan-2026	FILED: Respectful Reply to Appellee's Response/Answering Brief to Appellant's Opening Appeal Brief: Pursuant to Ariz. R. Crim. P. Rules 31.10 (c), 31.12 (a)(2), 31.13 (a)(3); and any and all Rules or Statutes that Govern and Grant its Submission (Appellant Pro Per)
138.	15-Jan-2026	FILED: Notice on Behalf of Pro Per Appellant; Certificate of Service (Appellant)
139.	26-Jan-2026	CLNDR: CONFERENCE, Department B, 3-31-26, COURTROOM 1.
140.	10-Apr-2026	MEMORANDUM DECISION (Affirmed) Hon Michael S Catlett - Author; Hon Angela K Paton - Concur; Hon Jennifer M Perkins - Concur
141.	10-Apr-2026	FILED: Decision Distribution Notification
142.	15-Apr-2026	FILED: Defense Request for an Extension of Time to File Pro Per Motion for Reconsideration; Certificate of Service (Appellant)
143.	17-Apr-2026	ORDERED: Defense Request for an Extension of Time to File Pro Per Motion for Reconsideration (Appellant) = GRANTED. Due date EXTENDED from Monday, 04-27-2026 to Monday, 05-11-2026 Hon Michael S Catlett - Author
144.	8-May-2026	FILED: Notice on Behalf of Pro Per Appellant; Certificate of Service (Appellant)
145.	12-May-2026	FILED: General Content Information; and Respectful Request for Court to Allow Lenity of Page Limit per Court's Discretionary Power Provided by Ariz. R. Crim. P. Rule 1.6 (b)(1) (Motion for Reconsideration) (Appellant Pro Per)
146.	14-May-2026	ORDERED: General Content Information; and Respectful Request for Court to Allow Lenity of Page Limit per Court's Discretionary Power Provided by Ariz. R. Crim. P. Rule 1.6 (b)(1) (Motion for Reconsideration) (Appellant Pro Per) = DENIED. Hon Michael S Catlett - Author

