

Court of Appeals, Division One

Criminal

1 CA-CR 25-0431

STATE v. LOPEZ-CUBAS

Appellate Case Information

Case Filed: 10-Oct-2025

Case Closed:

Dept/Composition

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. JOSE O LOPEZ-CUBAS, Appellant

(Litigant Group) JOSE O LOPEZ-CUBAS

- Jose O Lopez-Cubas

PRO SE Attorneys for: Appellant

CASE STATUS

May 5, 2026.....Record Complete-Notice Completion Sent

Jan 28, 2026.....Reinstated Case

Table with 6 columns: PREDECESSOR CASE (S), Cause/Charge/Class, Judgment/Sentence, Judge, Role <Comments>, Trial, Dispo. Row 1: MAR, CR2023-114271-001, See file, See file, Kristin Culbertson, Sentencing, JURY

2 OPEN DUE DATES

Court Ordered Document Due

Due By:

Friday, March 6, 2026

Re: * ORDERED: Striking the Motion for Appointment of Counsel filed 02/19/2026. FURTHER ORDERED: Directing attorney Kirk Lewis to confirm with this court by 03/06/2026, that he is not representing appellant on appeal, assuming that is accurate. FURTHER ORDERE

Opening Brief Due

Due By:

Friday, June 19, 2026

Re: FILED: Notice of Completion of Record

CASE DECISION

12-Dec-2025 ORDER

Vacated

ORDERED: Dismissing this appeal. [Vacated per order filed on 01/28/2026]

Filed: 12-Dec-2025

Mandate:

Decision Disposition

Dismissed

Denise McGimsey.....Author

35 PROCEEDING ENTRIES

- 1. 10-Oct-2025 FILED: Notice of Appeal from Maricopa County Superior Court filed 10/06/25. Notification to Court Reporters dated 10/09/25.
2. 10-Oct-2025 FILED: Appellate Clerk Notice (31.2(g))
3. 15-Oct-2025 ORDERED: Directing appellant to make arrangements with court reporter(s) to pay for preparation of transcripts by 11/14/2025. FURTHER ORDERED: Directing appellant to file notice in this court by 11/24/2025 as to arrangements made. If appellant fails to file a notice, court will dismiss this appeal. FURTHER ORDERED: Appellant may file in the superior court a motion to proceed as an indigent. Appellant must file a copy of the request in this court by 11/14/2025. Absent satisfactory financial arrangements, no transcripts are due in this case until further order from this court. Denise McGimsey ProTem Judge - Author
4. 14-Nov-2025 FILED: No Financial Arrangements (Debra Upham)
5. 14-Nov-2025 FILED: Affidavit (Lisa Bradley)
6. 17-Nov-2025 FILED: Affidavit of No Financial Arrangements (Nicole Tatlow)
7. 17-Nov-2025 FILED: No Financial Arrangements (Nicola Bauman)
8. 18-Nov-2025 ORDERED: Confirming that appellant must file a notice in this court by 11/24/2025, as to whether he has made financial arrangements with the court reporters or whether he has filed a request for a determination of indigency in the superior court. If appellant fails to file a notice, the court will dismiss this appeal. FURTHER ORDERED: Absent satisfactory financial arrangements, no transcripts are due in this case until further order from this court. Denise McGimsey ProTem Judge - Author

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9. 19-Nov-2025 FILED: e-Record on Appeal:
Instruments/Minute Entries: Combined
Disposition Report: 92
Digital Exhibits: None sent with e-Record
10. 19-Nov-2025 FILED: Additional Record on Appeal
Physical Exhibits:
Hearing Date: 07/21/2025 List # 1 2 3 8 9 10 in a manila envelope
Non-admitted Exhibits:
Sealed Exhibit:
Confidential Criminal History Report in Sealed Manila Envelope
11. 12-Dec-2025 ORDERED: Dismissing this appeal. Denise McGimsey ProTem Judge - Author
12. 12-Jan-2026 FILED: Motion to Reinstate Appeal (Appellant Pro Per)
13. 28-Jan-2026 ORDERED: Motion to Reinstate Appeal (Appellant Pro Per) = GRANTED and reinstating the appeal. FURTHER ORDERED: Directing appellant to ensure that the transcripts required by Arizona Rule of Criminal Procedure 31.8 have been filed by March 16, 2026. Denise McGimsey ProTem Judge - Author
14. 30-Jan-2026 FILED: Affidavit of no payment arrangements (Lisa Bradley); COA Order Dismissing Appeal; Email re: Payment Arrangements; COA Order Reinstating Appeal
15. 2-Feb-2026 ORDERED: That no transcripts are due in this case until further order by the court. IT IS FURTHER ORDERED that appellant must file a notice in this court by March 4, 2026, as to the arrangements made to pay for the transcripts. FURTHER ORDERED: That, if applicable, appellant may file in the superior court a motion to proceed as indigent with a supporting affidavit as required by Arizona Rule of Criminal Procedure 31.5(a)(2). If appellant files a request to proceed as indigent in the superior court, he must file a copy of the request in this court by 03/04/2026. FURTHER ORDERED: That if appellant does not file a notice of financial arrangements for the transcripts or a copy of a request to proceed as indigent by the above deadlines, the court will dismiss this appeal. Denise McGimsey ProTem Judge - Author
16. 2-Feb-2026 FILED: Affidavit - No Financial Arrangements; Email re: Payment Arrangements (Nicola Bauman)
17. 3-Feb-2026 FILED: Affidavit No Financial Arrangements (Debra K. Upham)
18. 19-Feb-2026 FILED: Motion for Appointment of Counsel (Claudia Lopez)
19. 23-Feb-2026 ORDERED: Motion for Appointment of Counsel (Claudia Lopez) = DENIED. FURTHER ORDERED directing court reporters Nicole Tatlow, Lisa Bradley, Nicola Bauman, and Debra Upham to proceed with the preparation of transcripts pursuant to their arrangements with appellant. FURTHER ORDERED: Directing appellant to ensure that the transcripts are delivered to this court and to counsel for the parties by 03/26/2026. Denise McGimsey ProTem Judge - Author
[Vacated per order filed on 02/23/2026]
20. 23-Feb-2026 ORDERED: Vacating the Order Regarding Motion for Appointment of Counsel and Proof of Transcript Payment filed on February 23, 2026. The court will issue an order addressing the motion and proof of transcript payment filed on February 19, 2026, at a later date. Denise McGimsey ProTem Judge - Author
21. 25-Feb-2026 ORDERED: Striking the Motion for Appointment of Counsel filed 02/19/2026. FURTHER ORDERED: Directing attorney Kirk Lewis to confirm with this court by 03/06/2026, that he is not representing appellant on appeal, assuming that is accurate. FURTHER ORDERED: Directing court reporters Nicole Tatlow, Lisa Bradley, Nicola Bauman, and Debra Upham to inform this court by 03/06/2026, whether appellant has paid for the transcripts in this appeal. FURTHER ORDERED: That no transcripts are due until further ordered by the court. Denise McGimsey ProTem Judge - Author
22. 27-Feb-2026 FILED: Affidavit (Lisa Bradley)
23. 4-Mar-2026 FILED: Affidavit (Nicola Bauman)
24. 4-Mar-2026 FILED: Affidavit Financial Arrangements (Debra Upham)
25. 6-Mar-2026 FILED: Affidavit of Financial Arrangements (Nicole Tatlow)
26. 9-Mar-2026 ORDERED: The transcripts must be filed in this case by 04/08/2026. Denise McGimsey ProTem Judge - Author
27. 18-Mar-2026 FILED: Reporter's Transcript - 09/19/2025 - Sentencing (Debra K. Upham)
28. 18-Mar-2026 FILED: Reporter's Transcript - 07/22/2025 - Trial Day 5 (Lisa Bradley)
29. 7-Apr-2026 FILED: Request for Extension of Time to File Transcript (Nicole Tatlow)
30. 7-Apr-2026 FILED: Request for Extension of Time to File Transcripts (Nicola Bauman)
31. 7-Apr-2026 ORDERED: Request for Extension of Time to File Transcript (Nicole Tatlow) = GRANTED. Due date EXTENDED from Wednesday, 04-08-2026 to Friday, 05-08-2026 (Transcript for 07/21/2025 by Reporter Nicole Tatlow or OSC set on 05/20/2026 Hon David D Weinzwieg - Author

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- 32. 7-Apr-2026 ORDERED: Request for Extension of Time to File Transcripts (Nicola Bauman) = GRANTED. Due date EXTENDED from Wednesday, 04-08-2026 to Friday, 05-08-2026 (Transcript for 07/23/2025 by Reporter Nicola Bauman) or OSC set on 05/20/2026 Hon David D Weinzweig - Author
- 33. 22-Apr-2026 FILED: Reporter's Transcript - 07/23/2025 - Jury Trial Day 3 (Nicola Bauman)
- 34. 30-Apr-2026 FILED: Reporter's Transcript - 07/21/2025 - Trial Day 1 (Nicole Tatlow)
- 35. 5-May-2026 FILED: Notice of Completion of Record