

Sentence Review Division
301 S. Park Ave., Suite 328
P.O. Box 203005
Helena, MT 59620-3005
Phone: (406) 841-2976
Email: shellysmith@mt.gov

SENTENCE REVIEW DIVISION OF THE SUPREME COURT OF MONTANA

STATE OF MONTANA,)	Cause No. DC-7-2020-0000480-IN
)	
Plaintiff,)	Cascade County District Court
)	Montana Eighth Judicial District
-vs-)	
)	ORDER OF DISMISSAL
PHILLIP ROBERT MCCLENDON,)	
)	
Defendant.)	

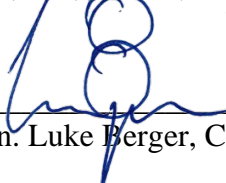
On August 1, 2024, the Defendant appeared via Zoom videoconference before the Sentence Review Division of the Montana Supreme Court at the time set for a hearing to review his sentence. Defense Counsel, Penelope Strong; Hon. David Grubich; and victim, Shelby Stiner, were also present and appeared via Zoom videoconference.

At the outset of the hearing, Defense Counsel informed the Division that the Defendant wishes to continue his sentence review hearing to pursue an out of time appeal. The Defendant verbally verified his wish to pursue an out of time appeal.

IT IS ORDERED that the Application for Review of Sentence, filed September 11, 2023, is dismissed without prejudice. Pursuant to Rule 2, Rules of the Sentence Review Division of the Supreme Court of Montana, the Defendant shall have Sixty (60) days following the determination of the Appeal during which to file an Application for Review of Sentence with the Cascade County Clerk of District Court.

DATED this 7th day of August, 2024.

SENTENCE REVIEW DIVISION



Hon. Luke Berger, Chair

CERTIFICATE OF SERVICE

I hereby certify that I served a true copy of the foregoing **Order of Dismissal** by depositing the same in the U.S. Mail, postage prepaid, or via electronic service this 7th day of August, 2024 to the following:

Clerk of District Court
Cascade County
415 2nd Avenue North
Great Falls, MT 59401
Via email

Kory V. Larsen, Deputy Co. Attorney
Cascade County Attorney's Office
415 2nd Avenue North
Great Falls, MT 59401
Via email

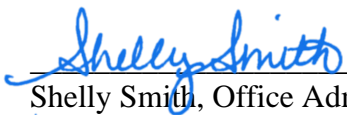
Penelope S. Strong
Attorney at Law
2517 Montana Avenue
Billings, MT 59101
Via email

Hon. David Grubich
8th Judicial District
415 2nd Avenue North
Great Falls, MT 59401
Via email

Office of State Public Defender
502 S. 19th Ave., Ste 211
Bozeman, MT 59718
Via email

Montana State Prison
Records Department
700 Conley Lake Road
Deer Lodge, MT 59722
Via email

Phillip Robert McClendon #3014279
Montana State Prison
400 Conley Lake Road
Deer Lodge, MT 59722



Shelly Smith, Office Administrator
SENTENCE REVIEW DIVISION