

Sentence Review Division  
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**FILED**

**AUG 23 2021**

**SENTENCE REVIEW DIVISION  
OF THE SUPREME COURT  
STATE OF MONTANA**

SENTENCE REVIEW DIVISION OF THE SUPREME COURT OF MONTANA

STATE OF MONTANA, ) Cause No. DC-20-778  
)  
Plaintiff, ) Yellowstone County District Court  
)  
-vs- ) Montana Thirteenth Judicial District  
)  
JORDAN LEE THOMPSON, ) **DECISION**  
)  
Defendant. )

On February 3, 2021, the Defendant was sentenced to a five (5) year commitment to the Montana State Prison for the offense of **Count III: Partner or Family Member Assault, a Felony, in violation of §45-5-206(1)(a)(c), MCA**. The sentence was ordered to run consecutively to any other sentences. The Court dismissed Counts I-II and IV. The Defendant received credit for time spent in pre-trial incarceration as follows: June 20, 2020 through February 3, 2021.

On August 12, 2021, the Defendant's Application for review of that sentence came on for hearing by Zoom videoconference before the Sentence Review Division of the Montana Supreme Court (hereafter "the Division"). The Defendant appeared from the Montana State Prison and was represented by Teal Mittelstadt, Defense Counsel. The State was represented by Todd Corne. The Defendant gave a statement.

Before hearing the Application, the Defendant was advised that the Division has the authority not only to reduce the sentence or affirm it, but also increase it. The Defendant was further advised that there is no appeal from a decision of the Division. The Defendant acknowledged that he understood this and stated that he wished to proceed.

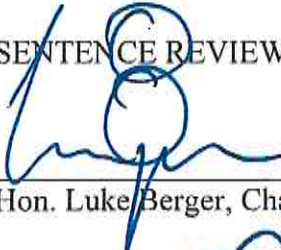
Rule 12, Rules of the Sentence Review Division of the Supreme Court of Montana, provides that, "The sentence imposed by the District Court is presumed correct. The sentence shall not be reduced or increased unless it is clearly inadequate or clearly excessive." (Section 46-18-904(3), MCA).

The Division finds that the reasons advanced for modification are insufficient to hold that the sentence imposed by the District Court is clearly inadequate or clearly excessive.

Therefore, it is the unanimous decision of the Division that the sentence is AFFIRMED.

DATED this 20 day of August, 2021.

SENTENCE REVIEW DIVISION

  
\_\_\_\_\_  
Hon. Luke Berger, Chairperson

  
\_\_\_\_\_  
Hon. Jessica Font, Member

  
\_\_\_\_\_  
Hon. Dan Wilson, Member

Copies mailed or emailed this 23<sup>rd</sup> day of August, 2021, to:

- Clerk of District Court – *via email*
- Jordan Lee Thompson #3007827, Defendant (2)
- Hon. Ashley Harada – *via email*
- Teal Mittelstadt, Defense Counsel – *via email*
- Todd Alan Corne, Esq. – *via email*
- Board of Pardons and Parole – *via email*
- MSP - Records Dept. – *via email*

  
\_\_\_\_\_  
Shelly Smith, Office Administrator  
Sentence Review Division