

Sentence Review Division
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FILED
12/12/2022
Sentence Review Division of the
Montana Supreme Court

SENTENCE REVIEW DIVISION OF THE SUPREME COURT OF MONTANA

STATE OF MONTANA,)	Cause No. DC-13-691
)	
)	Plaintiff,
-vs-)	Yellowstone County District Court
)	Montana Thirteenth Judicial District
)	
DAVID RYAN STENSRUD,)	NUNC PRO TUNC
)	ORDER TO CORRECT DECISION
_____)	
Defendant.)	

The first paragraph of the Sentence Review Division's Decision dated November 15, 2022 was incorrectly stated as follows:

On April 11, 2022, the Court found the Defendant in violation of the conditions of the sentence imposed on February 7, 2022, revoked the suspended sentence, and sentenced the Defendant to a commitment to the Department of Corrections for a term of four (4) years and one-hundred and six (106) days, for the offense of Count I: Sexual Intercourse Without Consent, a Felony, in violation of §45-5-503, MCA. The Defendant was given credit for elapsed time while not incarcerated as follows: February 7, 2022 through February 10, 2022. The Defendant was given credit for pre-trial incarceration/detention time served as follows: February 24, 2022 through April 11, 2022.

The Sentence Review Judges had the correct information before them during the November 3, 2022 sentence review hearing.

NOW, THEREFORE, IT IS ORDERED ADJUDGED AND DECREED THAT the November 15, 2022 Decision, Paragraph one, shall be amended to read as follows:

On February 15, 2022, the Court found the Defendant in violation of the conditions of the sentence imposed on March 20, 2015, revoked the previously imposed sentence, and sentenced the Defendant to a commitment to the Department of Corrections for a term of fifteen (15) years, with five (5) years suspended, for the offense of Count I: Sexual Assault, a Felony, in violation of §45-5-502(1) and (3), MCA. The Court recommended the Defendant be screened for the START

Program and Riverside Special Needs Unit and upon acceptance, follow all requirements and provisions. If not accepted, Defendant will be placed at a Department of Corrections facility at the discretion of the department.

The Defendant received street time credit from November 12, 2019 through September 14, 2021, and credit for pre-trial incarceration time served from September 14, 2021 through February 15, 2022.

DATED this 12th day of December, 2022.



Hon. Jessica Fehr, Chair
SENTENCE REVIEW DIVISION

CERTIFICATE OF SERVICE

I hereby certify that I served a true copy of the foregoing NUNC PRO TUNC by depositing the same in the U.S. Mail, postage prepaid, or via electronic service this 12th day of December, 2022, to the following:

Clerk of District Court
Yellowstone County
P.O. Box 35030
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Via email

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Shelly Smith, Office Administrator
SENTENCE REVIEW DIVISION