

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-20-054
)	
Plaintiff,)	Ravalli County District Court
)	Montana Twenty-First Judicial District
-vs-)	
)	ORDER OF DISMISSAL
RYAN KANE WHIPPLE,)	
)	
Defendant.)	

On February 2, 2023, the Defendant's Application for Review of Sentence come on for hearing by Zoom videoconference before the Sentence Review Division of the Montana Supreme Court at the time set for a hearing to review his sentence. The Defendant appeared from the Ravalli County Jail and was represented by David Merchant, Defense Counsel. The State was represented by David Lakin.

At the outset of the hearing, Defense Counsel made an oral motion to vacate the Sentence Review hearing and dismiss with prejudice the Defendant's Application for Review of Sentence. The Defendant verbally verified his desire to waive his right to sentence review.

Therefore, it is the unanimous decision of the Sentence Review Division that the Defendant WAIVED his right to sentence review and his Application is **DISMISSED WITH PREJUDICE**.

DATED this 15 day of February, 2023.

SENTENCE REVIEW DIVISION



Hon. Dan Wilson, 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 16th day of February, 2023 to the following:

Clerk of District Court
Ravalli County
205 Bedford Street, Ste. D
Hamilton, MT 59840
Via email

David Lakin, Esq.
Ravalli County Attorney's Office
205 Bedford Street, Suite C
Hamilton, MT 59840
Via email

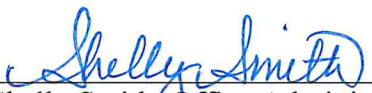
David A. Merchant, II
Attorney at Law
P.O. Box 50336
Billings, MT 59105
Via email

Hon. Howard Recht
21st Judicial District
205 Bedford St., Ste. A
Hamilton, MT 59840-2853
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

Ryan Kane Whipple #2125695
Montana State Prison
400 Conley Lake Road
Deer Lodge, MT 59722



Shelly Smith, Office Administrator
SENTENCE REVIEW DIVISION