

Sentence Review Division
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FILED

AUG 17 2023

**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-7-2019-0000824-IN
)	
)	Plaintiff,
)	Cascade County District Court
-vs-)	
)	Montana Eighth Judicial District
EMILIO EMMANUEL RENOVA, SR,)	
)	DECISION
)	
Defendant.)	

On July 26, 2022, the Court sentenced the defendant to One Hundred (100) years to the Montana State Prison, with no eligibility for parole, for the offense of Count I: Deliberate Homicide, a felony, in violation of §45-5-102 (I)(b), MCA. The Court granted 980 days of credit for time served. The Court dismissed Counts II – V.

On August 3, 2023, 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 Tyler Dugger, Defense Counsel. The State was represented by Kory Larsen. 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 17th day of August, 2023.

SENTENCE REVIEW DIVISION



Hon. Dan Wilson, Chair



Hon. Luke Berger, Member



Hon. Jessica Fehr, Member

Copies mailed or emailed this 17th day of August, 2023, to:

Clerk of District Court – *via email*
Emilio Emmanuel Renova, Sr. #3004487, Defendant
Hon. Elizabeth Best – *via email*
Tyler Dugger, Defense Counsel – *via email*
Kory V. Larsen, Deputy Co. Attorney – *via email*
Board of Pardons and Parole – *via email*
MSP - Records Dept. – *via email*



Shelly Smith, Office Administrator
Sentence Review Division