

Sentence Review Division
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FILED
11/17/2023

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

SENTENCE REVIEW DIVISION OF THE SUPREME COURT OF MONTANA

STATE OF MONTANA,) Cause No. DC-32-2016-0000313-IN
)
	Plaintiff,) Missoula County District Court
-vs-) Montana Fourth Judicial District
)
) ORDER TO CONTINUE SENTENCE
CASEY E. HEAVY RUNNER,) REVIEW HEARING
)
Defendant.)

On November 2, 2023, the Defendant's Application for review of 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 NEXUS Facility and was represented by Teal Mittelstadt, Defense Counsel. The State was not represented.

Ms. Mittelstadt informed the Division that the record was incomplete in that there was no written Judgment filed from the revocation proceeding on October 4, 2022, and contends that the sentence issued March 20, 2023 did not reflect the appropriate credit for incarceration time and credit for (probation) street time.

It is essential for the Division to be provided a copy of the Dispositional Order on the October 4, 2022 revocation proceeding. Therefore, on the Division's motion,

IT IS ORDERED that the Defendant's sentence review hearing is **CONTINUED** to the next available hearings on the Division's **February 1 - 2, 2024** calendar. Notice to the interested parties will be sent at least thirty (30) days prior to hearing giving the actual date and time of hearing. The Division's Office Administrator will contact the Clerk of District Court and request a copy of the October 4, 2022 Dispositional Order.

DATED this 17th day of November, 2023.


Hon. Dan Wilson, Chair
SENTENCE REVIEW DIVISION

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

Clerk of District Court – *via email*
Casey E. Heavy Runner #42390, Defendant
Hon. Jason Marks – *via email*
Teal Mittelstadt, Defense Counsel – *via email*
Brandon Zeak, Deputy Co. Attorney – *via email*
Board of Pardons and Parole – *via email*
MSP - Records Dept. – *via email*

Shelly Smith

Shelly Smith, Office Administrator
Sentence Review Division