

Sentence Review Division
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FILED

DEC 07 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-32-2021-0000165-IN
)
Plaintiff,) Missoula County District Court
)
-vs-)
) Montana Fourth Judicial District
STEVEN TODD HOOVER,)
) **DECISION**
)
Defendant.)

On April 25, 2023, the Defendant was sentenced to five (5) years commitment to the Department of Corrections for the offense of Count I: Failure to Register, Verify Registration, or Keep Registration Current, a Felony, in violation of §§46-23-507, 46-23-504(5), 46-23-504(6)(c), MCA. The sentenced was ordered to run concurrently with Flathead County DC-18-220. The Defendant was given credit for time served in the amount of three-hundred-four (304) days. The Court designated the Defendant as a Level II Sexual Offender.

On November 2, 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 Missoula Assessment and Sanction Center and was represented by Teal Mittelstadt, Defense Counsel. The State was not represented. 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 30 day of November, 2023.

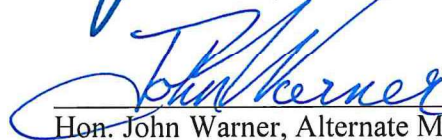
SENTENCE REVIEW DIVISION



Hon. Dan Wilson, Chair



Hon. Jessica Fehr, Member



Hon. John Warner, Alternate Member

Copies mailed or emailed this 7th day of December, 2023, to:

Clerk of District Court – *via email*
Steven Todd Hoover #28247, Defendant
Hon. Jason Marks – *via email*
Teal Mittelstadt, Defense Counsel – *via email*
Leta Womack, Deputy Co. Attorney – *via email*
Board of Pardons and Parole – *via email*
MSP - Records Dept. – *via email*



Shelly Smith, Office Administrator
Sentence Review Division