

Sentence Review Division  
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**FILED**  
**FEB 12 2024**  
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-32-2021-0000687-IN  
)  
Plaintiff, ) Missoula County District Court  
-vs- )  
) Montana Fourth Judicial District  
CASEY JAMES DESCHAMPS, )  
) **DECISION**  
)  
Defendant. )

On March 29, 2022, pursuant to a plea agreement between the Defendant and the State, the Court accepted the plea and sentenced the Defendant as follows:

Count I: A commitment to the Department of Corrections for a term of Ten (10) years, for the offense of Criminal Endangerment, a Felony, in violation of §45-5-207, MCA.

Count II: A commitment to the Department of Corrections for a term of Ten (10) years, for the offense of Criminal Endangerment, a Felony, in violation of §45-5-207, MCA.

Count III: A commitment to the Department of Corrections for a term of Ten (10) years, for the offense of Criminal Endangerment, a Felony, in violation of §45-5-207, MCA.

Count IV: A commitment to the Department of Corrections for a term of Ten (10) years, for the offense of Criminal Endangerment, a Felony, in violation of §45-5-207, MCA.

Count V: A commitment to the Missoula County Detention Facility for One Hundred Nineteen (119) days for the offense of Fleeing from or Eluding a Peace Officer, a Misdemeanor, in violation of §61-8-316(1), MCA.

The Defendant was given credit against the sentence for time served in the amount of One Hundred Nineteen (119) days. The Court further ordered that Counts I, II, III, IV, and V, run concurrently with each other, and concurrently with DC-17-420 and DC-18-761. The Court dismissed Counts VI, VII, and VIII.

On April 13, 2022, the Court issued an ORDER AMENDING WRITTEN JUDGMENT TO CONFORM WITH ORAL PRONOUNCEMENT amending the sentences in Counts I through IV to reflect **Ten (10) years to the Department of Corrections, with five (5) years suspended**, on page 2.

On February 2, 2024, 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 Helge Naber, 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 9th day of February, 2024.

SENTENCE REVIEW DIVISION



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Hon. Luke Berger, Chair



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Hon. Jessica Fehr, Member



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Hon. Matthew Cuffe, Member

Copies mailed or emailed this 12th day of February, 2024, to:

Clerk of District Court – *via email*

Casey James Deschamps #3022521, Defendant

Hon. Jason Marks – *via email*

Helge Naber, Defense Counsel – *via email*

Leta Womack, Deputy Co. Attorney – *via email*

Board of Pardons and Parole – *via email*

MSP - Records Dept. – *via email*



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Shelly Smith, Office Administrator  
Sentence Review Division