

FILED

MAY 22 2024

SENTENCE REVIEW DIVISION
OF THE SUPREME COURT
STATE OF MONTANA

Sentence Review Division
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SENTENCE REVIEW DIVISION OF THE SUPREME COURT OF MONTANA

STATE OF MONTANA,)	Cause No. DC-12-2023-0000067-IN
)	
Plaintiff,)	Deer Lodge County District Court
)	Montana Third Judicial District
-vs-)	
)	ORDER OF DISMISSAL
DUSTIN RED DOG,)	
)	
Defendant.)	

On May 2, 2024, the Defendant appeared from the Montana State Prison via Zoom videoconference before the Sentence Review Division of the Montana Supreme Court at the time set for a hearing to review his sentence. Defense Counsel, Tyler Dugger was also present and appeared via Zoom videoconference.

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 22nd day of May, 2024.

SENTENCE REVIEW DIVISION



Hon. Luke Berger, 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 22nd day of May, 2024 to the following:

Clerk of District Court
Deer Lodge County
800 S. Main Street
Anaconda, MT 59711
Via email

Ben Krakowka, County Attorney
Deer Lodge County Attorney's Office
800 S. Main Street
Anaconda, MT 59711
Via email

Tyler Dugger
Attorney at Law
P.O. Box 1913
Billings, MT 59103-1913
Via email

Hon. Ray Dayton
3rd Judicial District
800 South Main
Anaconda, MT 59711
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

Dustin Red Dog #3009378
Montana State Prison
400 Conley Lake Road
Deer Lodge, MT 59722



Shelly Smith, Office Administrator
SENTENCE REVIEW DIVISION