

Sentence Review Division
301 S. Park Ave., Suite 328
P.O. Box 203005
Helena, MT 59620-3005
Phone: (406) 841-2976
Email: shellysmith@mt.gov

FILED

MAY 17 2022

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-18-1384
)	
Plaintiff,)	Yellowstone County District Court
)	
-vs-)	Montana Thirteenth Judicial District
)	
STETSON ANTON BOHN,)	
)	DECISION
)	
Defendant.)	

On August 10, 2021, the Defendant was sentenced to the Montana State Prison for sixty (60) years, with thirty (30) years suspended, for the offense of Count I: Sexual Assault, a Felony, in violation of §45-5-502(3), MCA. The Defendant was given credit for time spent in pre-trial incarceration from November 21, 2018 through November 27, 2018 and was designated a Level II Sexual Offender under §46-23-509(3)(b), MCA.

It was further ordered that the Defendant successfully complete sex offender treatment with a clinical provider who is in good standing with MSOTA or its equivalent and shall follow all rules and recommendations of the provider.

On May 5, 2022, 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 Crossroads Correctional Center and was represented by Cody Atkins, Defense Counsel. The State was represented by Sarah Hyde. Aaron Rafferty and Jessica Erickson, family members of the victim, were present from the Yellowstone County Attorney's Office. The Defendant did not provide 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 May, 2022.

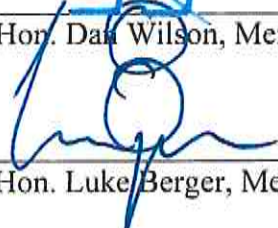
SENTENCE REVIEW DIVISION



Hon. Jessica Fehr, Chair



Hon. Dan Wilson, Member



Hon. Luke Berger, Member

Copies mailed or emailed this 18th day of May, 2022, to:

Clerk of District Court – *via email*
Stetson Anton Bohn #3012342, Defendant
Hon. Gregory R. Todd – *via email*
Cody Atkins, Defense Counsel – *via email*
Sarah Hyde, Deputy Co. Attorney – *via email*
Board of Pardons and Parole – *via email*
MSP - Records Dept. – *via email*



Shelly Smith, Office Administrator
Sentence Review Division