

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

STATE OF MONTANA,) Cause No. DC-56-2008-0000494-IN
)
Plaintiff,) Yellowstone County District Court
) Montana Thirteenth Judicial District
-vs-)
) **ORDER OF DISMISSAL**
JULIE ANN BALBACK,)
)
Defendant.)

On September 27, 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 Women's Prison and was represented by Teal Mittelstadt. The State was not present.

Before hearing the application, the Defendant was advised that the Sentence Review 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 Sentence Review Division. The Defendant acknowledged that she understood this and stated that she did not wish to proceed.

Defense counsel informed the Division that she discussed the waiver with the Defendant and that she could confirm her decision to waive on the record at the scheduled hearing. Having conferred with her attorney, the Defendant confirmed that she wished to waive her right to Sentence Review.

Therefore, it is the unanimous decision of the Sentence Review Division that the Defendant WAIVED her right to sentence review and her Application is **DISMISSED WITH PREJUDICE**.

DATED this 16th day of October, 2024.

SENTENCE REVIEW DIVISION



Hon. Luke Berger, Chairperson

Copies mailed or emailed this 16th day of October, 2024, to:

Clerk of District Court – *via email*
Julie Ann Balback #2047872, Defendant
Hon. Thomas Pardy – *via email*
Teal Mittelstadt, Defense Counsel – *via email*
Arielle Dean, Deputy Co. Attorney – *via email*
Board of Pardons and Parole – *via email*
MWP - Records Dept. – *via email*



Shelly Smith, Office Administrator
Sentence Review Division