

Sentence Review Division  
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**FILED**

**MAR 11 2020**

**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-19-036
	)	
Plaintiff,	)	Lake County District Court
	)	Montana Twentieth Judicial District
	)	
-vs-	)	<b>DECISION</b>
	)	
CHESCO RICHARD BLOOD MAN,	)	
	)	
Defendant.	)	

On November 6, 2019, the Defendant was sentenced to a Commitment to the Department of Corrections for a period of twenty (20) years, with fifteen (15) years suspended, for the offense of Count I: Negligent Homicide a Felony, in violation of §45-5-104, MCA. The Court ordered the Defendant pay restitution of \$1,592.32, in addition to the fine and/or other financial obligations in the Conditions, paragraph 13 of the Judgment.

On February 20, 2020, the Defendant's Application for review of that sentence was heard by the Sentence Review Division of the Montana Supreme Court (hereafter "the Division"). The Defendant was present and was represented by Stephanie DeBoer, Defense Counsel. The State was not represented.

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**.

Done in open Court this 20<sup>th</sup> day of February, 2020.

DATED this 11<sup>th</sup> day of March, 2020.

SENTENCE REVIEW DIVISION



Hon. Dan Wilson, Chairperson



Hon. Luke Berger, Member



Hon. Jessica Fehr, Member

Copies mailed this 11<sup>th</sup> day of March, 2020, to:

Clerk of District Court (Original)  
Chesco Richard Blood Man #3027322, Defendant (2)  
Hon. James Manley  
Stephanie DeBoer, Defense Counsel  
Steven Eschenbacher, Esq.  
Board of Pardons and Parole  
MSP - Records Dept.

  
Shelly Smith, Office Administrator  
Sentence Review Division