

Sentence Review Division
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FILED

NOV 12 2021

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-20-1569
)	
Plaintiff,)	Yellowstone County District Court
)	
-vs-)	Montana Thirteenth Judicial District
)	
ERNESTO FERNANDEZ,)	ORDER TO CONTINUE
)	SENTENCE REVIEW HEARING
Defendant.)	

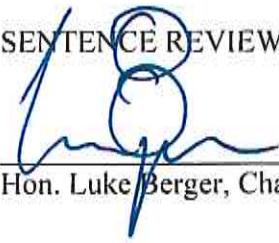
On November 4, 2021, the Defendant's Application for review of sentence was scheduled to be heard by the Sentence Review Division of the Montana Supreme Court (hereafter "the Division") by Zoom videoconference. The Defendant appeared from the Crossroads Correctional Facility and was represented by Teal Mittelstadt, Defense Counsel. The State was not represented.

Before hearing the application, the Division acknowledged that Ms. Mittelstadt filed a late Motion to Continue on November 3, 2021. Ms. Mittelstadt informed the Division that she had attempted three times to set up a time to meet with the Defendant and prepare for his hearing but had not received a call back. Ms. Mittelstadt requested that Mr. Fernandez's sentence review hearing be continued to the February 2022 hearings to have time to prepare for the hearing.

It is the unanimous decision of the Sentence Review Division that the application for review of sentence is **CONTINUED** to the next available hearings in February 10 – 11, 2022. Notification will be sent to interested parties four weeks prior providing the actual time and date of the hearing.

DATED this 11th day of November, 2021.

SENTENCE REVIEW DIVISION



Hon. Luke Berger, Chair

Copies mailed or emailed this 12th day of November, 2021, to:

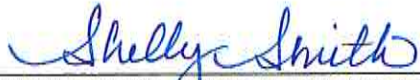
Yellowstone County Clerk of District Court - *via email*

Ernesto Fernandez #2104292, Defendant (2)

Teal Mittelstadt, Defense Counsel – *via email*

Arielle Dean, Esq. – *via email*

Hon. Michael G. Moses – *via email*



Shelly Smith, Office Administrator
Sentence Review Division