

Sentence Review Division
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FILED

OCT 11 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-21-007
)	
Plaintiff,)	Jefferson County District Court
)	
-vs-)	Montana Fifth Judicial District
)	
JOURDAN DORVALL,)	DECISION
)	
Defendant.)	

On December 22, 2021, the Court found the Defendant in violation of the conditions of the sentence imposed on April 7, 2021, revoked the deferred sentence, and sentenced the Defendant to a commitment to the Department of Corrections for a term of three (3) years, with no time suspended, for the offense of Count I: Criminal Possession of Dangerous Drugs (Meth), a felony, in violation of §45-9-102, MCA. The Court recommended the Defendant be placed at a treatment center such as Elkhorn or Passages as the Court strongly believes Defendant is in need of in-patient Department of Corrections treatment. Defendant was granted credit of 78 days for time served.

On September 30, 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 Passages Assessment and Sanction Center and was represented by Tyler Duggar, Defense Counsel. The State was not represented. 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 she understood this and stated that she 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 6 day of October, 2022.

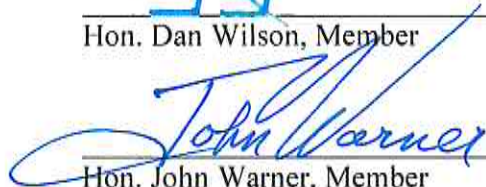
SENTENCE REVIEW DIVISION



Hon. Jessica Fehr, Chair



Hon. Dan Wilson, Member



Hon. John Warner, Member

Copies mailed or emailed this 15th day of October, 2022, to:

Clerk of District Court – *via email*
Jourdan Dorvall #3030611, Defendant (2)
Hon. Luke Berger – *via email*
Tyler Duggar, Defense Counsel – *via email*
Andrew Paul, Esq. – *via email*
Board of Pardons and Parole – *via email*
MWP - Records Dept. – *via email*



Shelly Smith, Office Administrator
Sentence Review Division