

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

STATE OF MONTANA,)	Cause No. DC-21-1089
)	
)	Plaintiff,)
-vs-)	Yellowstone County District Court
)	Montana Thirteenth Judicial District
)	
)	ORDER TO CONTINUE SENTENCE
DAVID ERIC HOTH,)	REVIEW HEARING
)	
)	
_____)	
Defendant.)	

On November 3, 2022, 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 was not present from the Missoula Assessment and Sanction Facility. Teal Mittelstadt, Defense Counsel, was present. The State was not represented.

Before hearing the application, Ms. Mittelstadt informed the Division that she visited with the Defendant, but felt it wasn't a meaningful discussion at the time. She was not sure what the Defendant wants and if he adequately understands the proceeding. Ms. Mittelstadt moved to continue the sentence review hearing to the next available set of hearings in order to have further time to prepare and discuss the process with the Defendant.

IT IS ORDERED that the Defendant's sentence review hearing is **CONTINUED** to the next available hearings on February 2 – 3, 2023. Notification will be sent to interested parties at least thirty (30) days prior providing the actual time and date of the hearing.

DATED this 14th day of November, 2022.



Hon. Jessica Fehr, Chair
SENTENCE REVIEW DIVISION

CERTIFICATE OF SERVICE

I hereby certify that I mailed a true copy of the forgoing Order to Continue Sentence Review Hearing by depositing the same in the U.S. Mail, postage prepaid, or via electronic service this 14th day of November, 2022, to the following:

Clerk of District Court
Yellowstone County
P.O. Box 35030
Billings, MT 59107 – *via email*

Sabrina K. Currie, Esq.
Yellowstone County Attorney's Office
217 North 27th Street
Billings, MT 59101 – *via email*

Teal Mittelstadt
Attorney at Law
P.O. Box 1512
Helena, MT 59624 – *via email*

Office of State Public Defender
502 S. 19th Ave., Ste 211
Bozeman, MT 59718 – *via email*

David Eric Hoth #3011350
M.A.S.C.
2340 Mullan Road
Missoula, MT 59808

Hon. Mary Jane Knisely
13th Judicial District
P.O. Box 35034
Billings, MT 59107 – *via email*



Shelly Smith, Office Administrator
SENTENCE REVIEW DIVISION