

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

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|---------------------------|---|--------------------------------------|
| STATE OF MONTANA, |) | Cause No. DC-56-2022-0001101-IN |
| |) | |
| Plaintiff, |) | Yellowstone County District Court |
| -vs- |) | |
| |) | Montana Thirteenth Judicial District |
| CHRISTOPHER ADRIAN BROWN, |) | |
| |) | DECISION |
| |) | |
| Defendant. |) | |

On July 6, 2023, the Defendant was sentenced as follows:

Count I: Twenty (20) years to the Montana State Prison for the offense of Aggravated Assault, a Felony, in violation of §45-5-202, MCA, to run consecutive to DC-23-0427.

Count II: Twenty (20) years to the Montana State Prison for the offense of Robbery, a Felony, in violation of §45-5-401(1)(a), MCA, to run consecutive to Count I.

The Defendant was given credit for time spent in pre-trial incarceration as follows: September 6, 2022 through July 6, 2023. The Court ordered the Defendant to pay restitution in the total amount of Three Thousand Five Hundred Dollars (\$3,500.00), to the Crime Victim’s Compensation Program, jointly and severally with Co-Defendant in DC-22-1102. The Court granted the State’s oral motion to dismiss Counts III and IV.

On May 2, 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 State Prison and was represented by Teal Mittelstadt, Defense Counsel. The State was represented by Hallie Bishop, Deputy County Attorney. The Defendant gave 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 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.

DATED this 31st day of May, 2024.

SENTENCE REVIEW DIVISION



Hon. Luke Berger, Chair



Hon. Jessica Fehr, Member



Hon. Matthew Cuffe, Member

Copies mailed or emailed this 31st day of May, 2024, to:

Clerk of District Court – *via email*
Christopher Adrian Brown #3034768, Defendant
Hon. Rod Souza – *via email*
Teal Mittelstadt, Defense Counsel – *via email*
Hallie Bishop, Deputy Co. Attorney – *via email*
Board of Pardons and Parole – *via email*
MSP - Records Dept. – *via email*



Shelly Smith, Office Administrator
Sentence Review Division