

FILED

MAY 31 2024

SENTENCE REVIEW DIVISION
OF THE SUPREME COURT
STATE OF MONTANA

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

STATE OF MONTANA,)	Cause No. DC-47-2021-0000293-IN
)	
)	Silver Bow County District Court
-vs-)	
)	Montana Second Judicial District
CORY DUANE GUSTAFSON,)	
)	DECISION
)	
Defendant.)	

On December 7, 2023, the Defendant was sentenced as follows:

Count I: Five (5) years to the Montana State Prison for the offense of Criminal Possession of Dangerous Drugs, a Felony, in violation of §45-9-102, MCA.

Count II: Five (5) years to the Montana State Prison for the offense of Criminal Possession of Dangerous Drugs, a Felony, in violation of §45-9-102, MCA.

Count III: Five (5) years to the Montana State Prison for the offense of Criminal Possession of Dangerous Drugs, a Felony, in violation of §45-9-102, MCA.

The sentences imposed in Counts I, II, and III were ordered to run consecutively to one another. The Court further ordered that the sentence imposed in the matter to run concurrently with DC-21-270 and any other sentence imposed prior to the sentencing date of December 7, 2023. The Defendant was given credit for 193 days for time served in the matter.

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 Dawson County Correctional Facility and was represented by Jessica Polan, Defense Counsel. The State was not represented. 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.

