

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

STATE OF MONTANA,	)	Cause No. DC-56-2025-0000276
	)	
Plaintiff,	)	Yellowstone County District Court
	)	
	)	Montana Thirteenth Judicial District
-vs-	)	
	)	DECISION
DANIEL THOMAS HIDALGO, JR.,	)	
	)	

Defendant.

On March 12, 2026, the Defendant was sentenced as follows: Count I: Five (5) years to the Montana State Prison under §46-18-201, MCA, for the offense of Criminal Possession of Dangerous Drugs, a Felony, in violation of §45-9-102, MCA to run consecutively to DC 24-1395. Count II: Five (5) years to the Montana State Prison under §46-18-201, MCA, for the offense of Criminal Possession of Dangerous Drugs, a Felony, in violation of §45-9-102, MCA to run concurrently with Count I. Defendant received credit for time spent in pre-trial incarceration as follows: March 6, 2025 through March 18, 2025; December 7, 2025 through December 9, 2025; and January 15, 2026 through March 12, 2026.

On August 7, 2026, 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 Crossroads Correctional Center and was represented by Sarah Kottke, Defense Counsel. The State was represented by Anna Sullivan. 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 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 August, 2026.

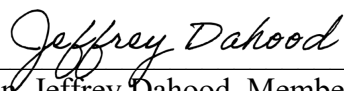
SENTENCE REVIEW DIVISION



Hon. Matthew Cuffe, Chair



Hon. Christopher Abbott, Member



Hon. Jeffrey Dahood, Member

Copies mailed or emailed this 31st day of August, 2026, to:

Clerk of District Court – *via email*
Daniel Thomas Hidalgo, Jr. #3038902, Defendant
Hon. Donald Harris – *via email*
Sarah Kottke, Esq., Defense Counsel – *via email*
Anna Rose Sullivan, Esq. – *via email*
Board of Pardons and Parole – *via email*
Montana State Prison - Records Dept. – *via email*



Dia C. Lang, Office Administrator
Sentence Review Division