

Sentence Review Division
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FILED
5/19/2026
SENTENCE REVIEW DIVISION
OF THE SUPREME COURT
OF THE STATE OF MONTANA

SENTENCE REVIEW DIVISION OF THE SUPREME COURT OF MONTANA

STATE OF MONTANA,) Cause No. DC-25-2019-0000483
)
Plaintiff,) Lewis & Clark County District Court
)
) Montana First Judicial District
-vs-)
) **DECISION**
)
BRETT MICHAEL HOFFMAN,)
)
Defendant.)

On December 4, 2025, the Court found the Defendant violated the terms and conditions of his suspended sentence, revoked the sentence, and sentenced him to ten (10) years commitment to the Department of Corrections, with five (5) years suspended, for the offense of Count I: Sexual Abuse of Children, a Felony, in violation of §45-5-625(2)(a), MCA. The Defendant was given credit for time served as follows: 10/04/2019 through 07/23/2020; 12/26/2023 through 01/11/2024; and 10/15/2025 through 12/04/2025. The Defendant was also given street time credit: 07/23/2020-10/27/2023. The Court recommended STEP followed by Prerelease. All previous conditions of the suspended portion of the sentence were reimposed.

On May 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 STEP Treatment Program and was represented by Lane Bennett, Esq, Defense Counsel. The State was not represented. The Defendant did 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 19th day of May, 2026.

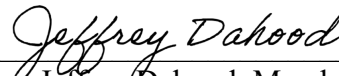
SENTENCE REVIEW DIVISION



Hon. Matthew Cuffe, Chair



Hon. Christopher Abbott, Member



Hon. Jeffrey Dahood, Member

Copies mailed or emailed this 19th day of May, 2026, to:

Clerk of District Court – *via email*
Brett Michael Hoffman #3029144, Defendant
Hon. Kathy Seeley – *via email*
Lane Bennett, Esq, Defense Counsel – *via email*
Mary Barry, Deputy Co. Attorney – *via email*
Board of Pardons and Parole – *via email*
Montana State Prison - Records Dept. – *via email*



Dia C. Lang, Office Administrator
Sentence Review Division