

Sentence Review Division
301 S. Park Ave., Suite 328
P.O. Box 203005
Helena, MT 59620-3005
Phone: (406) 841-2976
Email: srdapplication@mt.gov

FILED
09/29/2025
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-56-2024-0000271
)
Plaintiff,) Yellowstone County District Court
-vs-)
) Montana Thirteenth Judicial District
ERIN NEWHOLY,)
) **DECISION**
)
Defendant.)

On September 25, 2024, the Defendant was sentenced to five (5) years commitment to the Department of Corrections, to run concurrently with DC-14-0629, for the offense of Count I: Criminal Possession of Dangerous Drugs, a Felony, in violation of §45-9-102(1), MCA. The Court recommended that the Defendant be screened for any and all treatment programs and upon acceptance, follow all requirements and provisions. If not accepted, Defendant would be placed at a Department of Corrections facility at the discretion of the Department. The Defendant was given credit for time spent in pre-trial incarceration as follows: February 27, 2024 through September 25, 2024.

On September 26, 2025, 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 Passages Women’s Center and was represented by Larry Mansch, Defense Counsel. The State was represented by Autumn Thompson-Irish. 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 she understood this and stated that she 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 29th day of September, 2025.

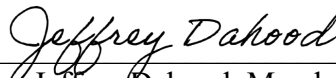
SENTENCE REVIEW DIVISION



Hon. Matthew Cuffe, Chair



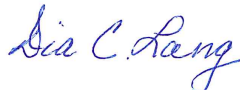
Hon. Christopher Abbott, Member



Hon. Jeffrey Dahood, Member

Copies mailed or emailed this 29th day of September, 2025, to:

Clerk of District Court – *via email*
Erin Newholy #3016405, Defendant
Hon. Jessica Fehr – *via email*
Larry Mansch, Defense Counsel – *via email*
Autumn Thompson-Irish, Deputy Co. Attorney – *via email*
Board of Pardons and Parole – *via email*
MSP - Records Dept. – *via email*



Dia C. Lang, Office Administrator
Sentence Review Division