

Sentence Review Division
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FILED
4/10/2026
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-7-2021-0000059
)
Plaintiff,) Cascade County District Court
)
) Montana Eighth Judicial District
-vs-)
) **DECISION**
SASHEEN RAQUEL SMITH,)
)

Defendant.

On December 10, 2025, the Court found the Defendant violated the conditions of her sentence, revoked the sentence, and sentenced her to three (3) years commitment to the Department of Corrections for the offense of Count I: Criminal Possession of Dangerous Drugs, a Felony, in violation of §45-9-102, MCA. The Court recommended placement in a secure Department of Corrections chemical dependency treatment facility, specifically Elkhorn Treatment Center, to be followed by pre-release. The Defendant was given credit for 438 days for time already served and three days for street time. As this was a straight Department of Corrections sentence, the Court did not impose conditions of probation.

On April 3, 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 Cascade County Jail and was represented by Lane Bennett, Esq, Defense Counsel. The State was not represented. The Defendant provided 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.

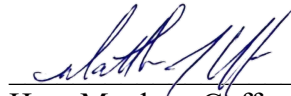
Rule 12, Rules of the Sentence Review Division of the Supreme Court of Montana, provides that, “The sentence imposed by the District Court is presumed correct. The sentence shall not be reduced or increased unless it is clearly inadequate or clearly excessive.” (Section 46-18-904(3), MCA).

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.

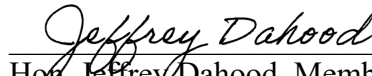
Therefore, it is the unanimous decision of the Division that the sentence is AFFIRMED.

DATED this 10th day of April, 2026.

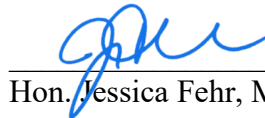
SENTENCE REVIEW DIVISION



Hon. Matthew Cuffe, Chair



Hon. Jeffrey Dahood, Member



Hon. Jessica Fehr, Member

Copies mailed or emailed this 10th day of April, 2026, to:

Clerk of District Court – *via email*

Sasheen Raquel Smith #3030384, Defendant

Hon. David J. Grubich – *via email*

Lane Bennett, Esq, Defense Counsel – *via email*

State Office of the Public Defender Ryan Ball, Deputy Co. Attorney – *via email*

Board of Pardons and Parole – *via email*

Montana Women’s Prison – Records Dept. – *via email*



Dia C. Lang, Office Administrator
Sentence Review Division