

IN THE COURT OF APPEALS OF THE STATE OF IDAHO

Docket No. 43757

STATE OF IDAHO,)	2016 Unpublished Opinion No. 612
)	
Plaintiff-Respondent,)	Filed: July 27, 2016
)	
v.)	Stephen W. Kenyon, Clerk
)	
MICHAEL DUANE AGE,)	THIS IS AN UNPUBLISHED
)	OPINION AND SHALL NOT
Defendant-Appellant.)	BE CITED AS AUTHORITY
)	

Appeal from the District Court of the Fourth Judicial District, State of Idaho, Ada County. Hon. Melissa Moody, District Judge.

Judgment of conviction and sentence of five years determinate, for aggravated assault, affirmed.

Eric D. Fredericksen, Interim State Appellate Public Defender; Brian R. Dickson, Deputy Appellate Public Defender, Boise, for appellant.

Hon. Lawrence G. Wasden, Attorney General; Jessica M. Lorello, Deputy Attorney General, Boise, for respondent.

Before MELANSON, Chief Judge; GRATTON, Judge;
and HUSKEY, Judge

PER CURIAM

Michael Duane Age pled guilty to aggravated assault. Idaho Code §§ 18-901(b), 18-905(a). The district court sentenced Age to five years determinate. Age appeals asserting that the district court abused its discretion by imposing an excessive sentence, especially by making the entire term of the sentence determinate.

Sentencing is a matter for the trial court’s discretion. Both our standard of review and the factors to be considered in evaluating the reasonableness of the sentence are well established and need not be repeated here. See *State v. Hernandez*, 121 Idaho 114, 117-18, 822 P.2d 1011, 1014-15 (Ct. App. 1991); *State v. Lopez*, 106 Idaho 447, 449-51, 680 P.2d 869, 871-73 (Ct. App. 1984); *State v. Toohill*, 103 Idaho 565, 568, 650 P.2d 707, 710 (Ct. App. 1982). When reviewing

the length of a sentence, we consider the defendant's entire sentence. *State v. Oliver*, 144 Idaho 722, 726, 170 P.3d 387, 391 (2007). Applying these standards, and having reviewed the record in this case, we cannot say that the district court abused its discretion.

Therefore, Age's judgment of conviction and sentence are affirmed.