

IN THE COURT OF APPEALS OF THE STATE OF IDAHO

Docket No. 43899

STATE OF IDAHO, ) 2016 Unpublished Opinion No. 657  
 )  
Plaintiff-Respondent, ) Filed: August 24, 2016  
 )  
v. ) Stephen W. Kenyon, Clerk  
 )  
NEIL G. PATTERSON, ) THIS IS AN UNPUBLISHED  
 ) OPINION AND SHALL NOT  
Defendant-Appellant. ) BE CITED AS AUTHORITY  
 )

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Appeal from the District Court of the Sixth Judicial District, State of Idaho, Bannock County. Hon. Robert C. Naftz, District Judge.

Judgment of conviction and unified sentence of six years, with a minimum period of confinement of two years, for felony driving under the influence, affirmed.

Eric D. Fredericksen, Interim State Appellate Public Defender; Maya P. Waldron, Deputy Appellate Public Defender, Boise, for appellant.

Hon. Lawrence G. Wasden, Attorney General; Lori A. Fleming, Deputy Attorney General, Boise, for respondent.

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

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PER CURIAM

Neil G. Patterson pled guilty to felony driving under the influence. I.C. §§ 18-8004 and 18-8005(9). The district court sentenced Patterson to a unified term of six years, with a minimum period of confinement of two years. However, the district court retained jurisdiction and sent Patterson to participate in the rider program. The district court thereafter relinquished jurisdiction. Patterson appeals, arguing that his sentence is excessive.

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, Patterson's judgment of conviction and sentence are affirmed.