

IN THE COURT OF APPEALS OF THE STATE OF IDAHO

Docket No. 44414

STATE OF IDAHO,) 2017 Unpublished Opinion No. 467
)
Plaintiff-Respondent,) Filed: May 22, 2017
)
v.) Stephen W. Kenyon, Clerk
)
RUSSELL DEAN TAYLOR,) THIS IS AN UNPUBLISHED
) OPINION AND SHALL NOT
Defendant-Appellant.) BE CITED AS AUTHORITY
)

Appeal from the District Court of the First Judicial District, State of Idaho, Kootenai County. Hon. Cynthia K.C. Meyer, District Judge.

Judgment of conviction and suspended unified sentence of five years, with a minimum period of confinement of three years, for possession of a controlled substance, affirmed.

Eric D. Fredericksen, State Appellate Public Defender; Reed P. Anderson, Deputy Appellate Public Defender, Boise, for appellant.

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

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

PER CURIAM

Russell Dean Taylor was found guilty of possession of a controlled substance. I.C. § 37-2732(c)(1). The district court sentenced Taylor to a unified term of five years, with a minimum period of confinement of three years. However, the district court suspended the sentence and placed Taylor on probation. Taylor appeals, arguing his underlying 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, Taylor's judgment of conviction and sentence are affirmed.