

IN THE COURT OF APPEALS OF THE STATE OF IDAHO

Docket No. 44473

STATE OF IDAHO, ) 2017 Unpublished Opinion No. 490  
 )  
Plaintiff-Respondent, ) Filed: June 16, 2017  
 )  
v. ) Karel A. Lehrman, Clerk  
 )  
RORY A. JACKSON, ) THIS IS AN UNPUBLISHED  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. Richard D. Greenwood, District Judge.

Judgment of conviction and unified sentence of five years, with a minimum period of confinement of one and one-half years, for injuring jails and being a persistent violator, affirmed.

Eric D. Fredericksen, State Appellate Public Defender; Justin M. Curtis, 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 GRATTON, Chief Judge; MELANSON, Judge;  
and HUSKEY, Judge  
\_\_\_\_\_

PER CURIAM

Rory Alan Jackson was found guilty of injuring jails, I.C. § 18-7018, and being a persistent violator, I.C. § 19-2514. The district court sentenced Jackson to a unified term of five years, with a minimum period of confinement of one and one-half years. Jackson filed an I.C.R. 35 motion, which the district court denied. Jackson appeals.

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