

IN THE COURT OF APPEALS OF THE STATE OF IDAHO

Docket No. 46332

STATE OF IDAHO,	)
	) <b>Filed: December 4, 2019</b>
<b>Plaintiff-Respondent,</b>	)
	) <b>Karel A. Lehrman, Clerk</b>
v.	)
	) <b>THIS IS AN UNPUBLISHED</b>
STEVEN KENNETH BOWMAN,	) <b>OPINION AND SHALL NOT</b>
	) <b>BE CITED AS AUTHORITY</b>
<b>Defendant-Appellant.</b>	)
_____	)

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

Order denying I.C.R. 35 motion for reduction of sentence, affirmed.

Eric D. Fredericksen, State Appellate Public Defender; Erik R. Lehtinen, Deputy Appellate Public Defender, Boise, for appellant.

Hon. Lawrence G. Wasden, Attorney General; Kenneth K. Jorgensen, Deputy Attorney General, Boise, for respondent.

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 Before GRATTON, Chief Judge; HUSKEY, Judge;  
 and BRAILSFORD, Judge  
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PER CURIAM

Steven Kenneth Bowman was found guilty of aggravated battery. Idaho Code §§ 18-903(a), 18-907, 18-204, 19-2520F. The district court sentenced Bowman to a unified term of thirty years with twelve years determinate. Bowman filed an Idaho Criminal Rule 35 motion, which the district court denied. Bowman appeals asserting that the district court abused its discretion by denying his Rule 35 motion.

A motion for reduction of sentence under I.C.R. 35 is essentially a plea for leniency, addressed to the sound discretion of the court. *State v. Knighton*, 143 Idaho 318, 319, 144 P.3d 23, 24 (2006); *State v. Allbee*, 115 Idaho 845, 846, 771 P.2d 66, 67 (Ct. App. 1989). In presenting a Rule 35 motion, the defendant must show that the sentence is excessive in light of

new or additional information subsequently provided to the district court in support of the motion. *State v. Huffman*, 144 Idaho 201, 203, 159 P.3d 838, 840 (2007). Upon review of the record, including any new information submitted with Bowman's Rule 35 motion, we conclude no abuse of discretion has been shown. Therefore, the district court's order denying Bowman's Rule 35 motion is affirmed.