

IN THE COURT OF APPEALS OF THE STATE OF IDAHO

Docket Nos. 47292/47293

STATE OF IDAHO,	)	
	)	<b>Filed: May 5, 2020</b>
Plaintiff-Respondent,	)	
	)	<b>Karel A. Lehrman, Clerk</b>
v.	)	
	)	<b>THIS IS AN UNPUBLISHED</b>
BRANT STEPHEN NYE,	)	<b>OPINION AND SHALL NOT</b>
	)	<b>BE CITED AS AUTHORITY</b>
Defendant-Appellant.	)	
	)	

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Appeal from the District Court of the Fourth Judicial District, State of Idaho, Ada County. Hon. Lynn G. Norton, District Judge.

Judgments of conviction and unified sentence of fifteen years, with a minimum period of confinement of ten years, for aggravated battery, and five-year indeterminate sentence for malicious injury to property, affirmed.

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

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PER CURIAM

In 47292, Brant Stephen Nye pleaded guilty to aggravated battery, Idaho Code § 18-907, and was sentenced to a unified sentence of fifteen years, with a minimum period of confinement of ten years. In 47293, Nye pleaded guilty to malicious injury to property, I.C. 18-7001(2), and the district court imposed an indeterminate five-year sentence to run consecutively. Nye appeals, contending that his sentences are 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, Nye's judgment of conviction and sentences are affirmed.