

IN THE COURT OF APPEALS OF THE STATE OF IDAHO

Docket No. 47444

STATE OF IDAHO,)
) Filed: August 27, 2020
Plaintiff-Respondent,)
) Melanie Gagnepain, Clerk
v.)
) THIS IS AN UNPUBLISHED
TANNER GRANT ILLI,) OPINION AND SHALL NOT
) BE CITED AS AUTHORITY
Defendant-Appellant.)
_____)

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

Appeal from judgment of conviction and sentence of 300 days in county jail, dismissed.

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.

Before HUSKEY, Chief Judge; LORELLO, Judge;
and BRAILSFORD, Judge

PER CURIAM

Tanner Grant Illi was found guilty of misdemeanor vehicular manslaughter, Idaho Code § 18-4006(3)(c). The district court imposed 300 days in the county jail with credit for one day of time served. On appeal, Illi acknowledges that his sentence will have been satisfied prior to the issuance of this opinion but continues to assert that the district court abused its discretion in imposing an excessive sentence.

A case becomes moot when the issues presented are no longer live or the defendant lacks a legally cognizable interest in the outcome. *Murphy v. Hunt*, 455 U.S. 478, 481 (1982); *Bradshaw v. State*, 120 Idaho 429, 432, 816 P.2d 986, 989 (1991). Even where a question is

moot, there are three exceptions to the mootness doctrine: (1) when there is the possibility of collateral legal consequences imposed on the person raising the issue; (2) when the challenged conduct is likely to evade judicial review and thus is capable of repetition; and (3) when an otherwise moot issue raises concerns of substantial public interest. *State v. Barclay*, 149 Idaho 6, 8, 232 P.3d 327, 329 (2010). The only relief Illi has requested on appeal cannot be granted because Illi has satisfied his sentence. Therefore, any judicial relief from this Court would have no effect on either party. *See id.*

Accordingly, Illi's appeal from his judgment of conviction and sentence is dismissed.