

SUMMARY STATEMENT

State of Idaho v. Robert William Biggs

Docket No. 47547

In this case arising out of Bear Lake County, the Court of Appeals affirmed Robert William Biggs's judgment of conviction and sentences for one count of lewd conduct with a minor under sixteen and nine counts of sexual exploitation of a child. Pursuant to a plea agreement, Biggs pled guilty to multiple sex offenses involving minors. The plea agreement required the parties to make a joint recommendation for concurrent, determinate, ten-year sentences with no agreement regarding any indeterminate period of incarceration. Ultimately, the district court imposed concurrent, thirty-year terms of confinement, with minimum periods of confinement of fourteen years. Biggs appealed.

On appeal, Biggs argued that the district court imposed excessive sentences by failing to properly consider certain mitigating evidence. Specifically, Biggs argued that his sentences are excessive in light of his amenability to sex-offender treatment, health issues, family support, and acceptance of responsibility and remorse. The Court of Appeals held that Biggs failed to show that the district court did not appropriately consider the mitigation evidence he cited or that the district court otherwise abused its sentencing discretion. Consequently, Biggs's judgment of conviction and sentences were affirmed.

This summary constitutes no part of the opinion of the Court, but has been prepared by court staff for the convenience of the public.