

IN THE COURT OF APPEALS OF THE STATE OF IDAHO

Docket No. 47704

STATE OF IDAHO,)
) **Filed: August 14, 2020**
) **Plaintiff-Respondent,**)
) **Melanie Gagnepain, Clerk**
v.)
) **THIS IS AN UNPUBLISHED**
SAM J. PABLO, IV,) **OPINION AND SHALL NOT**
) **BE CITED AS AUTHORITY**
) **Defendant-Appellant.**)
)

Appeal from the District Court of the Second Judicial District, State of Idaho, Nez Perce County. Hon. Jeff M. Brudie, District Judge.

Order revoking withheld judgment and probation, entering judgment, and retaining jurisdiction, affirmed.

Sam J. Pablo, IV, Cottonwood, pro se appellant.

Hon. Lawrence G. Wasden, Attorney General; Kacey L. Jones, Deputy Attorney General, Boise, for respondent.

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

PER CURIAM

Sam J. Pablo, IV, pled guilty to felony eluding. Idaho Code § 49-1404(1), (2)(c). In exchange for his guilty plea, additional charges were dismissed. The district court withheld judgment and placed Pablo on probation for a period of four years. Subsequently, Pablo admitted to violating the terms of the probation, and the district court continued Pablo's probation. After Pablo admitted to violating the terms of his probation a second time, the district court revoked Pablo's withheld judgment and probation and sentenced him to a period of three years, with one and-one half years determinate, and retained jurisdiction. Pablo timely filed a notice of appeal from the district court's order revoking his withheld judgment and probation, entering judgment, and retaining jurisdiction.

Pablo fails to identify any issues on appeal, assign any alleged error to the district court, request any relief, or make any argument in support of that relief. Therefore, any issue relative to the district court's order revoking Pablo's withheld judgment and probation, entering judgment, and retaining jurisdiction will not be considered by the Court. *See State v. McDay*, 164 Idaho 526, 528, 432 P.3d 643, 645 (2018) ("Because McDay's arguments lack citations to the record, citations of applicable authority, and comprehensible argument, this Court will not consider them on appeal.").

We note, however, that Pablo may be attempting to assert a challenge the district court's jurisdiction over this case. However, Pablo has failed to allege that the tribal court had exclusive jurisdiction over the case and has presented no factual background or citation to the record. Even assuming that Pablo is a qualifying member of a tribe and the crime occurred on tribal land, the district court nonetheless had jurisdiction over this case. Idaho Code § 67-5101(G) gives the state of Idaho jurisdiction over civil and criminal enforcement of matters relating to the operation of motor vehicles, which includes the eluding statute under which Pablo was charged and he pled guilty.

Accordingly, the district court's order revoking Pablo's withheld judgment and probation, entering judgment, and retaining jurisdiction is affirmed.