

IN THE COURT OF APPEALS OF THE STATE OF IDAHO

Docket No. 48311

STATE OF IDAHO, )  
 ) **Filed: July 26, 2021**  
 Plaintiff-Respondent, )  
 ) **Melanie Gagnepain, Clerk**  
 v. )  
 ) **THIS IS AN UNPUBLISHED**  
 CRAIG ROBERT FALK, ) **OPINION AND SHALL NOT**  
 ) **BE CITED AS AUTHORITY**  
 Defendant-Appellant. )  
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Appeal from the District Court of the Fourth Judicial District, State of Idaho, Ada County. Hon. Jason D. Scott, District Judge.

Judgment of conviction and unified sentence of twenty years, with a minimum period of confinement of eleven years, for aggravated battery and use of a deadly weapon and concurrent determinate sentence of ten years for burglary, affirmed.

Eric D. Fredericksen, State Appellate Public Defender; Andrea W. Reynolds, Deputy Appellate Public Defender, Boise, for appellant.

Hon. Lawrence G. Wasden, Attorney General; Andrew V. Wake, Deputy Attorney General, Boise, for respondent.

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Before GRATTON, Judge; LORELLO, Judge;  
and BRAILSFORD, Judge

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PER CURIAM

Craig Robert Falk entered an *Alford*<sup>1</sup> plea to aggravated battery (I.C. §§ 18-903(a) & 18-907(b)), enhanced for the use of a deadly weapon (I.C. § 19-2520), and burglary (I.C. § 18-1401). The district court sentenced Falk to a unified term of twenty years, with a minimum period of

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<sup>1</sup> See *North Carolina v. Alford*, 400 U.S. 25 (1970).

confinement of eleven years, for aggravated battery and use of a deadly weapon and a concurrent determinate term of ten years for burglary. Falk appeals, arguing 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, Falk's judgment of conviction and sentences are affirmed.