

IN THE COURT OF APPEALS OF THE STATE OF IDAHO

Docket No. 49281

STATE OF IDAHO, )  
 )  
 ) **Filed: October 3, 2022**  
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 ) **Melanie Gagnepain, Clerk**  
 )  
 ) **THIS IS AN UNPUBLISHED**  
 ) **OPINION AND SHALL NOT**  
 ) **BE CITED AS AUTHORITY**  
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Appeal from the District Court of the Sixth Judicial District, State of Idaho, Bannock County. Hon. Rick Carnaroli, District Judge.

Appeal, dismissed.

Eric D. Fredericksen, State Appellate Public Defender; Kiley A. Heffner, 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 GRATTON, Judge; HUSKEY, Judge;  
and BRAILSFORD, Judge

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PER CURIAM

Lori Marie Pelow pled guilty to one count of possession with intent to deliver a controlled substance and one count of possession of a controlled substance, Idaho Code §§ 372732(a)(1)(B) and 37-2732(c)(1). The district court sentenced Pelow to a unified term of five years with three years determinate for possession with intent to deliver; and a unified term of five years with three years determinate for possession. The district court suspended the sentences and placed Pelow on probation for a period of five years.

Subsequently, Pelow admitted to violating the terms of the probation, and the district court consequently revoked probation and retained jurisdiction. Pelow appeals, contending that

the district court abused its discretion when it revoked her probation and should have continued or reinstated her probation.

Following the filing of the appellant's brief, Pelow has been placed back on probation for a period of four years. Because Pelow was placed back on probation, she has been granted relief on the only issue she has raised on appeal. Consequently, this appeal is moot and the case is hereby dismissed.