

SUMMARY STATEMENT

State v. Greer
Docket No. 49840

In 2021, Paul Greer pleaded guilty to felony domestic battery and was sentenced to a prison term of not less than two and not more than seven years. He appealed to this Court raising two issues: Whether the district court abused its discretion when it (1) failed to redline two requested corrections to the PSI; and (2) imposed the sentence that it did. The case was assigned to the Idaho Court of Appeals.

The Court of Appeals rejected Greer's argument regarding the PSI, holding that the record was insufficient to support the appeal because it included only "the PSI that was created prior to sentencing," not the actual and potentially erroneous report distributed to the Idaho Department of Correction. *State v. Greer*, No. 48783, 2022 WL 1121749, at *2 (Idaho Ct. App. Apr. 15, 2022) (unpublished). The Court of Appeals also concluded that the sentence imposed was not unreasonable. *Id.* Greer timely petitioned the Idaho Supreme Court for review, which was granted.

The Idaho Supreme Court held that the district court abused its discretion when it failed to update the portions of the PSI to reflect the dismissal of the charges of attempted strangulation and witness intimidation after the district court had agreed with Greer's proffered corrections. The Idaho Supreme Court further held that the district court did not abuse its discretion by imposing a unified term of not less than two and not more than seven years. The Court remanded the case for further proceedings.

******This summary constitutes no part of the Court's opinion. It has been prepared by court staff for the convenience of the public.******