

**BOISE, IDAHO, APRIL 17, 2024, AT 11:10 A.M.**

**IN THE SUPREME COURT OF THE STATE OF IDAHO**

<b>STATE OF IDAHO,</b>	)	
	)	
<b>Plaintiff-Respondent,</b>	)	<b>Docket No. 49921-2022</b>
	)	
<b>v.</b>	)	
	)	
<b>JOHN THOMAS BUJAK,</b>	)	
	)	
<b>Defendant-Appellant.</b>	)	
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Appeal from the District Court of the Fourth Judicial District of the State of Idaho,  
Ada County. James S. Cawthon, District Judge.

John Thomas Bujak, Eagle, Appellant Pro Se.

Raúl R. Labrador, Idaho Attorney General, Boise, for Respondent.

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This case concerns John Thomas Bujak's request for credit for time served. Bujak pleaded guilty to Grand Theft pursuant to an Idaho Criminal Rule 11 plea agreement. Under the agreement, Bujak received probation and, as a term of his probation, was ordered to serve thirty days in jail either in increments or all at once. Bujak scheduled his jail time on weekends to maintain his employment during the week. For his first jail stay, Bujak reported early on Friday morning and was released forty-eight hours later on Sunday morning. Bujak did not anticipate being held until Sunday morning because he only scheduled two days but was held over portions of three calendar days. Bujak then moved the district court for credit for time served, arguing that he should receive three days credit for the forty-eight hours he spent in jail because the forty-eight hours spanned across three calendar days. The district court denied Bujak's motion, concluding that Bujak was required to serve thirty, twenty-four-hour days as a term of his probation.

On appeal, Bujak maintains that he is entitled to a full day of credit for any partial day he spent in jail. He argues that the district court applied the wrong legal standards in denying his motion. Bujak also contends that the State breached the covenant of good faith and fair dealing implied in his plea agreement and there was no mutual assent between the parties regarding the jail probation term.