

IN THE COURT OF APPEALS OF THE STATE OF IDAHO

Docket No. 44033

STATE OF IDAHO,)	2016 Unpublished Opinion No. 779
)	
Plaintiff-Respondent,)	Filed: November 16, 2016
)	
v.)	Stephen W. Kenyon, Clerk
)	
JAMES JOSEPH O'BRIEN,)	THIS IS AN UNPUBLISHED
)	OPINION AND SHALL NOT
Defendant-Appellant.)	BE CITED AS AUTHORITY
)	

Appeal from the District Court of the Second Judicial District, State of Idaho, Latah County. Hon. John R. Stegner, District Judge.

Judgment of conviction and unified sentence of four years, with a minimum period of confinement of one year, for possession of a controlled substance, methamphetamine, affirmed.

Eric D. Fredericksen, Interim State Appellate Public Defender; Elizabeth A. Allred, Deputy Appellate Public Defender, Boise, for appellant.

Hon. Lawrence G. Wasden, Attorney General; Lori A. Fleming, Deputy Attorney General, Boise, for respondent.

Before MELANSON, Chief Judge; GUTIERREZ, Judge;
and HUSKEY, Judge

PER CURIAM

James J. O'Brien was found guilty of possession of a controlled substance, methamphetamine, Idaho Code § 37-2732(c)(1). The district court imposed a unified four-year sentence, with one year determinate, suspended the sentence, and placed O'Brien on probation. O'Brien appeals, contending that his sentence is 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, O'Brien's judgment of conviction and sentence are affirmed.