

IN THE COURT OF APPEALS OF THE STATE OF IDAHO

Docket Nos. 43656/43657

STATE OF IDAHO, ) 2016 Unpublished Opinion No. 695  
 )  
Plaintiff-Respondent, ) Filed: September 19, 2016  
 )  
v. ) Stephen W. Kenyon, Clerk  
 )  
THOMAS R. WARD, ) THIS IS AN UNPUBLISHED  
 ) OPINION AND SHALL NOT  
Defendant-Appellant. ) BE CITED AS AUTHORITY  
 )

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Appeal from the District Court of the Fourth Judicial District, State of Idaho, Boise County. Hon. Patrick H. Owen, District Judge.

Judgments of conviction and unified sentence of ten years, with a minimum period of confinement of five years, and an indeterminate five-year sentence for two counts of felony driving under the influence of drugs/alcohol, affirmed.

Eric D. Fredericksen, Interim State Appellate Public Defender; Justin M. Curtis, Deputy Appellate Public Defender, Boise, for appellant.

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

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Before GUTIERREZ, Judge; GRATTON, Judge;  
and HUSKEY, Judge

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PER CURIAM

Thomas R. Ward pleaded guilty to two counts felony driving under the influence of alcohol and/or drugs, Idaho Code §§ 18-8004, -8005(9). The district court imposed a unified ten-year sentence, with five years determinate, and an indeterminate five-year sentence. Ward appeals, contending 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, Ward's judgments of conviction and sentences are affirmed.