

IN THE COURT OF APPEALS OF THE STATE OF IDAHO

Docket No. 37289

STATE OF IDAHO,	)	2011 Unpublished Opinion No. 327
	)	
<b>Plaintiff-Respondent,</b>	)	<b>Filed: January 20, 2011</b>
	)	
v.	)	<b>Stephen W. Kenyon, Clerk</b>
	)	
<b>FRANK DENNIS III,</b>	)	<b>THIS IS AN UNPUBLISHED</b>
	)	<b>OPINION AND SHALL NOT</b>
<b>Defendant-Appellant.</b>	)	<b>BE CITED AS AUTHORITY</b>
	)	

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

Judgment of conviction and unified sentence of ten years, with a minimum period of confinement of three years, for felony domestic violence, affirmed.

Molly J. Huskey, State Appellate Public Defender; Jason C. Pintler, Deputy Appellate Public Defender, Boise, for appellant.

Hon. Lawrence G. Wasden, Attorney General; Russell J. Spencer, Deputy Attorney General, Boise, for respondent.

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Before GRATTON, Chief Judge, LANSING, Judge  
and MELANSON, Judge

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PER CURIAM

Frank Dennis III was convicted of felony domestic violence, Idaho Code §§ 18-903, 18-918(5), and intentional destruction of telecommunication instruments, I.C. § 18-6810. The district court imposed a unified sentence of ten years, with a minimum period of confinement of three years, for the domestic violence charge and a concurrent sentence of sixty-two days for destruction of telecommunication instruments.<sup>1</sup> Dennis appeals, contending that the felony domestic violence sentence is excessive.

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<sup>1</sup> Dennis does not appeal his sentence for destruction of telecommunication instruments.

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 a 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, Dennis's judgment of conviction and sentence for felony domestic violence are affirmed.