

IN THE COURT OF APPEALS OF THE STATE OF IDAHO

Docket No. 38375

STATE OF IDAHO,	)	2012 Unpublished Opinion No. 320
	)	
<b>Plaintiff-Respondent,</b>	)	<b>Filed: January 13, 2012</b>
	)	
v.	)	<b>Stephen W. Kenyon, Clerk</b>
	)	
SHON RONALD RADCLIFF,	)	<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THIS IS AN UNPUBLISHED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.

Order suspending sentence after retained jurisdiction and order of probation for seven years, for felony operating a motor vehicle while under the influence of alcohol, affirmed.

Molly J. Huskey, State Appellate Public Defender; Eric D. Fredericksen, 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 GRATTON, Chief Judge; GUTIERREZ, Judge;  
and MELANSON, Judge

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PER CURIAM

Shon Ronald Radcliff was found guilty of felony operating a motor vehicle while under the influence of alcohol. Idaho Code §§ 18-8004, 18-8005(6). The district court sentenced Radcliff to a unified term of seven years, with two years determinate. After a period of retained jurisdiction, the district court suspended the sentence and placed Radcliff on probation for seven years. Radcliff appeals contending the length of his probation 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, the district court's order suspending sentence after retained jurisdiction and order of probation for seven years is affirmed.