

Bryan N Arvidson  
Inmate Name  
31607  
Inmate ID or AO#  
LEWIS & Clark County Detention Center  
Facility of Incarceration  
221 Breckenridge  
Address of Facility  
Helena MT 59601  
City State Zip

 ORIGINAL

4/  
**FILED**  
08/18/2022  
Bowen Greenwood  
CLERK OF THE SUPREME COURT  
STATE OF MONTANA  
Case Number: CP 22-0459

**FILED**  
AUG 18 2022  
Bowen Greenwood  
Clerk of Supreme Court  
State of Montana

**IN THE SUPREME COURT OF THE STATE OF MONTANA**

No. 22-0459  
[The Clerk of Court will assign a number]

Bryan N Arvidson  
NAME  
PETITIONER,

v.

**Petition for a Writ  
of  
Habeas Corpus**

CPT Braga  
NAME OF WARDEN/FACILITY ADMINISTRATOR,  
RESPONDENT.

I, Bryan N Arvidson, am representing myself, and I  
[Name of Inmate]  
believe that I am entitled to a Writ of Habeas Corpus under § 46-22-101, MCA, for one  
or more of the following reasons:

[Check the applicable box]:

- ☐ The Department of Corrections has incorrectly calculated my sentence which illegally extends my parole eligibility or discharge date.
- ☐ The Parole Board should have granted me a parole AND the Board violated my Due Process rights in denying me a parole.
- ☐ I am entitled to more credit for jail time served than I received.



My sentence is illegal because:

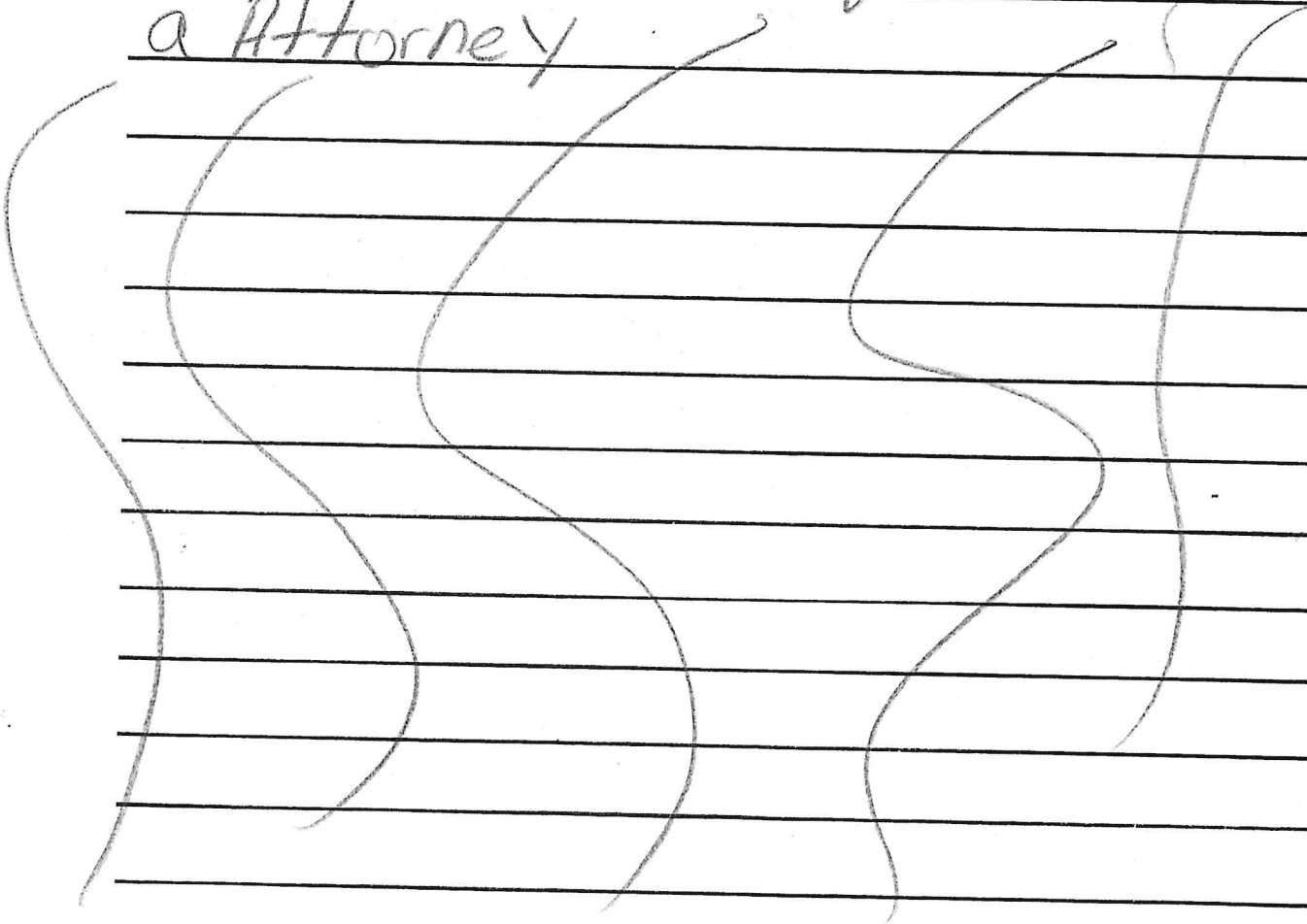
- ☐ I was sentenced after April 28, 1999, and I received a sentence of more than 5 years to the Department of Corrections, none of which was suspended.
- ☐ My sentence violates my right to be free from double jeopardy.
- ☐ The length of my sentence is longer than the law allows.
- ☐ I am entitled to good time that is not credited against my sentence.
- ☐ I am being held in jail and I believe my bail is excessive.
- ☐ Other reason incarceration is illegal.

Describe in detail why you are entitled to habeas corpus relief. Be specific. If possible, provide citations to legal authority. Attach any documents that help you explain why the Court should grant your petition. A copy of any judgments, orders or other documents that support your argument must be provided.

On August 5, 2022 I got brought over to Justice court Swingley for Sentencing I have been Requesting a Attorney From ORA Since October 3, 2021 I have sent multiple letters requesting a attorney. Swingley Sentenced me with out a Attorney He Violated Section 17 Due process of law. On December 3, 2021 AT 9 AM and I was OR on these charges That Bond was 1,000 In this case 5

TK-515-2016-0001846 He <sup>is</sup> in the  
Sentenced. Me without Me having  
a Attorney Swingley Held My  
PTR Hearing Clear Violation  
Of my right To Due process Of  
Law.

I Didnot know what to  
say or due But i requested  
a Attorney

A large, loopy handwritten scribble in pencil or light ink, consisting of several overlapping loops that fill the lower half of the page.

[Use extra pages if necessary]

p. 3 of 5

As relief, I request the following:

- ☐ my immediate release from prison.
- ☐ reduction of my sentence or that this Court remand this cause to the district court directing the court to resentence me to a lesser sentence.
- ☐ that the Department of Corrections recalculate my sentence as this Court directs.

☒ Other relief. Explain:

Throw out this conviction  
and Any other relief this court  
sees fit.

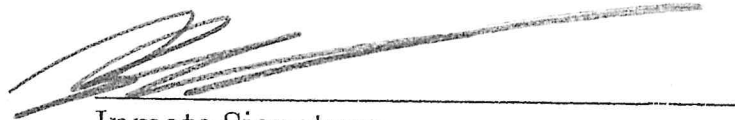
### VERIFICATION

STATE OF MONTANA )

County of Lewis & Clark ) ss.

I believe I am being incarcerated illegally. I certify that the contents of this petition are true and accurate to the best of my knowledge.

DATED this 7 day of August, 2022.



Inmate Signature

Bryan N Arvidson

Printed Name

CERTIFICATE OF MAILING (SERVICE)

I hereby certify that on August 7, 2022, I have mailed the Petition for a Writ of Habeas Corpus, as noted by a check mark (✓), to the following attorney by placing a copy in the United States Mail, postage prepaid:

☒ State of Montana

(see INSTRUCTIONS #9)

Office of the Attorney General

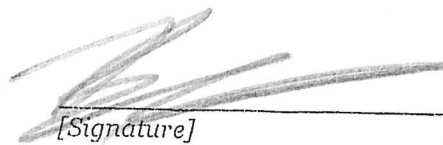
P. O. Box 201401

Helena, MT 59620-1401

or

☒ Levi Clark County Attorney (see INSTRUCTIONS #9)  
[Write name of County]

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

  
[Signature]

BRYAN N ARVIDSSON  
[Print name]