

 ORIGINAL

FILED

02/09/2024

Bowen Greenwood  
CLERK OF THE SUPREME COURT  
STATE OF MONTANA

Case Number: OP 24-0092

Keith M Borra  
Inmate Name

3027701  
Inmate ID or AO#

Crossroads Correctional Center  
Facility of Incarceration

50 Crossroads Dr  
Address of Facility

Shelby MT 59474  
City State Zip

FILED

FEB - 9 2024

Bowen Greenwood  
Clerk of Supreme Court  
State of Montana

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

No. \_\_\_\_\_  
[The Clerk of Court will assign a number]

Keith M Borra,  
NAME

**PETITIONER,**

v.

**Petition for Writ of  
Habeas Corpus**

Peter Blodworth,  
NAME OF WARDEN/FACILITY ADMINISTRATOR,

**RESPONDENT.**

I, Keith M Borra, 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.

MCA 46-18-201 (3) (a) (iv) (A)

"All but the first five years of the  
commitment must be suspended"

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:

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VERIFICATION

STATE OF MONTANA                    )  
  ): ss.  
County of Toole                    )

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 4<sup>th</sup> day of Feb., 2024.

Keith M Bona  
Inmate Signature

Keith M Bona  
Printed Name

**CERTIFICATE OF MAILING (SERVICE)**

I hereby certify that on Feb 6, 2024, 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

\_\_\_\_\_ County Attorney (see INSTRUCTIONS #9)  
[Write name of County]

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

Keith M Berro  
[Signature]

Keith M Berro  
[Print name]