IN THE COURT OF APPEALS OF IOWA

No. 8-401 / 97-0814

STATE OF IOWA,

Plaintiff-Appellee,

vs.

SREDRICK VINCENT ROBINSON,

Defendant-Appellant.

FILED
OCT 29 1998
CLERK SUPREME COURT

Appeal from the Iowa District Court for Black Hawk County, J.G. Johnson, Judge.

Defendant appeals the judgment and sentences entered for several offenses.

AFFIRMED.

Thomas P. Frerichs of the Frerichs Law Office, P.C., Waterloo, for appellant.

Thomas J. Miller, Attorney General, Martha E. Boesen, Assistant Attorney General, Thomas J. Ferguson, County Attorney, and Kim Griffith, Assistant County Attorney, for appellee.

Considered by Sackett, P.J., and Huitink and Streit, JJ.

PER CURIAM.

Defendant-appellant Sredrick Robinson appeals the judgment and sentences entered against him. He claims (1) the sentencing court failed to give sufficient reasons for imposing consecutive sentences, and (2) the court abused its discretion by entering consecutive sentences. We affirm.

Robinson pled guilty to domestic abuse assault with intent to cause injury, two counts of driving while barred, possession of a controlled substance (cocaine), possession of a controlled substance (marijuana), interference with official acts, and giving a false report. Robinson committed these crimes between February and October of 1996. The cases were consolidated for the purposes of sentencing.

The district court sentenced Robinson to a term of imprisonment not to exceed two years for domestic abuse assault, one year in jail for possession of a controlled substance (cocaine), and one year in jail on one count of driving while barred. These sentences were all to be served consecutively. Concurrent with the other sentences, Robinson was sentenced to a term of imprisonment not to exceed two years on one count of driving while barred, 180 days for possession of marijuana, one year in jail for interference with official acts, and thirty days for making a false report. Thus, in total Robinson received a sentence of four years. He appeals his sentences.

A sentence will be reversed on appeal only upon a showing the trial court abused its discretion. *State v. Rodenburg,* 562 N.W.2d 186, 187 (Iowa 1997). An abuse of discretion will not be found unless the defendant shows that the court's

discretion was exercised on grounds or for reasons clearly untenable or to an extent clearly unreasonable. *Id.*

Robinson contends the district court did not give sufficient reasons for the sentence entered. Under Iowa Rule of Criminal Procedure 22(3)(d), a court must "state on the record its reason for selecting a particular sentence." The reasoning may be brief, so long as it does not prevent review of the exercise of the court's discretion. *State v. Johnson*, 445 N.W.2d 337, 343 (Iowa 1989).

The district court's explanation of its reasons for the sentence imposed noted Robinson had been given opportunities in life, he was a basketball star and had a scholarship to college, unlike other criminals who had not been given much of a chance in life. The court also said Robinson had continued to commit crimes over a period of several months. The court stated it was important to send a signal Robinson's conduct would not be tolerated in society. The district court met the requirements of rule 22(3)(d).

Robinson also contends the district court abused its discretion by sending a first-time offender to prison for consecutive prison terms. We find no abuse of discretion in the district court's decision. Robinson committed three aggravated misdemeanors, three serious misdemeanors, and a simple misdemeanor within a period of eight months. As the district court noted, Robinson did not stop after his first arrest, but kept committing criminal acts. The court stated some of the sentences were consecutive rather than concurrent in an effort to help defendant get his life straightened around.

Robinson believes his sentence was unduly harsh because of his prowess and visibility as an athlete within the community. The record does not support this conclusion.

We affirm Robinson's convictions and sentences.

AFFIRMED.