

IN THE SUPREME COURT

JUN -5 2023

OF THE

*Shirley A. Jensen*  
Clerk

STATE OF SOUTH DAKOTA

\* \* \* \*

THE PEOPLE OF THE STATE OF  
SOUTH DAKOTA IN THE INTEREST  
OF A.S. JR. AND A.S., MINOR  
CHILDREN AND CONCERNING T.S.  
AND A.S. SR., RESPONDENTS.

) ORDER DIRECTING ISSUANCE OF  
) JUDGMENT OF AFFIRMANCE

) #30143  
)

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The Court considered all of the briefs filed in the  
above-entitled matter, together with the appeal record, and concluded  
pursuant to SDCL 15-26A-87.1(A), that it is manifest on the face of  
the briefs and the record that the appeal is without merit on the  
following grounds: 1. that the issues on appeal are clearly  
controlled by settled South Dakota law or federal law binding upon  
the states, 2. that the issues on appeal are factual and there  
clearly is sufficient evidence to support the findings of fact and  
conclusions of law and 3. that the issues on appeal are ones of  
judicial discretion and there clearly was not an abuse of discretion  
(SDCL 15-26A-87.1(A)(1), (2) and (3)), now, therefore, it is

ORDERED that a judgment affirming the Order of the circuit  
court be entered forthwith.

DATED at Pierre, South Dakota, this 5th day of June, 2023.

BY THE COURT:

ATTEST:

*Deputy Clerk*  
Deputy Clerk of the Supreme Court  
(SEAL)

*Steven R. Jensen*  
Steven R. Jensen, Chief Justice

PARTICIPATING: Chief Justice Steven R. Jensen and Justices Janine M. Kern,  
Mark E. Salter, Patricia J. DeVaney and Scott P. Myren.

**Additional material  
from this filing is  
available in the  
Clerk's Office.**