

IN THE SUPREME COURT
OF THE
STATE OF SOUTH DAKOTA

* * * *

IN THE MATTER OF THE ADOPTION)
OF A NEW RULE AS BOTH A RULE) RULE 10-02
OF CIVIL PROCEDURE AND CRIMINAL)
PROCEDURE)

A hearing was held on February 17, 2010, at Pierre, South Dakota, relating to the adoption of a new rule relating to a rule of civil procedure and criminal procedure, and the Court having considered the proposed adoption, the correspondence and oral presentations relating thereto and being fully advised in the premises, now, therefore, it is

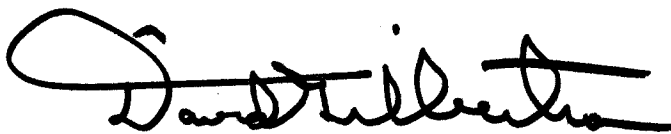
ORDERED that the adoption of a new rule of civil procedure and criminal procedure, be and it is hereby adopted to read in its entirety as follows:

The record of any hearing, court trial or jury trial shall consist of the transcript prepared by an official court reporter or court recorder or freelance reporter on contract with the Unified Judicial System, the exhibits offered in evidence and jury instructions.

IT IS FURTHER ORDERED that the rule shall become effective immediately.

DATED at Pierre, South Dakota, this 26th day of February, 2010.

BY THE COURT:



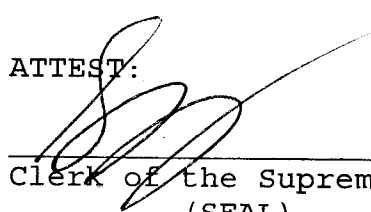
David Gilbertson, Chief Justice

SUPREME COURT
STATE OF SOUTH DAKOTA
FILED

FEB 26 2010


Clerk

ATTEST:


Clerk of the Supreme Court
(SEAL)