THIS ORDER HAS BEEN ELECTRONICALLY APPROVED BY THE COURT

IN THE SUPREME COURT

OF THE

STATE OF SOUTH DAKOTA

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| **STATE OF SOUTH DAKOTA,<br>Plaintiff and Appellee,<br>vs.<br><br>WILLIE DURWIN BROWN,<br>Defendant and Appellant.** | ) | **ORDER DIRECTING ISSUANCE OF JUDGMENT OF AFFIRMANCE<br><br>#31245** |

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The Court having, pursuant to SDCL 15-26A-87.1(A), considered all of the briefs filed in the above-entitled matter, together with the appeal record, and having concluded that it is manifest on the face of the briefs and the record that the appeal is without merit on the ground 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)(3)), now, therefore, it is

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

DATED at Pierre, South Dakota, this 6th day of July, 2026.

BY THE COURT:

ATTEST:

_____
Steven R. Jensen, Chief Justice

_____
Clerk of the Supreme Court
(SEAL)

**PARTICIPATING: Chief Justice Steven R. Jensen and Justices Mark E. Salter, Patricia J. DeVaney, Scott P. Myren and Robert Gusinsky.**

Filed 7/6/2026 Supreme Court, State of South Dakota #31245