INFORMAL REQUEST FOR JUDGE DISQUALIFICATION

STATE OF SOUTH DAKOTA	)	IN CIRCUIT COURT
	: SS	FIRST JUDICIAL CIRCUIT
COUNTY OF _____	)	
	)	
_____	)	_____#_____
Plaintiff,	)	
	)	
VS.	)	INFORMAL REQUEST FOR
	)	JUDGE DISQUALIFICATION
_____	)	
Defendant,	)	

As the attorney of record or a party in the above cited case, I, _____ would like to request per SDCL 15-12-21.1 that Judge_____, recuse himself/herself from presiding over this matter as my client believes they cannot receive a fair and impartial hearing from this judge; or

☐ I believe the judge has a conflict:_____

☐ Other:_____

☐ No court date has been set ☐ The next court date is:_____

Dated this _____ day of _____, _____

ATTORNEY OF RECORD/PARTY

(Per SDCL 15-12-21.1; if this request is not made in open court, forward it to the judge and copy opposing parties.)

This matter having been assigned to me, _____, Judge of the First Judicial Circuit, and after consideration of the above request to recuse, I have determined that;

☐ it is necessary to recuse myself, and I hereby recuse myself from presiding over this matter.

☐ I am aware of no reason to recuse myself and the request is denied.

☐ it is my belief that the parties have waived their right to a change of judge per SDCL 15-12 and the request to recuse is denied.

Dated this _____ day of _____, _____

BY THE COURT:

CIRCUIT OR MAGISTRATE JUDGE

(File the original with the Clerk. Clerk will forward a copy to Court Administration with any future affidavits filed.)