

SUPREME COURT  
STATE OF SOUTH DAKOTA  
FILED

IN THE SUPREME COURT

OF THE

STATE OF SOUTH DAKOTA

MAR 06 1995

*Glenn Engel*  
Clerk

\* \* \* \*

IN THE MATTER OF THE AMENDMENT OF SDCL  
15-26B-4

)  
)  
RULE 95-6

Pursuant to a hearing held on February 16, 1995, at Pierre, South Dakota, relating to the amendment of SDCL 15-26B-4, the Court having considered the proposed amendment, the correspondence and oral presentations relating thereto, if any, and being fully advised in the premises, now, therefore, it is

ORDERED that SDCL 15-26B-4 be and it is hereby amended to read in its entirety as follows:

15-26B-4. Time for refusal. A refusal to submit to a settlement conference must be served and filed within ten days after service of the appellant's request for a settlement conference, service of a motion by one of the parties for a settlement conference, or service of the conferee's invitation to a settlement conference. An appellant's failure to file a refusal to submit to a settlement conference requested in an appellee's docketing statement shall be deemed as consent to a settlement conference in both the appeal and the notice of review.

IT IS FURTHER ORDERED that this rule shall become effective July 1, 1995.

DATED at Pierre, South Dakota, this 6th day of March, 1995.

BY THE COURT:

ATTEST:

*Glenn Engel*  
Clerk of the Supreme Court  
(SEAL)

*Robert A. Miller*  
Robert A. Miller, Chief Justice