

STATEMENT OF THE ISSUE

WHETHER THE CIRCUIT COURT ERRED IN GRANTING SUMMARY JUDGMENT AS TO APPELLANTS' INITIAL COMPLAINT?

WHETHER THERE EXISTS ANY MATERIAL FACTS IN DISPUTE?

WHETHER CIRCUIT COURT ERRED IN ENTERING SANCTIONS FOR ALLEGED DISCOVERY ABUSES?

The circuit court determined there were no material facts in dispute and sanctions were appropriate. See App. A.

*Most relevant cases and statutory provisions.*

American State Bank v. Adkins, 458 N.W.2d 8076 (S.D. 1990).

Hayes v. Northern Hills General Hosp., 1999 SD 28, 590 N.W.2d 242 (S.D. 1999)

Landstrom v. Shaver, 1997 SD 25, 561 N.W.2d 8 (S.D. 1997)

Miles Laboratories v. Owl Drug Co., 67 S.D. 523, 295 N.W.2d 292

Tibke v. McDougall, 479 N.W.2d 898 (S.D. 1992)