

IN THE SUPREME COURT
STATE OF SOUTH DAKOTA
FILED

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FILED

OF THE

JAN 20 2026

STATE OF SOUTH DAKOTA

Shif A. Johnson-Legal
Clerk

* * * *

CLAYTON WALKER,)
Plaintiff and Appellant,)
vs.)
THOMAS AUTO, INC., FRANK)
THOMAS TRUST, TERRI)
GUCCIONE, MAYOR JASON)
SALAMUN, MICHELLE SCHUELKE)
INDIVIDUALLY AND IN HER)
OFFICIAL CAPACITY, and CITY OF)
RAPID CITY,)
Defendants and Appellees.)

CORRECTED
ORDER DIRECTING ISSUANCE OF
JUDGMENT OF AFFIRMANCE

#31111

The Court considered all of the briefs filed in the above-entitled matter, together with the appeal record, and concluded pursuant to SDCL 15-26A-87.1(A), that it is manifest on the face of the briefs and the record that the appeal is without merit on the following grounds: 1. that the issues on appeal are clearly controlled by settled South Dakota law or federal law binding upon the states, and 2. 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)(1) and (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 20th day of January, 2026.

BY THE COURT:

ATTEST:

[Signature]
Clerk of the Supreme Court
(SEAL)

[Signature]
Steven R. Jensen, Chief Justice

(Justice Robert Gusinsky disqualified.)

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