

IN THE SUPREME COURT SUPREME COURT
STATE OF SOUTH DAKOTA STATE OF SOUTH DAKOTA
FILED

OF THE NOV 13 2023

STATE OF SOUTH DAKOTA

Shif A. Johnson Legal
Clerk

* * * *

GARLAND RAY GREGORY, JR.,)	ORDER DIRECTING ISSUANCE OF
Petitioner and Appellant,)	JUDGMENT OF AFFIRMANCE
)	
vs.)	#30347
)	
STATE OF SOUTH DAKOTA,)	
Respondent and Appellee.)	

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 ground that the issues on appeal are clearly controlled by settled South Dakota law or federal law binding upon the states (SDCL 15-26A-87.1(A)(1)), now, therefore, it is

ORDERED that a judgment affirming the dismissal of the circuit court be entered forthwith.

DATED at Pierre, South Dakota, this 13th day of November, 2023.

BY THE COURT:

Steven R. Jensen

Steven R. Jensen, Chief Justice

ATTEST:

[Signature]

Clerk of the Supreme Court
(SEAL)

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