SUPREME COURT STATE OF SOUTH DAKOTA FILED

IN THE SUPREME COURT

OF THE

FEB 16 2024

STATE OF SOUTH DAKOTA

Clerk

THE PEOPLE OF THE STATE OF SOUTH DAKOTA IN THE INTEREST OF J.B. AND J.B., MINOR CHILDREN AND CONCERNING A.G. AND J.B., RESPONDENTS, AND THE ROSEBUD TRIBE, INTERVENOR.

ORDER DIRECTING ISSUANCE OF JUDGMENT OF AFFIRMANCE

#30292

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, 2. that the issues on appeal are factual and there clearly is sufficient evidence to support the findings of fact and conclusions of law and 3. 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),(2) and (3)), now, therefore, it is

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

DATED at Pierre, South Dakota, this 16th day of February, 2024.

BY THE COURT:

Steven R. Jehsen, Chief Justice

ATTEST:

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.