

IN THE SUPREME COURT  
OF THE  
STATE OF SOUTH DAKOTA

\* \* \* \*

IN THE MATTER OF THE AMENDMENT OF )  
SDCL 15-26A-6 )

RULE 10-01

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A hearing was held on February 17, 2010, at Pierre, South  
Dakota, relating to the amendment of SDCL 15-26A-6 and the Court  
having considered the proposed amendment and oral presentations  
relating thereto and being fully advised in the premises, now,  
therefore, it is

ORDERED that SDCL 15-26A-6 be and it is hereby amended to  
read in its entirety as follows:

**SDCL 15-26A-6. Appeals—When Taken.** An appeal from a judgment  
or order must be taken within thirty days after the judgment or  
order shall be signed, attested, filed and written notice of entry  
thereof shall have been given to the adverse party.

A written notice of appeal filed before the attestation and  
filing of such signed judgment or order shall be deemed as filed on  
the date of the attestation and filing of the judgment or order.

The running of the time for filing a notice of appeal is  
terminated as to all parties by a timely motion filed in the circuit  
court by any party pursuant to § 15-6-59 or § 15-6-50(b), or both,  
and the full time for appeal fixed by this section commences to run  
after the order made pursuant to such motion shall be signed,  
attested, filed and written notice of entry thereof shall have been  
given to the adverse party or if the circuit court fails to take

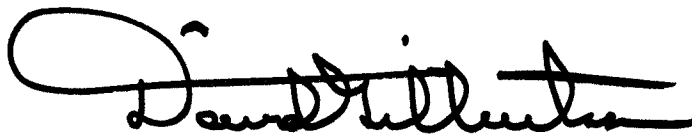
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action on such motion or fails to enter an order extending the time for taking action on such motion within the time prescribed, then the date shall be computed from the date on which the time for action by the circuit court expires.

IT IS FURTHER ORDERED that the rule shall become effective immediately.

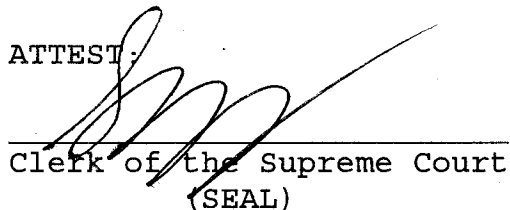
DATED at Pierre, South Dakota, this 26th day of February, 2010.

BY THE COURT:



David Gilbertson, Chief Justice

ATTEST:



Clerk of the Supreme Court  
(SEAL)

SUPREME COURT  
STATE OF SOUTH DAKOTA  
**FILED**

FEB 26 2010



Clerk