

IN THE SUPREME COURT
OF THE
STATE OF SOUTH DAKOTA

SUPREME COURT
STATE OF SOUTH DAKOTA
FILED

JUN 10 2024

* * * *

Shif A. Jensen, Esq.
Clerk

CLAY DONNELLY,
Plaintiff and Appellee,

vs.

THERESA DONNELLY,
Defendant and Appellant.

) ORDER DIRECTING ISSUANCE OF
) JUDGMENT OF AFFIRMANCE
)
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)
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#30406

The Court having, pursuant to SDCL 15-26A-87.1(A),
considered all of the briefs filed in the above-entitled matter,
together with the appeal record, and having concluded 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
ones of judicial discretion and there clearly was not an abuse of
discretion (SDCL 15-26A-87.1(A)(3)), now, therefore, it is

ORDERED that a judgment affirming the Judgment of the lower
court be entered forthwith.

DATED at Pierre, South Dakota, this 10th day of June, 2024.

BY THE COURT:

ATTEST:

[Signature]
Clerk of the Supreme Court
(SEAL)

[Signature]
Steven R. Jensen, Chief Justice

(Justices Janine M. Kern and Mark E. Salter would award Appellee one half his
Appellate attorney's fees set out in his motion and affidavit in support of
motion.)

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