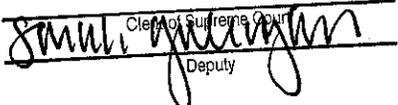


STATE OF SOUTH DAKOTA  
In the Supreme Court  
I, Shirley A. Jameson-Fergel, Clerk of the Supreme Court of  
South Dakota, hereby certify that the within instrument is a true  
and correct copy of the original thereof as the same appears  
on record in my office. In witness whereof, I have hereunto set  
my hand and affixed the seal of said court at Pierre, S.D. this  
25 day of Feb, 2026.

  
Clerk of Supreme Court  
Deputy

SUPREME COURT  
STATE OF SOUTH DAKOTA  
FILED

FEB 25 2026

  
Clerk

IN THE SUPREME COURT  
OF THE  
STATE OF SOUTH DAKOTA

\* \* \* \*

IN THE MATTER OF THE AMENDMENT )  
TO SDCL 15-39-55 )  
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RULE 26-01

A hearing was held on February 11, 2026, at Pierre, South Dakota, relating to the amendment of SDCL 15-39-55, and the Court having considered the proposed amendment and oral presentation relating thereto, now, therefore, it is

ORDERED that SDCL 15-39-55 be amended to read in its entirety as follows:

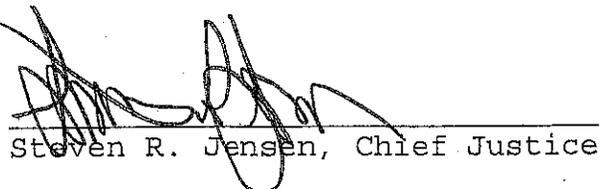
~~SDCL 15-39-55. Notice valid though refused by defendant~~  
Further notice on failure of delivery.

~~Notice shall be valid although refused by the defendant and, therefore, not delivered. If the notice by certified or registered mail is returned undelivered, without refusal by the defendant, or if in any other way it appears that notice has not reached the defendant, the clerk shall issue, at the request of the plaintiff and at the expense of the plaintiff, such other or further notice as the court may order. If plaintiff elects not to pursue further notification of the defendant or if the further notification is unsuccessful after ninety days, the clerk may dismiss the action without prejudice.~~

IT IS FURTHER ORDERED that this rule shall become effective July 1, 2026.

DATED at Pierre, South Dakota, this 25th day of February, 2026.

BY THE COURT:

  
Steven R. Jensen, Chief Justice

ATTEST:

  
Clerk of the Supreme Court  
(SEAL)