

SUPREME COURT
STATE OF SOUTH DAKOTA
FILED

IN THE SUPREME COURT

NOV 27 2023

OF THE

STATE OF SOUTH DAKOTA

Shirley A. Jensen
Clerk

* * * *

THE PEOPLE OF THE STATE OF
SOUTH DAKOTA IN THE INTEREST
OF K.W., H.W. AND K.P., MINOR
CHILDREN AND CONCERNING C.W.,
RESPONDENT AND SISSETON-
WHAPETON OYATE TRIBE,
INTERVENOR.

) ORDER DIRECTING ISSUANCE OF
) JUDGMENT OF AFFIRMANCE

) #30168
)
)
)

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 of the circuit
court be entered forthwith.

DATED at Pierre, South Dakota, this 27th day of November,
2023.

BY THE COURT:

ATTEST:

[Signature]
Clerk of the Supreme Court
(SEAL)

[Signature]
Steven R. Jensen, Chief Justice

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