

IN THE SUPREME COURT

SUPREME COURT  
STATE OF SOUTH DAKOTA  
FILED

OF THE

MAY - 2 2022

STATE OF SOUTH DAKOTA

*Shirley A. Jameson-Fergel*  
Clerk

\* \* \* \*

STATE OF SOUTH DAKOTA,  
Plaintiff and Appellee,

) ORDER DIRECTING ISSUANCE OF  
) JUDGMENT OF AFFIRMANCE

vs.

) #29650, #29651 and #29652  
)  
)  
)  
)  
)  
)  
)

JASON DORIAN APPLE,  
Defendant and Appellant.

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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 orders 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 orders of the circuit court be entered forthwith.

DATED at Pierre, South Dakota, this 2nd day of May, 2022.

BY THE COURT:

ATTEST:

*Steven R. Jensen*  
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Steven R. Jensen, Chief Justice

Shirley A. Jameson-Fergel  
Clerk of the Supreme Court

By: *Anna Graves*  
\_\_\_\_\_  
Chief Deputy Clerk  
(SEAL)

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