

SEP 06 2022

*Shif A. Johnson Legal*  
Clerk

IN THE SUPREME COURT  
OF THE  
STATE OF SOUTH DAKOTA

\* \* \* \*

JOHN CUNNINGHAM,	)	ORDER DIRECTING ISSUANCE OF
Petitioner and Appellant,	)	JUDGMENT OF AFFIRMANCE
	)	
vs.	)	#29861
	)	
CITY OF SIOUX FALLS	)	
CITY COUNCIL (COUNCIL),	)	
Respondent and Appellee.	)	

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)(1), 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 clearly controlled by settled South Dakota law 15-26A-87.1(A)(1)), and that there was no violation of the municipal ordinances at issue, therefore, it is

ORDERED that a judgment affirming the Order of the circuit court be entered forthwith.

DATED at Pierre, South Dakota, this 6th day of September, 2022.

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.