

IN THE SUPREME COURT  
OF THE  
STATE OF SOUTH DAKOTA

\* \* \* \*

STATE OF SOUTH DAKOTA,	)	ORDER DIRECTING
Appellee,	)	JUDGMENT OF AFFIRMANCE
	)	
vs.	)	#30096, #30097, #30098
	)	
JUSTIN R. JOHANSEN,	)	
Appellant.	)	
	)	

The Court considered all of the briefs filed in the above-entitled consolidated matter together with the appellate records and concluded pursuant to SDCL 15-26A-87.1(A)(4) that good cause good cause exists for summary affirmance. Now, therefore, it is

ORDERED, as to #30096, that the Court lacks jurisdiction to consider the Appellant's challenges to the underlying 2019 perjury conviction. The Court does have jurisdiction pursuant to SDCL 15-26A-3(4) to consider issues related to the circuit court's final order disposing of the probation revocation proceeding, as determined in *State v. Dietz*, 2024 S.D 70. However, the Appellant's arguments relating to the lawfulness of his probation lack merit, and the circuit court's decision to deny the Appellant's request to withdraw his admission to violating the terms of his probation is affirmed.

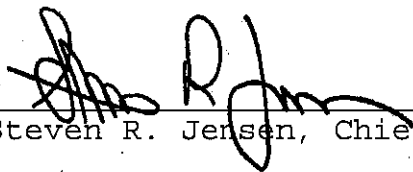
IT IS FURTHER ORDERED, as to #30097 and #30098, that the circuit court did not abuse its discretion when it denied the

#30096, #30097, #30098, Order

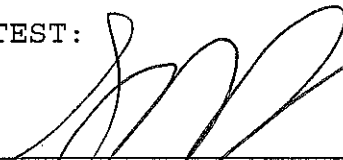
Appellant's motion to withdraw his previous pleas, and those decisions are affirmed.

DATED at Pierre, South Dakota, this 26th day of November, 2024.

BY THE COURT:

  
\_\_\_\_\_  
Steven R. Jensen, Chief Justice

ATTEST:

  
\_\_\_\_\_  
Clerk of the Supreme Court  
(SEAL)

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

SUPREME COURT  
STATE OF SOUTH DAKOTA  
FILED

NOV 26 2024

  
Clerk