

IN THE SUPREME COURT

OF THE

SEP 05 2023

STATE OF SOUTH DAKOTA

Shif A. Johnson-Lepel
Clerk

* * * *

MATTHEW KATZ,
Plaintiff and Appellant,

ORDER DIRECTING ISSUANCE OF
JUDGMENT OF AFFIRMANCE

vs.

#30259

THE AMERICAN LEGION, POST 7,
Defendant 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), 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 or federal law binding upon the states (SDCL 15-26A-87.1(A)(1)), now, therefore, it is

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

DATED at Pierre, South Dakota, this 5th day of September, 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.