

IN THE SUPREME COURT STATE OF SOUTH DAKOTA
FILED

OF THE

MAR 25 2024

STATE OF SOUTH DAKOTA

Shirley A. Johnson-Lepel
Clerk

* * * *

STATE OF SOUTH DAKOTA,
Plaintiff and Appellee,

) ORDER DIRECTING ISSUANCE OF
) JUDGMENT OF AFFIRMANCE

vs.

) #30332
)
)
)

CLAYTON JOHN WAUGH,
Defendant and Appellant.

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 Judgment of the circuit court be entered forthwith.

DATED at Pierre, South Dakota, this 25th day of March, 2024.

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.