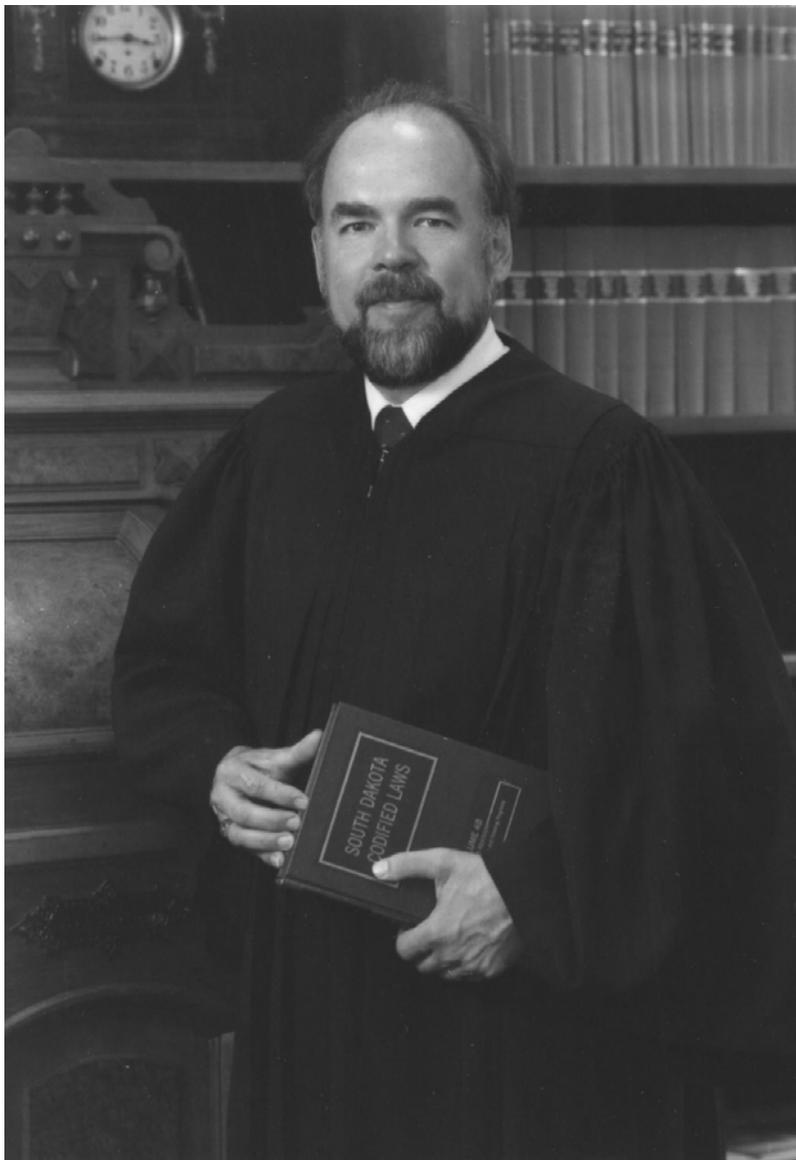


Chapter 5

2009 South Dakota Legislative Manual Judicial Branch



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Chief Justice David Gilbertson

David Gilbertson**Chief Justice of the
Supreme Court**

Address: State Capitol, 500 East Capitol Avenue, Suite 221, Pierre, SD 57501
Phone: (605) 773-4885
Fax: (605) 773-6128
Email: David.Gilbertson@ujs.state.sd.us
Internet Homepage: www.sdjudicial.com

Date of Birth: October 29, 1949, Milwaukee, WI
Spouse: Deborah Leigh Jensen
Children: Kristin, Erik, Rachael and John

Lutheran. South Dakota State University, Bachelor of Science, 1972; University of South Dakota, Juris Doctorate, 1975. Private practice, 1975 – 1986; Deputy State’s Attorney, 1975 – 1986; City Attorney, 1975 – 1986. Volunteer Fireman, 1977 – 1998; VFW Outstanding Volunteer Fireman for South Dakota, 1994; Boys State Courts Counselor, 1995 – Present; Conference of Chief Justices, 2001 – Present; Board of Directors, Conference of Chief Justices, 2005 – 2007; Chair, Tribal – State Relations Committee; Conference of Chief Justices; South Dakota Judges Association, 1993 – 1994; Tribal – State Judges Forum, 1992; South Dakota Bar Association; Civil Pattern Jury Instruction Committee, 1986 – 1999; Judicial Bar Liaison Committee; Glacial Lakes Bar Association; Sixth Circuit Bar Association. Circuit Court Judge, Fifth Circuit, 1986 – 1995; Appointed Supreme Court Justice, April 3, 1995; retained, November 1998 and 2006; Elected Chief Justice, September 15, 2001; Re – elected, September 15, 2005.

Fifth Supreme Court District: Brown, Butte, Campbell, Clark, Codington, Corson, Day, Dewey, Edmunds, Faulk, Grant, Harding, Marshall, McPherson, Perkins, Potter, Roberts, Spink, Walworth and Ziebach Counties.



Justice John K. Koenkamp

John K. Konenkamp

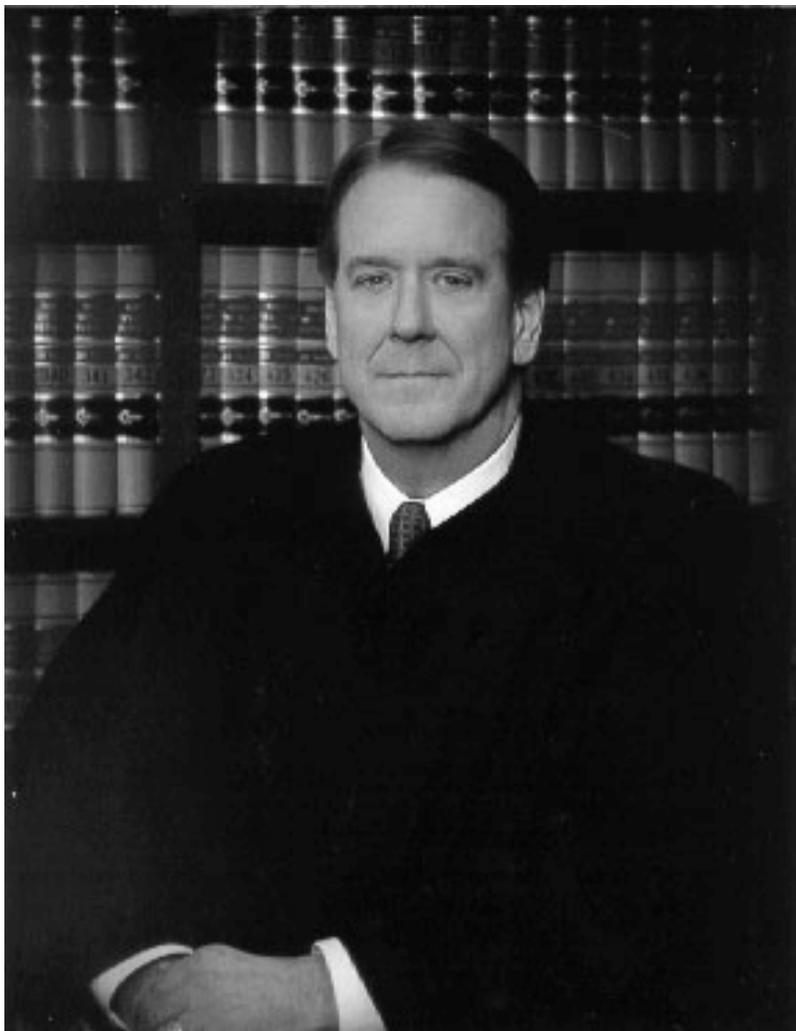
Justice of the Supreme Court

Address: State Capitol, 500 East Capitol Avenue, Suite 221, Pierre, SD 57501
Phone: (605) 773-4884
Fax: (605) 394-6946
Email: John.Konenkamp@ujs.state.sd.us
Internet Homepage: www.sdjudicial.com

Date of Birth: October 20, 1944, Pierre, SD
Spouse: Geri
Children: Kathryn Lefler and Matthew

Lutheran. After serving in the United States Navy, Justice Konenkamp attended the University of South Dakota, School of Law, graduating in 1974. He practiced in Rapid City as a Deputy State's Attorney until 1977. He then engaged in private practice until 1984, when he was appointed a Circuit Judge. In May 1988, he became Presiding Judge of the Seventh Circuit. After ten years on the trial bench, he was appointed to the Supreme Court in 1994. He is a member of the National Advisory Council of the American Judicature Society, a national organization devoted to addressing the problems and concerns of the system of justice. John and his wife, Geri, are former foster parents for the Department of Social Services. John served on a number of boards advancing the improvement of the legal system, including the South Dakota Equal Justice Commission, the Alternative Dispute Resolution Committee and Advisory Board for the Casey Family Program, a nationwide foster care provider.

First Supreme Court District: Custer, Fall River, Lawrence, Meade and Pennington Counties.



Justice Steven L. Zinter

Steven L. Zinter**Justice of the
Supreme Court**

Address: State Capitol, 500 East Capitol Avenue, Suite 221, Pierre, SD 57501
Phone: (605) 773-4885
Fax: (605) 772-6128
Email: Steven.Zinter@ujs.state.sd.us
Internet Homepage: www.sdjudicial.com

Date of Birth: September 18, 1950, Minneapolis, MN
Spouse: Sandra A. Aaen
Children: Sarah and Kelly

Lutheran. University of South Dakota, Bachelor of Science, 1972, and Juris Doctorate, 1975. Attorney at Law; Assistant Attorney General, 1975 – 1978; private practice, Schmidt, Schroyer, Colwill, Zinter and Barnett, P.C., 1979 – 1986; Hughes County State’s Attorney, 1980 – 1986. Circuit Court Judge, Sixth Circuit, 1987 – 1997; Presiding Judge, Sixth Circuit, July 1997 – 2002; Supreme Court Justice, 2002 – Present.

Third Supreme Court District: Beadle, Bennett, Brookings, Buffalo, Deuel, Haakon, Hamlin, Hand, Hughes, Hyde, Jackson, Jerauld, Jones, Kingsbury, Lake, Mellette, Miner, Moody, Sanborn, Shannon, Stanley, Sully and Todd Counties.



Justice Judith K. Meierhenry

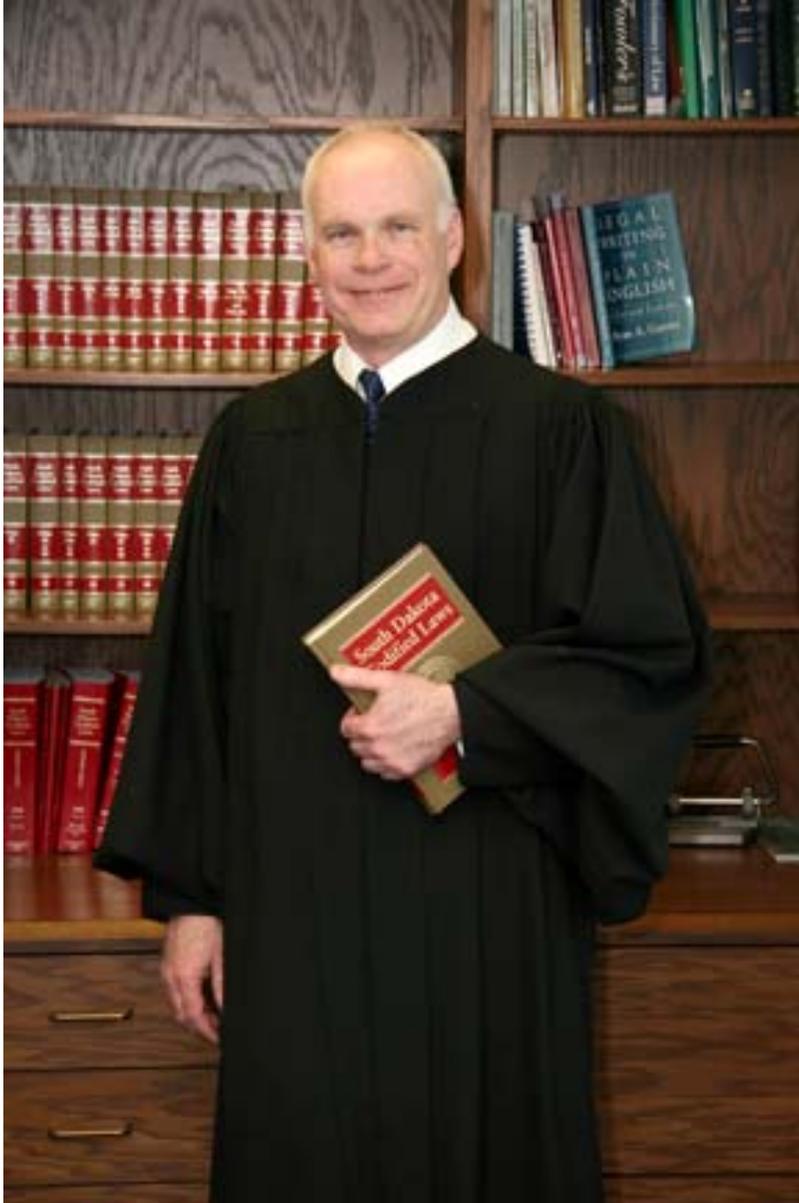
Judith K. Meierhenry**Justice of the
Supreme Court**

Address: 500 East Capitol Avenue, Suite 221, Pierre, SD 57501
Phone: (605) 773-4884
Fax: (605) 367-5744
Email: Judith.Meierhenry@ujs.state.sd.us
Internet Homepage: www.sdjudicial.com

Date of Birth: January 20, 1944, Burke, SD
Spouse: Mark Meierhenry
Children: Todd and Mary

Lutheran. University of South Dakota, Bachelor of Science, 1966, Masters of Art, 1968, and Juris Doctorate, 1977. Teacher, 1966 – 1974; private law practice, Vermillion, 1977 – 1978; South Dakota State Economic Opportunity Office, 1979; South Dakota Secretary of Labor, 1980 – 1984; South Dakota Secretary of Education and Cultural Affairs, 1983 – 1984; Senior Manager and Assistant General Counsel, Citibank South Dakota, Sioux Falls, 1985 – 1988. Circuit Court Judge, Second Circuit, 1988 – 2002, Presiding Judge, Second Circuit, June 1997 – 2002; Supreme Court Justice, 2002 – Present.

Fourth Supreme Court District: Aurora, Bon Homme, Brule, Charles Mix, Clay, Davison, Douglas, Gregory, Hanson, Hutchinson, Lyman, McCook, Tripp, Turner, Union, and Yankton Counties, along with all but the northwest portion of Lincoln County.



Justice Glen A. Severson

Glen A. Severson**Justice of the
Supreme Court**

Address: State Capitol, 500 East Capitol Avenue, Suite 221, Pierre, SD 57501
Phone: (605) 773 – 4885
Fax: (605) 367 – 5383
Email: Glen.Severson@ujs.state.sd.us
Internet Homepage: www.sdjudicial.com

Date of Birth: March, 9, 1949, Sioux Falls, SD
Spouse: Mary Schweitzer Severson
Children: Thomas and Kathryn

Catholic. University of South Dakota, Bachelor of Science and Juris Doctorate. Fingerson and Severson, 1983 – 1992; Huron City Attorney, 1977 – 1992; Deputy State’s Attorney, 1975; Benson, Wehde, Martin and Severson, 1976 – 1982. South Dakota National Guard, 1967 – 1973; Member, American Bar Association, South Dakota Bar Association and Minnesota Bar Association; Law School Foundation, 1987 – 1989; South Dakota Trial Lawyers Association; South Dakota Board of Water and Natural Resources, 1986 – 1992; President, Municipal Attorneys Association, 1985; President, South Dakota Judges Association, 2001 – 2002. Circuit Court Judge, Second Circuit, 1993 – 2009, Presiding Judge, Second Circuit, 2002 – 2009; Supreme Court Justice, 2009 – Present.

Second Supreme Court District: Minnehaha County and Northwest Portion of Lincoln County.

Former Justices of the Supreme Court^a Dakota Territory

George P. Williston 1861 – 1864	William E. Church 1883 – 1886
Philemon Bliss..... 1861 – 1865	Cornelius S. Palmer..... 1883 – 1888
Ara Barlett 1864 – 1869	William H. Francis 1884 – 1888
Joseph L. Williams 1861 – 1865	Seward Smith 1884 – 1885 ^b
William E. Gleason 1865 – 1867	A.J. Edgerton..... 1882 – 1886
John W. Boyle 1867 – 1869	Louis K. Church 1885 – 1887
Wilmot W. Brookings 1869 – 1873	William B. McConnell 1885 – 1889
George W. French 1869 – 1873	Bartlett Tripp..... 1886 – 1889
Jefferson P. Kidder 1865 – 1875	Charles M. Thomas 1887 – 1889
Alanson H. Barnes..... 1873 – 1881	James Spencer 1887 – 1889
Granville G. Bennett..... 1875 – 1878	John E. Carland 1888 – 1889
Peter C. Shannon 1873 – 1882	Roderick Rose 1888 – 1889
Jefferson P. Kidder 1879 – 1883	C.F. Templeton..... 1888 – 1889
Gideon C. Moody 1878 – 1883	L.W. Crofoot 1888 – 1889
Sanford A. Hudson 1881 – 1885	Frank R. Aikens 1889

- a. The Supreme Court was originally comprised of three members. However, acting under constitutional authority, the State Legislature increased the Court's membership to five effective February 26, 1909. An amendment to the State Constitution, approved by a vote of the people on November 7, 1972, changed the titles of the Supreme Court members from "judges" to "justices" and called for the selection of a "chief justice" rather than a "presiding judge."
- b. Suspended by President Grover Cleveland.

State of South Dakota

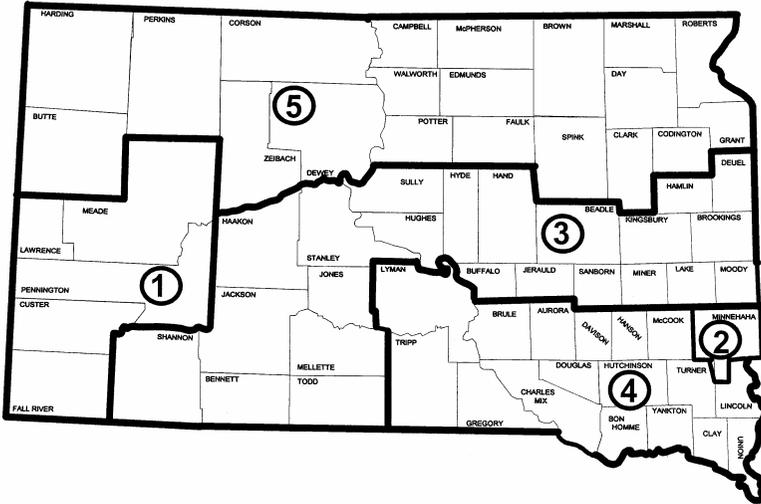
Dighton Corson, District 1.....	1889 – 1913
Alphonso G. Kellam, District 2.....	1889 – 1896
John E. Bennett, District 3.....	1889 – 1893
Howard G. Fuller, District 3.....	1894 – 1908 ^a
Dick Haney, District 2.....	1896 – 1913 ^b
Charles S. Whiting, District 3.....	1908 – 1922 ^c
James H. McCoy, District 5.....	1909 – 1921 ^d
Ellison G. Smith, District 4.....	1909 – 1923
Samuel C. Polley, District 1.....	1913 – 1947 ^e
John Howard Gates, District 2.....	1913 – 1927 ^f
Frank Anderson, District 5.....	1921 – 1925 ^d
Carl G. Sherwood, District 3.....	1922 – 1931 ^c
Charles H. Dillon, District 4.....	1923 – 1926
Dwight Campbell, District 5.....	1925 – 1937
N.D. Burch, District 4.....	1926 – 1931 ^g
James Brown, District 2.....	1927 – 1931 ^f
Frederick A. Warren, District 2.....	1931 – 1944 ^h
Everett D. Roberts, District 3.....	1931 – 1970 ⁱ
Herbert B. Rudolph, District 4.....	1931 – 1957 ^j
St. Clair Smith, District 5.....	1937 – 1962 ^k
Vernon R. Sickel, District 2.....	1944 – 1956 ^l
Charles R. Hayes, District 1.....	1947 – 1951 ^m
Boyd Leedom, District 1.....	1951 – 1955 ⁿ
Alex Rentto, District 1.....	1955 – 1971 ^o
Charles S. Hanson, District 2.....	1956 – 1973 ^p
Harold Bogue, District 4.....	1957 – 1959 ^q
Frank Biegelmeier, District 4.....	1959 – 1974 ^r
Frederick J. Homeyer, District 5.....	1962 – 1971
Fred R. Winans, District 3.....	1971 – 1976 ^s
James M. Doyle, District 1.....	1971 – 1976 ^t
Oren P. (Phil) Coler, District 4.....	1974 – 1977
Lawrence J. Zastrow, District 1.....	1976 – 1979
Donald J. Porter, District 3.....	1977 – 1979
Francis G. Dunn, District 2.....	1973 – 1985 ^u
Roger L. Wollman, District 5.....	1971 – 1985 ^v
Robert E. Morgan, District 4.....	1977 – 1991 ^w
Frank E. Henderson, District 1.....	1979 – 1994
Jon Fosheim, District 3.....	1979 – 1986 ^x
George W. Wuest (Acting), District 2.....	1985 – 1986 ^y
George W. Wuest, District 5.....	1986 – 1994 ^y
Richard W. Sabers, District 2.....	1986 – 2009 ^z
Robert A. Miller, District 3.....	1986 – 2001 ^{aa}
Robert A. Amundson, District 4.....	1986 – 2002 ^{bb}
John K. Konenkamp, District 1.....	1994 – ^{cc}
David Gilbertson, District 5.....	1995 – ^y
Steven L. Zinter, District 3.....	2002 – ^{dd}
Judith K. Meierhenry, District 4.....	2002 – ^{ee}
Glen A. Severson, District 2.....	2009 – ^{ff}

❖ Notes on following page.

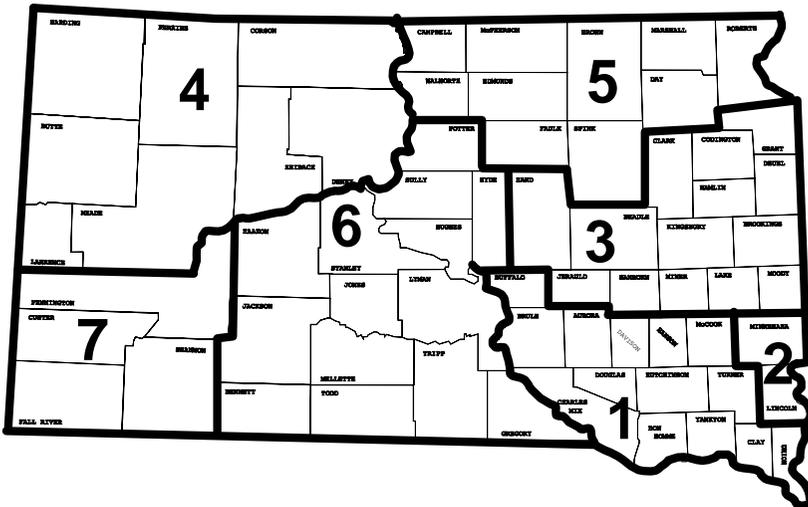
Former Justices of the Supreme Court Notes

- a. John E. Bennett died and Howard G. Fuller was appointed to fill the vacancy on January 15, 1894.
- b. A.G. Kellam died and Dick Haney was appointed to fill the vacancy on January 31, 1896.
- c. Charles S. Whiting died on March 25, 1922, and Carl G. Sherwood was appointed to fill the vacancy on April 1, 1922.
- d. James H. McCoy resigned on December 1, 1921, and Frank Anderson was appointed to fill the vacancy on December 1, 1921.
- e. Samuel C. Polley retired on July 1, 1947, and Charles H. Hayes was appointed to fill the vacancy on July 8, 1947.
- f. John Howard Gates died on November 8, 1927, and James Brown was appointed to fill the vacancy on November 26, 1927.
- g. N.D. Burch died March 18, 1931, and Hervert B. Rudolph was appointed March 27, 1931, to fill the vacancy.
- h. Frederick A. Warren died on June 18, 1944, and Vernon R. Sickel was appointed to fill the vacancy on September 1, 1944.
- i. Everett D. Roberts retired on December 31, 1970, and Fred R. Winans was appointed to fill the vacancy on January 1, 1971.
- j. Herbert B. Rudolph died on September 2, 1957, and Harold Bogue was appointed to fill the vacancy on October 1, 1957.
- k. St. Clair Smith retired on December 1, 1962, and Frederick Homeyer was appointed to fill the vacancy on December 1, 1962.
- l. Vernon R. Sickel resigned on July 1, 1956, and Charles S. Hanson was appointed to fill the vacancy on July 1, 1956.
- m. Charles R. Hayes resigned on June 1, 1951, and Boyd Leedom was appointed to fill the vacancy on June 1, 1951.
- n. Boyd Leedom resigned on March 31, 1955, and Alex Rentto was appointed to fill the vacancy on May 1, 1955.
- o. Alex Rentto retired on September 15, 1971, and James M. Doyle was appointed to fill the vacancy on December 30, 1971.
- p. Charles S. Hanson retired on September 1, 1973, and Francis G. Dunn was appointed to fill the vacancy on September 1, 1973.
- q. Harold Bogue died on April 18, 1959, and Frank Biegelmeier was appointed to fill the vacancy on May 11, 1959.
- r. Frank Biegelmeier retired on August 31, 1974 and Oren P. (Phil) Coler was appointed to fill the vacancy on September 1, 1974.
- s. Fred R. Winans resigned on December 31, 1976, and Donald J. Porter was appointed to fill the vacancy on January 1, 1977.
- t. James M. Doyle died on March 6, 1976, and Lawrence J. Zastrow was appointed to fill the vacancy on August 10, 1976.
- u. Francis G. Dunn resigned on September 7, 1985, and George W. Wuest served as acting justice until a successor was named.
- v. Roger Wollman resigned on September 6, 1985, and George W. Wuest was appointed to fill the vacancy on September 8, 1986.
- w. Robert E. Morgan was elected on January 1, 1977, and replaced Oren Coler.
- x. Jon Fosheim retired on December 12, 1986, and Robert A. Miller was appointed to fill the vacancy on December 15, 1986.
- y. George W. Wuest retired in 1994 and David Gilbertson was appointed to fill the vacancy on April 3, 1995.
- z. Francis G. Dunn retired and Richard W. Sabers was appointed to fill the vacancy on March 1, 1986.
- aa. Jon Fosheim retired and Robert A. Miller was appointed to fill the vacancy on December 15, 1986.
- bb. Robert E. Morgan retired and Robert A. Amundson was appointed to fill the vacancy on March 11, 1991.
- cc. Frank Henderson retired and John K. Konekamp was appointed to fill the vacancy on September 10, 1994.
- dd. Robert A. Miller retired September 14, 2001. Judge Max Gors of the Sixth Circuit was appointed Acting Justice on September 15, 2001, and served until Steve L. Zinter was appointed to fill the vacancy on April 2, 2002.
- ee. Robert A. Amundson retired on October 11, 2002, and Judith K. Meierhenry was appointed to fill the vacancy on November 12, 2002.
- ff. Richard W Sabers retired on January 6, 2009, and Glen A. Severson was appointed to fill the vacancy on April 3, 2009.

Supreme Court District Map



Judicial Circuits of South Dakota



Members of the Circuit Court



Bruce V. Anderson – Address: Lake Andes, South Dakota. Phone: (605) 487-7664. Date of Birth: January 10, 1963, Platte. Spouse: Tila Anderson. Children: Three Children. Wagner Community High School, 1981; Youth For Understanding Student Foreign Exchange Program, Sweden 1981; Jamestown College, 1985; University of South Dakota School of Law, 1989. Admitted to practice law in South Dakota in 1989 and also admitted to practice in Federal Courts; practiced law as Associate to Lee A. Tappe, PC, 1989 – 1992; practiced law as sole practitioner in Wagner, 1992 – 1996. Part-time Magistrate Judge, First Circuit, 1995 – 2006; Circuit Court Judge, First Circuit, 2006 – Present.



Mark W. Barnett – Address: PO Box 1238, Pierre 57501. Phone: (605) 773-2220. Date of Birth: 1954, Sioux Falls. Children: John and Jim. Catholic. O’Gorman High School, 1972; University of South Dakota, Bachelor of Arts, 1976, Juris Doctorate, 1978. Hughes County State’s Attorney, 1988 – 1989; elected Attorney General, three terms, 1990 – 2002; in 1998, first unopposed statewide candidate in state’s history. Two terms, State Bar Commission; President, Young Lawyers Section; ABA/YLD Delegate for Iowa, Minnesota and South Dakota; Prosecutor of the Year, South Dakota State’s Attorneys Association, 2008; Past President, Children’s Home Foundation; Vice President, Spearfish Canyon Foundation. Argued two cases in the U.S. Supreme Court. Handled two capital cases, including state’s first serial killer. Circuit Court Judge, Sixth Circuit, 2007 – Present.



John W. Bastian – Address: RR 1 Box 720, Belle Fourche 57717. Date of Birth: July 17, 1950, Aberdeen. Spouse: Jana Lynn Timmer. Children: Ellen Kaye and Hannah Elizabeth. South Dakota State University, Bachelor of Science, 1977; Hamline University School of Law, St. Paul, MN, Juris Doctorate, 1982. U.S. Air Force, 1970 – 1974; private law practice, 1982 – 1984; Assistant Attorney General, 1984 – 1988; Deputy Attorney General, Litigation Division, 1988 – 1993. Circuit Court Judge, Fourth Circuit, 1993 – Present.

Timothy W. Bjorkman – Address: PO Box 504, Salem. Phone: (605) 425-3271. Date of Birth: October 8, 1956, Viborg. Spouse: Carol Kay (Ontjes) Bjorkman. Children: James, John, Sam and Seth. Christian. Kimball High School; University of South Dakota, Bachelors Degree and Juris Doctorate. Senior Comments Editor, Law Review Board; private practice of law, Bridgewater, 1983 – 2006. Member, State Bar of South Dakota; Chair, South Dakota Civil Pattern Jury Instruction Committee, 2005 – 2008; Past terms, Board of Governors; South Dakota Trial Lawyers Association; South Dakota Board of Pardons and Paroles, 2002 – 2006. Circuit Court Judge, First Circuit, 2007 – Present.

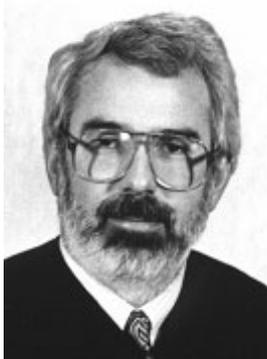


John L. Brown – Address: PO Box 1238, Pierre 57501. Phone: (605) 773-3970. Fax: (605) 773-6492. Date of Birth: July 22, 1952, Rapid City. Spouse: Bobbi. Children: Erin, Colin. Lutheran. Buffalo High School, 1970; South Dakota State University, Bachelor of Science in Animal Science, 1974, and Juris Doctorate, 1991. Operated family farm/ranch before entering law school. Member, Riter Rogers Law Firm or predecessor, 1991 – 2008; Assistant City Attorney 1991 – 1998; Stanley County States Attorney, 1997 – 2000; Pierre City Attorney, 1998 – 2008. Member, Lions Club; South Dakota Correction Commission, 2008. State Representative, 1979 – 1980; State Senate, 1981 – 1988. Circuit Court Judge, Sixth Circuit, 2008 – Present.



Kathleen K. Caldwell – Address: 425 N. Dakota Ave., Sioux Falls 57104. Phone: (605) 367-5920. Fax: (605) 367-5916. Date of Birth: August 26, 1949, Rochester, MN. Spouse: Robert L. Caldwell. Children: Maria Megan Kilmer. Colorado State University, Fort Collins, CO, Bachelor of Arts, 1971; University of South Dakota, Juris Doctorate, 1980. Attorney-at-law; Peace Corps small business advisor volunteer, Ethiopia, 1971 – 1973; Child Support Referee, 1989 – 1993; Deputy State's Attorney, 1986; Bankruptcy Trustee, 1983 – 1989; private practice, 1980 – 1993. South Dakota Judges Association. Circuit Court Judge, Second Circuit, 1993 – Present.





Jeff W. Davis – Address: PO Box 230, Rapid City 57709. Phone: (605) 394– 2571. Fax: (605) 394–6628. Date of Birth: February 12, 1948, Rapid City. Spouse: Kathy L. Venekamp. Children: Megan L. Davis. Protestant. Rapid City High School, 1966; South Dakota School of Mines and Technology, 1966 – 1967; University of South Dakota, Bachelor of Science, 1970; University of South Dakota, Juris Doctorate, 1973. Army ROTC. Member, State Bar of South Dakota; South Dakota Judges Association. Law-Trained Magistrate Judge, Seventh Circuit, 1976 – 1979; Circuit Court Judge, Seventh Circuit, 1979 – Present; Presiding Judge, 2006 – Present.



John J. Delaney – Address: PO Box 230, Rapid City 57709. Phone: (605) 397–2571. Fax: (605) 394–6628. Date of Birth: March 25, 1944, Mitchell. Spouse: Diann L. Children: John J. Delaney, Jr., Jeffrey W. Delaney, Todd Lambert and Timothy Lambert. Attended multiple colleges; University of Nebraska, Omaha, NE, Bachelors Degree, 1972; University of South Dakota Law School, Juris Doctorate, 1977; Sterling Honor Graduate. President, Moot Court Board; National Moot Court Finals, 1976. Military Service, Private to Colonel, Active Duty Army, 1964 – 1974; Active Reserve, 1974 – 1985; South Dakota Army National Guard 1985 – 1997; retired as the State Judge Advocate. Military awards include the Legion of Merit, Bronze Star and Vietnam Cross of Gallantry. Private practice, 1977 – 2002; general trial practice, primarily western South Dakota; City Attorney, Lead and Spearfish; worker’s compensation attorney, Homestake Mining Company; very active appellate practice in several states’ courts and federal courts. Circuit Court Judge, Seventh Circuit, 2002 – Present.



Jerome A. Eckrich – Address: PO Box 939, Sturgis 57785. Phone: (605) 347–4413. Fax: (605) 347–4413. Date of Birth: October 4, 1955, Milwaukee, WI. Spouse: Sheila A. Barnett. Children: Samuel, Peter, and Allison. Roncalli High School, 1973; University of South Dakota, Bachelor of Science, 1980, and Juris Doctorate/Masters of Public Administration, 1984; Brown County Deputy States Attorney, 1984; private law practice, 1985 – 1998. Circuit Court Judge, Fourth Circuit, 1998 – Present.

Glen W. Eng – Address: PO Box 63, Yankton 57078. Phone: (605) 668-3614. Date of Birth: December 12, 1950, Flandreau. Spouse: Carla J. Eng. Lutheran. Flandreau High School, 1969; University of South Dakota, Bachelor of Arts, 1974, and Juris Doctorate, 1980. U.S. Army, includes service in Vietnam, 1969 – 1971; private practice, 1981 – 2000; Moody County Deputy State’s Attorney, 1981 – 1985; Moody County State’s Attorney, 1985 – 2000. South Dakota Board of Pardons and Paroles, 1995 – 1999, Chair, 1997 – 1999; President, South Dakota State’s Attorneys Association, 1998 – 2000. Circuit Court Judge, First Circuit, 2000 – Present.



Jon R. Erickson – Address: PO Box 1358, Huron 57350. Phone: (605) 353 -7171. Fax: (605) 353-7306. Date of Birth: May 10, 1950, Watertown. Spouse: Patricia Blackford. Children: Ann Blackford Erickson. Lutheran. University of South Dakota, Bachelor of Arts and Juris Doctorate, 1975. Associate, Andera, Margadant and Erickson, Chamberlain, 1975 – 1980; Brule County Deputy State’s Attorney, 1975 – 1980; Assistant Attorney General, 1980 – 1987; Assistant U.S. Attorney, District of South Dakota, 1987 – 1988. Member, South Dakota Board of Pardons and Paroles, 1981 – 1985, Chair, 1985 – 1987; President, South Dakota Judges Association, 1996 – 1997; Chair, Ethics Committee, South Dakota Judges Association, 1991 – 1996; Member, Unified Judicial System Planning Council, 1996 – 1998; Member, Judicial Qualifications Commission, 2000 – 2008. Circuit Court Judge, Third Circuit, 1988 – Present.



Jon S. Flemmer – Address: 711 W. First St., Webster 57274. Phone: (605) 345-3771. Fax: (605) 345-3818. Date of Birth: May 21, 1956, Andover. Spouse: Jill Anderson Flemmer. Children: Seth. South Dakota State University, Bachelor of Science in Animal Science, 1978; University of South Dakota Law School, Juris Doctorate, 1981. Practicing Attorney and Partner, Syvertson and Flemmer, Clark, June 1981 to March 1991; Clark County State’s Attorney, Elected, 1984 and Reelected, 1988. Law-Trained Magistrate Judge, Fifth Circuit, 1991 – 1999; Circuit Court Judge, Fifth Circuit, 1999 – Present.





Vincent A. Foley – Address: 314 Sixth Ave., Brookings 57006. Phone: (605) 688-4202. Date of Birth: August 5, 1962, Pierre. Spouse: Patricia M. Foley. Children: Mary, Andrew, John, Joseph and Thomas. Watertown High School, 1980; University of Notre Dame du Lac, Bachelor of Arts, 1984; University of South Dakota School of Law, Juris Doctorate, 1987. Watertown City Attorney, 1994 – 2000; Codington County State's Attorney, 2000 – 2006. Chair, South Dakota Open Meetings Commission, 2005 – 2006. Circuit Court Judge, Third Circuit, 2007 – Present.



Anthony Peter Fuller – Address: PO Box 230, Rapid City 57709. Phone: (605) 394-2571. Fax: (605) 394-6628. Date of Birth: February 17, 1943, Aberdeen. Iowa State University; University of South Dakota, Bachelor of Arts, 1965, and Juris Doctorate, 1968; Phi Delta Phi. Co-Author, "Independent Contractor and Employee Distinction, South Dakota," Independent Contractor Status, State by State Legal Guide, Robert W. Wood Editor, Wiley Law Publications, 1993. Admitted to bar, South Dakota, 1968. Member and Chair, South Dakota Judicial Qualifications Commission, 1990 – 1994; Member and Chair, Board of Bar Examiners, 1995 – 2003; Member, State Bar of South Dakota. Circuit Court Judge, Seventh Circuit, 2003 – Present.



David R Gienapp – Address: 314 6th Ave., Brookings 57006. Phone: (605) 668-5705. Fax: (605) 668-4838. Date of Birth: April 5, 1942, Brookings. Spouse: Nancy Gienapp. Children: Ryan Gienapp and Tracy Crum. Chester High School; University of South Dakota, Bachelor of Arts; University of Wyoming, Juris Doctorate. Clerk, South Dakota Supreme Court, 1967 – 1968; Assistant South Dakota Attorney General, 1968 – 1969; Assistant U.S. Attorney, 1969 – 1976; private practice, Arneson, Issenhuth & Gienapp, 1976 – 2002. Chairman, Judicial Qualifications Commission, four years; President, South Dakota Trial Lawyers Association, 1981 – 1982; Member, State Bar of South Dakota, President, 1994 – 1995; Member, American Bar Association, Board of Governors, 2007 – Present; American Board of Criminal Lawyers; American Board of Trial Advocates; American College of Trial Lawyers; International Academy of Trial Lawyers and International Society of Barristers; Member, South Dakota State Board of Education, 1988 – 1994; South Dakota Board of Regents, 1993 – 2002, President 1997 – 1998. Circuit Court Judge, Third Circuit, 2002 – Present, Presiding Judge, 2007 – Present.

Doug E. Hoffman – Address: 104 N. Main St., Canton 57013. Phone: (605) 987-5891. Fax: (605) 987-9088. Date of Birth: March 16, 1959, Long Beach, CA. Spouse: Dr. Gretchen A. Hoffman. Children: Derek and Paige. Lutheran. Storm Lake High School, Storm Lake, IA; University of Iowa, Iowa City, IA, Bachelor of Arts in Philosophy, 1982; University of South Dakota School of Law, Juris Doctorate, 1985. Law Clerk, U.S. District Court, Sioux Falls, 1985 – 1987; Associate, Davenport, Evans, Harwitz and Smith, Sioux Falls, 1987 – 1991; Partner, Myers & Billion, Sioux Falls, 1991 – 2007. Circuit Court Judge, Second Circuit, 2007 – Present.



Steven R. Jensen – Address: 209 E. Main St., Suite 230, Elk Point 57025. Phone: (605) 761-1200. Fax: (605) 356-3687. Date of Birth: May 18, 1963, Viborg. Spouse: Sue L. Jensen. Children: Rachel, Ryan and Andrew. Christian. Bethel College, St Paul, MN, Bachelor of Arts, 1985; University of South Dakota, Juris Doctorate, 1988. Law Clerk to Justice Richard W. Sabers, 1988 – 1989; Partner, Crary, Huff, Inskter, Sheehan, Ringgenberg, Hartnett, Storm and Jensen, P.C., 1989 – 2003. Circuit Court Judge, First Circuit, 2003 – Present.



Warren G. Johnson – Address: PO Box 626, Deadwood 57732. Date of Birth: March 16, 1949, Flandreau. Spouse: Eileen E. Mach. Children: Darin and Nathan. Lutheran. Flandreau High School, 1967; University of South Dakota, Bachelor of Arts, 1971, and Juris Doctorate, 1974. Attorney-at-law, private practice, 1974 – 1982; Butte County Deputy State's Attorney, 1976; Lawrence County Deputy State's Attorney, 1977 – 1982. President, South Dakota Judges Association, 1992 – 1993; Member, Judicial Qualifications Commission, 1989 – 1993, Secretary, 1992 – 1993. Circuit Court Judge, Fourth Circuit, 1982 – Present, Presiding Judge, 1986 – Present.





Janine M Kern – Address: PO Box 230, Rapid City 57709. Phone: (605) 394-2571. Fax: (605) 394-6628. Date of Birth: February 14, 1961, Yankton. Catholic. Andes Central High School, Lake Andes, 1979; Arizona State University, Bachelor of Science in Political Science, 1982; University of Minnesota, Juris Doctorate, 1985. Attorney-at-law; Office of Attorney General, Appellate Division, two years; State Drug Prosecutor, six years; Director of Litigation Division, three years. 1990 Governor’s Award for Employee Excellence; Member, Our Lady of Perpetual Help Cathedral. Circuit Court Judge, Seventh Circuit, 1996 – Present.



Peter H. Lieberman – Address: 425 N. Dakota Ave., Sioux Falls 57104. Phone: (605) 367-5920. Fax: (605) 367-5979. Date of Birth: January 1, 1948, Brooklyn, NY. Spouse: Carla Fauske. Bard College, Annandale-on-Hudson, NY; Long Island University, Bachelor of Arts, 1970; University of South Dakota, Juris Doctorate, 1974. Attorney-at-law; Farm Hand, Fowler Dairy Farm, Millbrook, NY, 1969; Law Clerk, South Dakota Supreme Court, 1974 – 1975; Assistant Attorney General, 1975 – 1978; Adjunct Professor of Law, 1982, 1994. Law-Trained Magistrate Judge, Second Circuit, 1978 – 1995; Circuit Court Judge, Second Circuit, 1995 – Present.



Randall L. Macy – Address: PO Box 626, Deadwood 57732. Phone: (605) 578-2044 Fax: (605) 578-3613. Date of Birth: August 19, 1952, Cooperstown, ND. Spouse: Eylene Olsen. Children: Marc and Eric. Brigham Young University, 1971 – 1974; Black Hills State University, Bachelor of Science, 1974 – 1977; University of South Dakota, Juris Doctorate, 1981 – 1984. Private law practice, 1984 – 2002. Secretary/Treasurer, South Dakota Judge’s Association, 2003 – 2005. Law-Trained Magistrate Judge, Fourth Circuit, 2002 – 2005; Circuit Court Judge, Fourth Circuit, 2005 – Present.

Scott P. Myren – Address: PO Box 328, Selby 57472. Phone: (605) 649-7628. Date of Birth: September 22, 1964, Mobridge. Spouse: Dr. Virginia Trexler-Myren. Children: Tessa and Isabel. Mobridge High School, 1982; University of South Dakota, Bachelor of Science, 1985; Rutgers University, Juris Doctorate, 1988. Editor, Rutgers Law Journal; private practice, Denver, CO; Staff Attorney, South Dakota Supreme Court; Administrative Law Judge, State of South Dakota. Law-Trained Magistrate Judge, Sixth Circuit, 1999 – 2004; Circuit Court Judge, Fifth Circuit, 2004 – Present.



Joseph Neiles – Address: 425 N. Dakota Ave., Sioux Falls 57104. Phone: (605) 367-5920. Fax: (605) 367-5979. Date of Birth: May 21, 1951, Sioux Falls. Spouse: Jane Chris (Christensen) Neiles. Children: Lindsay, Brittany and Shauna. Roman Catholic. University of South Dakota, Bachelor of Science in Mathematics, 1973, and Juris Doctorate, 1976. Pennington County Public Defender, 1976 – 1981; Minnehaha County Public Defender, 1981 – 1983; Partner, Zimmer, Richter, Duncan and Neiles, 1983 – 1985. Member, South Dakota Judges Association, 1986 – Present; State Bar of South Dakota, 1976 – Present; Past Chairman, State Bar Criminal Law Committee and State Bar Indigent Defense Committee; Substitute Instructor, Trial Techniques, University of South Dakota School of Law, 1995. Law-Trained Magistrate Judge, Second Circuit, January 1986 – August 1997; Circuit Court Judge, Second Circuit, 1997 – Present.



Sean M. O'Brien – Address: 200 E. 4th Ave., Mitchell 57301. Phone: (605) 995-8243. Fax: (605) 995-8107. Date of Birth: November 5, 1953, Madison. Spouse: Jamie. Children: Michael (Deceased) and Scott. Lutheran. University of South Dakota, Bachelor of Arts and Juris Doctorate. Legislative Assistant, Representative James Abdnor; Law Clerk, Honorable John B. Jones; private law practice. Uniform Laws Commission. State Representative, 2002 – 2005. Circuit Court Judge, First Circuit, 2007 – Present.





Tony L. Portra – Address: PO Box 1087, Aberdeen 57402. Phone: (605) 626–2450. Fax: (605) 626–2491. Date of Birth: September 4, 1968, Havre, MT. Spouse: Jamie. Children: Jake and Andie. Aberdeen Central High School, 1987; University of South Dakota, Juris Doctorate, 1994. Attorney General Office, 1995 – 1996; Richardson, Wyly, Wise, Sauck and Hieb, 1996 – 1999. Law–Trained Magistrate Judge, Fifth Circuit, 1999 – 2006; Circuit Court Judge, Fifth Circuit, 2006 – Present.

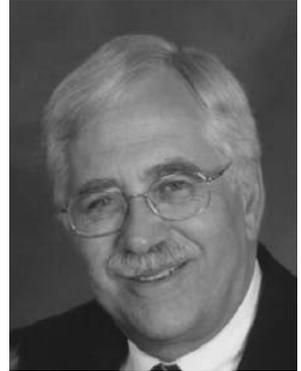


Patricia C. Riepel – Address: 425 N. Dakota Ave., Sioux Falls 57104. Phone: (605) 367–5920. Fax: (605) 367–5979. Date of Birth: March 15, 1954, Weehawken, NJ. Spouse: John Schlimgen. Children: Catherine, Elizabeth and Anthony. Catholic. Montclair State College, Upper Montclair, NJ, Bachelor of Arts, 1977; University of South Dakota, Juris Doctorate, 1981. Educator, 1977 – 1979; Public Defender, 1982 – 1995. Law–Trained Magistrate Judge, 1995 – 2006; Circuit Court Judge, Second Circuit, 2007 – Present.



Ronald K. Roehr – Address: PO Box 1054, Watertown 57102. Phone: (605) 882–5090. Fax: (605) 882–5106. Date of Birth: October 14, 1948, Aberdeen. Spouse: Jane Wise Roehr. Children: Alison. Methodist. University of South Dakota, Bachelor of Arts, 1970, and Juris Doctorate, 1974. Private Practice, Milbank, 1974 – 1994; Grant County State’s Attorney, 1977 – 1984. Circuit Court Judge, Third Circuit, 1994 – Present.

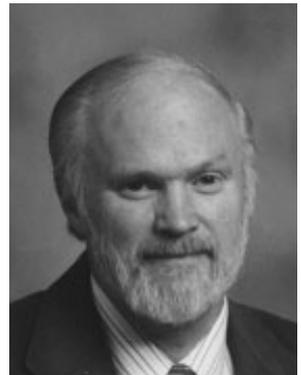
Arthur L. Rusch – Address: PO Box 377, Vermillion 57069. Phone: (605) 677-6757. Fax: (605) 677-8885. Date of Birth: March 16, 1946, Mitchell. Spouse: Lana Koepf. Children: Matthew, Elizabeth, Jonathon and Mark. Catholic. University of South Dakota, Bachelor of Science in Business Administration, 1968, and Juris Doctorate (cum laude), 1971. U.S. Army, Second Lieutenant, 1968; Active Duty, 1971; Law Clerk, Seventh Circuit, 1971 – 72; private practice, Vermillion, 1972 – 1994; Clay County States Attorney, 1973 – 1985; City Attorney, North Sioux City, 1974 – 1986; Special Assistant Attorney General, 1989 – 1990. President, University of South Dakota Student Association, 1967 – 1968; Past President, States Attorneys Association; Member, South Dakota Judges Association, American Bar Association, State Bar of South Dakota, Knights of Columbus and Lions; Board of Directors, Sioux Council Boy Scouts of America. Circuit Court Judge, First Circuit, 1994 – Present; Presiding Judge, First Circuit, 1995 – Present; Chairman of Presiding Judges, 1995 – 1997.



William Joseph Srstka, Jr. – Address: 425 N. Dakota Ave., Sioux Falls 57104. Phone: (605) 367-5920. Fax: (605) 367-5979. Date of Birth: September 24, 1942, District of Columbia. Spouse: Carol Lee Haan. Catholic. Washington High School, Sioux Falls, 1961; Creighton University; Bachelor of Arts, 1965; University of South Dakota, Juris Doctorate, 1968. Assistant Director, Rosebud Reservation Legal Services, 1968 – 1970; Assistant Attorney General, 1970 – 1973; private practice, Olinger, Srstka, Lovald, Robbenmolt & McCahren, Pierre, 1973 – 1991. Chairman, Legislative Criminal Code Review Committee, 1975, Procedure Chairman, 1976 – 1977; Secretary/Treasurer, South Dakota Trial Lawyers Association, 1973 – 1987, President, 1989; Centennial Committee, 1987 – 1989; State Board of Elections, 1974 – 1981; Board of Regents, 1980 – 1986, President, 1981 – 1983; Capitol Complex Restoration/Beautification Committee Chairman, 1983 – 1991; Sioux Falls Downtown Lions; Delta Tau Delta; Delta Theta Phi. Circuit Court Judge, Second Circuit, 1991 – Present.



Merton B. Tice, Jr. – Address: PO Box 230, Rapid City 57709. Date of Birth: March 31, 1943, Fort Benning, GA. Spouse: Constance. Children: Elizabeth and Merton B. Tice, III. Episcopal. University of South Dakota, Bachelor of Science, 1965 and Bachelor of Laws, 1969. South Dakota Supreme Court Law Clerk, 1969 – 1970; Pennington County Deputy State's Attorney, 1970 – 1973; City Attorney, Rapid City, 1972 – 1973; Rapid City Municipal Judge, 1973 – 1975. South Dakota Pediatric Society Outstanding Service Award, 1980; South Dakota Commission of Children and Youth Award, 1981; U.S. Department of Justice Commendation for Service On Behalf of Victims of Crime; Chair, Chief Justice's Committee on Victims and Witnesses, 1985 – 1988. Circuit Court Judge, Seventh Circuit, 1975 – Present; Presiding Judge, Seventh Circuit, 1994 – March 1998.





Stuart L. Tiede – Address: 425 N. Dakota Ave., Sioux Falls 57104. Phone: (605) 367-5920. Fax: (605) 367-5979. Date of Birth: October 9, 1948, Huron. Spouse: Pamela Cimpl Tiede. Children: Amy, Joseph, Andrew and Jamie. Catholic. University of South Dakota, Bachelor of Arts, 1970, and Juris Doctorate, 1975. First Lieutenant, U.S. Army, 1970 – 1972; First Lieutenant, South Dakota Army National Guard, 1972 – 1975; Law Clerk, U.S. District Judge Fred J. Nichol, 1975 – 1976; Woods, Fuller, Shultz & Smith, P.C., 1976 – 2001. Past President, Siouxrise Lions Club; Past Exalted Ruler, Sioux Falls Lodge, BPOE; Past Member, Sioux Falls Catholic School Board; Member, State Bar of South Dakota; Past Chair, Client Security Fund Committee; Past Member, Professional Liaison Committee. Circuit Court Judge, Second Circuit, 2001 – Present.

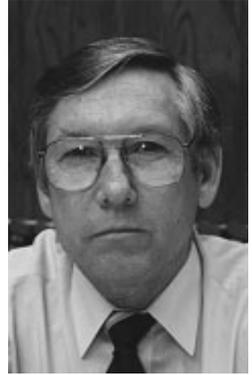


Robert L. Timm – Address: PO Box 1054, Codington County Courthouse, Watertown 57201. Date of Birth: September 1, 1948, Watertown. Spouse: Suzanne O'Dea. Children: Charlie and Andrew. University of Southern California, Bachelor of Arts, 1974; University of South Dakota, Juris Doctorate, 1977. Partner, Mueller and Timm Law Office; Chief Judge, Crow Creek Sioux Tribe, 1977 – 1978; Assistant Attorney General, Earth Resources Division, 1978 – 1979; Chief Deputy Attorney General, Counsel to the South Dakota Water Rights Commission; Counsel to the South Dakota Division of Banking and Finance, 1979 – 1983; Vice President, Trust Officer, and General Counsel of Farmers and Merchants Bank and Trust of Watertown, 1983 – 1987. Board of Directors, Watertown Tennis Association, Board of Trustees, Watertown Boys and Girls Club. Circuit Court Judge, Third Circuit, 1987 – Present.

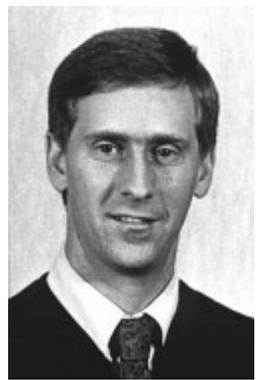


Kathleen F. Trandahl – Address: 200 E. Third St., Winner 57580. Phone: (605) 842-3856. Fax: (605) 842-2267. Date of Birth: August 19, 1960, Huron. Children: Nicholas and Ryan. Catholic. Augustana College, Bachelor of Science, 1982; University of South Dakota, Juris Doctorate, 1985. Law Clerk, Third Circuit Court, 1985 – 1986; Associate, Covey Law Office and Tripp County Deputy State's Attorney, 1986 – 1988; Partner, Rahn and Trandahl, 1988 – 1993; Owner, Trandahl Law Office, 1993 – 1994. PEO, Chapter AM, 1982 – Present, President 1996 – 1997; PEO, Chapter AM, 1982 – Present, President 1996 – 1997; Member, State Bar of South Dakota, 1986 – Present; Rosebud Bar Association, 1986 – Present, President, 1997 – 98; Sixth Circuit Bar Association, 1986 – Present; South Dakota Trial Lawyers Association, 1986 – Present; Tripp County Child Protection Team, 1986 – 1988, President, 1987; Catholic Daughters, 1986 – Present; Tripp County Cancer Society, Vice President, 1987 – 1989, Secretary 1987 – 1991; Public Information Committee, 1987 – 1991; Winner Chamber of Commerce, President, 1990, Board Member, 1988 – 1991, Member, 1988 – 1994; Jury Verdict Survey Committee, 1990; Circuit Coordinator for the Citizenship in Our Schools Program, 1990 – 1991; Winner Alcohol and Drug Counseling Services, President and Board Member, 1992 – 1994; Rotary, 1992 – Present; Criminal Pattern Jury Instructions Committee, 1993 – 1998; South Dakota Judges Association, 1994 – Present, President, 2001 – 2002; Jury Orientation Committee, 1995; UJS Planning Council, 1996 – 1999; Judicial Bar Liaison Committee, 1998 – Present; Judicial Evaluation Committee, Co-Chair, 2001 – 2003; Judicial Workload Committee, 2002 – 2003; Governor's Commission on Indian Child Welfare Act, 2004 – 2005; Equal Justice Commission, 2005 – 2006; Immaculate Conception Catholic Church. Circuit Court Judge, Sixth Circuit, 1994 – Present.

Thomas L. Trimble – Address: PO Box 230, Rapid City 57709. Date of Birth: February 21, 1943, Pierre. Spouse: Donna J. Shay. Children: Tom and Tim. Black Hills State College, Bachelor of Science, 1966; University of South Dakota, Juris Doctorate, 1971. Private practice, Sieler and Trimble, Rapid City, 1971 – 1995. Member, South Dakota Trial Lawyers Association; Pennington County Bar Association. Circuit Court Judge, Seventh Circuit, 1995 – Present, Presiding Judge, 2001 – 2006.



Tim D. Tucker – Address: PO Box 507, Madison 57042. Phone: (605) 256-5285. Fax: (605) 256-5012. Date of Birth: July 20, 1957, Rapid City. University of South Dakota, Bachelor of Science, 1978, and Juris Doctorate, 1982; University of Nevada, Reno, Masters of Judicial Studies, 1996. Law Clerk, Seventh Circuit Court, Rapid City, 1982 – 1983; Mitchell Associate, Morgan, Fuller, Theeler and Cogley, 1983 – 1985, Partner, 1986 – 1987. President, Mitchell Area Salvation Army, 1986 – 1987; President, Trinity Lutheran Church, 1989; Judicial Ethics Committee, 1989 – 1991; Chair, Judicial Training Committee, 1991 – Present; Judicial Qualifications Commission, 1992 – 1996; Advisory Board, South Dakota Center for Law and Civic Education, 1992 – 1993; South Dakota Council on Domestic Violence, 1994 – 1996. Circuit Court Judge, Third Circuit, 1987 – Present; Presiding Judge, 1995 – 2000.



Jack R. Von Wald – Address: 12965 Ironwood Dr., Aberdeen 57401. Phone: (605) 626-2450. Fax: (605) 626-2491. Date of Birth: November 2, 1943, Aberdeen. Spouse: Diana Kay. Children: John R. Von Wald, Monica M. Kuck, Tiffany A. Von Wald and Thomas J. Von Wald. Catholic. University of South Dakota, Bachelor of Science, 1965, and Juris Doctorate, 1967. Assistant Attorney General, 1967 – 1968; private practice, Selby, 1968 – 1994. Member, American Bar Association; State Bar of South Dakota; South Dakota Trial Lawyers Association; American Trial Lawyers Association; American Judicature Society; Brown County Bar Association, Glacial Lakes Bar Association; President, South Dakota Judges' Association, 2006 – 2007. Circuit Court Judge, Fifth Circuit, 1994 – Present, Presiding Judge, 2003 – Present.





Lori Scully Wilbur– Address: PO Box 1238, Pierre, 57501. Phone: (605) 773–3711. Fax: (605) 773–6492. Date of Birth: September 17, 1952, Madison. Two children. Lutheran. University of South Dakota, Bachelor of Arts, 1974, and Juris Doctorate, 1977. Law Clerk, South Dakota Supreme Court, Honorable Laurence J. Zastrow; Assistant Attorney General; General Counsel, South Dakota Board of Regents; Staff Attorney, South Dakota Legislative Research Council; Legal Counsel, South Dakota Bureau of Personnel. Board of Directors, Children’s Care Hospital and School; Board Of Directors, Oahe YMCA; Board of Governors, Pierre Players; Ethics Committee, State Bar of South Dakota; PEO, South Dakota Board of Nursing; Member, South Dakota Judges Association; President, South Dakota Judges Association; Member and Secretary, Judicial Qualifications Commission. Law–Trained Magistrate Judge, Sixth Circuit, 1992 – 1999; Circuit Court Judge, Sixth Circuit, 1999 – Present; Presiding Judge, Sixth Circuit, 2007 – Present.



Bradley G. Zell – Address: 425 N. Dakota Ave., Sioux Falls 57104. Phone: (605) 367–5920. Fax: (605) 367–5979. Date of Birth: September 14, 1960, Wessington Springs. Spouse: Elaine Kempf Zell. Children: Shannon, Jennifer, Benjamin and Mariah. Lutheran. Forestburg High School, 1978; South Dakota State University, Bachelor of Science, 1982; University of South Dakota, Juris Doctorate, 1985. Law Clerk, Seventh Circuit, Rapid City, 1985 – 1986; Partner/Owner, Heidepriem, Widmayer & Zell, Miller, 1986 – 2003; Senior Loan – Trust Officer and Director, Valley Banks, Sioux Falls, 2003. President, Secretary, South Dakota Trial Lawyers Association, 2002 – 2003. Circuit Court Judge, Second Circuit, 2003 – Present.