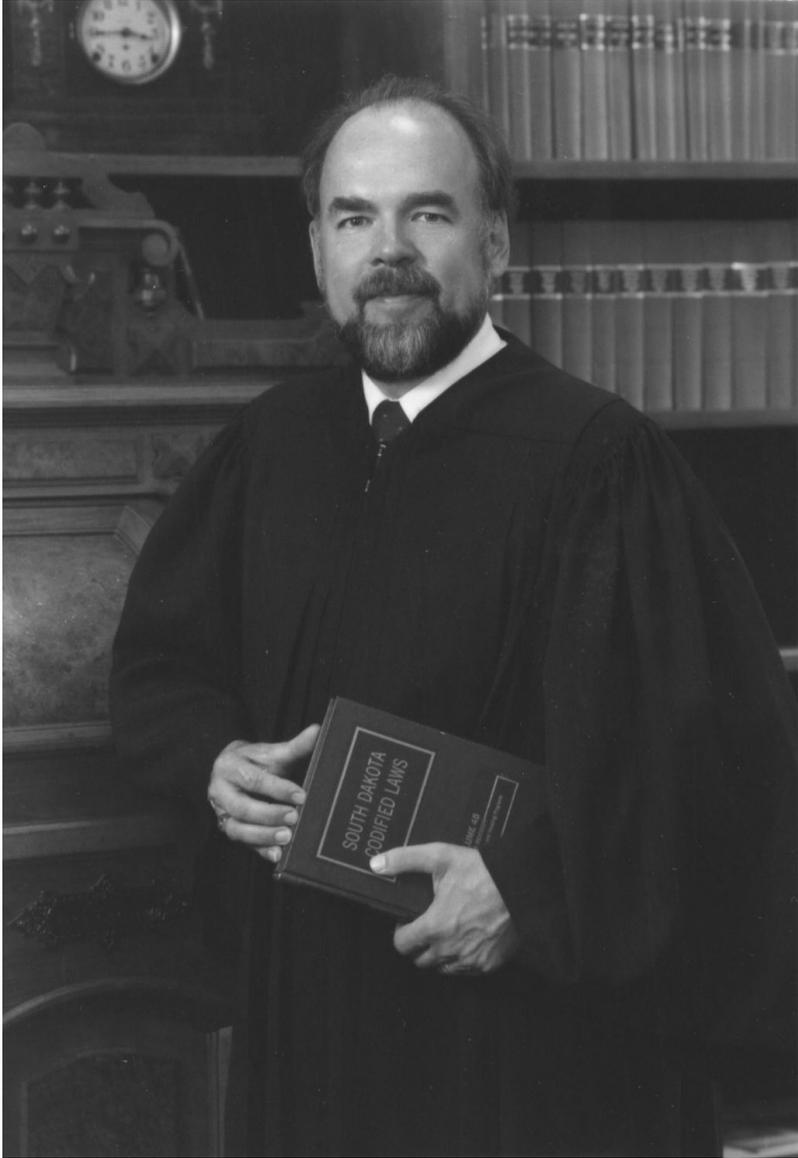


**Chapter 5**  
**2007 South Dakota**  
**Legislative Manual**  
**Judicial Branch**



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**Chief Justice David Gilbertson**

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

Address: 500 East Capitol Avenue  
State Capitol  
Pierre, South Dakota 57501  
605-773-4885, phone  
605-773-6128, fax  
[David.Gilbertson@ujs.state.sd.us](mailto:David.Gilbertson@ujs.state.sd.us) (e-mail)  
[www.sdjudicial.com](http://www.sdjudicial.com)

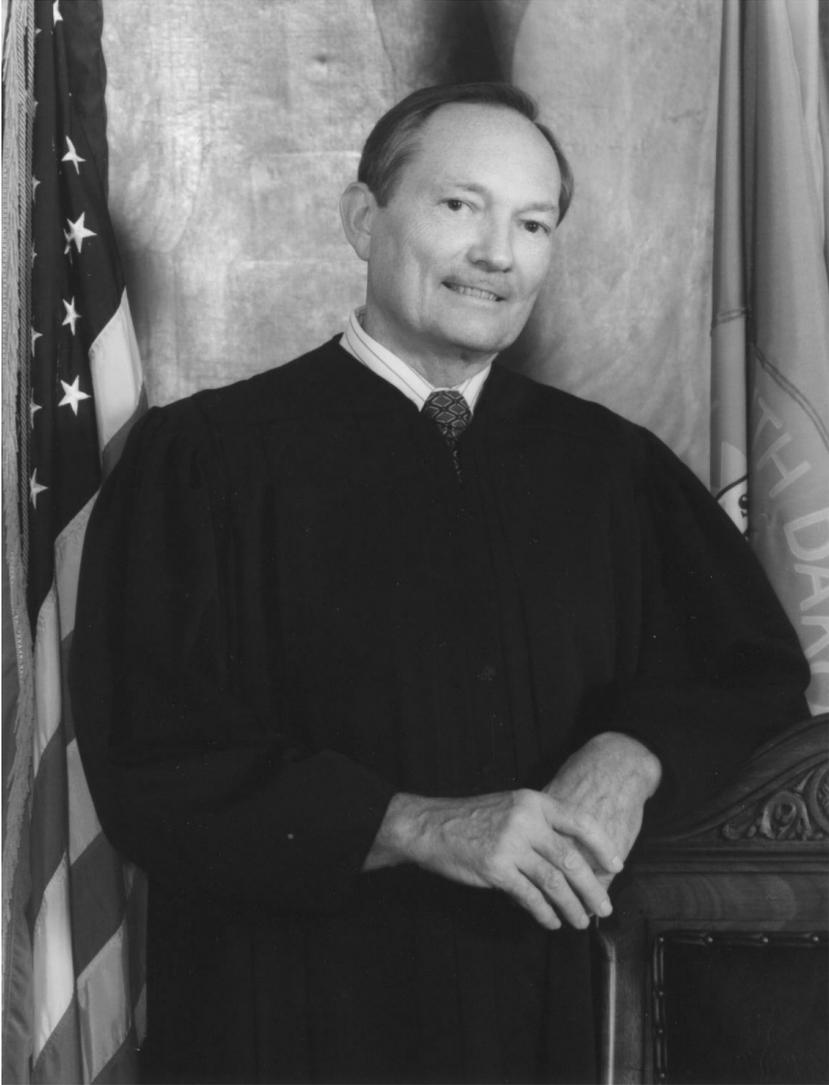
Date of Birth: October 29, 1949, Milwaukee, Wisconsin

Married: Deborah Leigh Jensen

Children: Kristin, Erik, Rachael and John

Lutheran. Bachelor of Science, South Dakota State University, 1972; Juris Doctorate, University of South Dakota, 1975; Private Practice, Sisseton, 1975-1986; Roberts County Deputy State's Attorney, 1975-1986; City Attorney, Sisseton, 1975-1986; Secretary-Treasurer, Sisseton Volunteer Fire Department, 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; Fifth Circuit Judge, 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.



**Justice Richard W. Sabers**

**Richard W. Sabers****Justice of the  
Supreme Court**

Address: 500 East Capitol Avenue  
State Capitol  
Pierre, South Dakota 57501  
605-773-4885, phone  
605-782-3057, fax  
[Richard.Sabers@ujs.state.sd.us](mailto:Richard.Sabers@ujs.state.sd.us) (e-mail)  
[www.sdjudicial.com](http://www.sdjudicial.com)

Date of Birth: February 12, 1938, Salem, South Dakota

Spouse: Ellie Schmitz

Children: Steven, Susan, and Michael with deceased wife Colleen.

Step Children: Jason, Joseph, and Ann.

Catholic. Salem St. Mary's High School, 1956; St. John's University, Collegeville, Minnesota, Bachelor of Arts, 1960; University of South Dakota, Juris Doctorate, 1966; United States Army Corps of Engineers, First and Second Lieutenant; North Dakota State Representative for March of Dimes; Associate and Partner, Moore, Rasmussen, Sabers and Kading, 1966-1986; First Lieutenant and Captain, U.S. Army Reserve, 1963-1969; Editorial Board Member, South Dakota Law Review, 1965-1966; Jaycee Award for Outstanding Young Religious Leader (Layman), 1971; Appellate Judges Seminars, 1986 and 1992, New York University Law School; President, Second Judicial Circuit Bar Association, 1982-1983; South Dakota State Bar Association; American Bar Association; Supreme Court Justice, 1986-present.

Justice Sabers has been retained by the voters in a statewide retention election three times, in 1990, 1998 and 2006.

**Second Supreme Court District:** Minnehaha, and Northwest Portion of Lincoln county.



**Justice John K. Koenkamp**

**John K. Konenkamp****Justice of the  
Supreme Court**

Address: 500 East Capitol Avenue  
State Capitol  
Pierre, South Dakota 57501  
605-773-4884, phone  
605-394-6946, fax  
[John.Konenkamp@ujs.state.sd.us](mailto:John.Konenkamp@ujs.state.sd.us) (e-mail)  
[www.sdjudicial.com](http://www.sdjudicial.com)

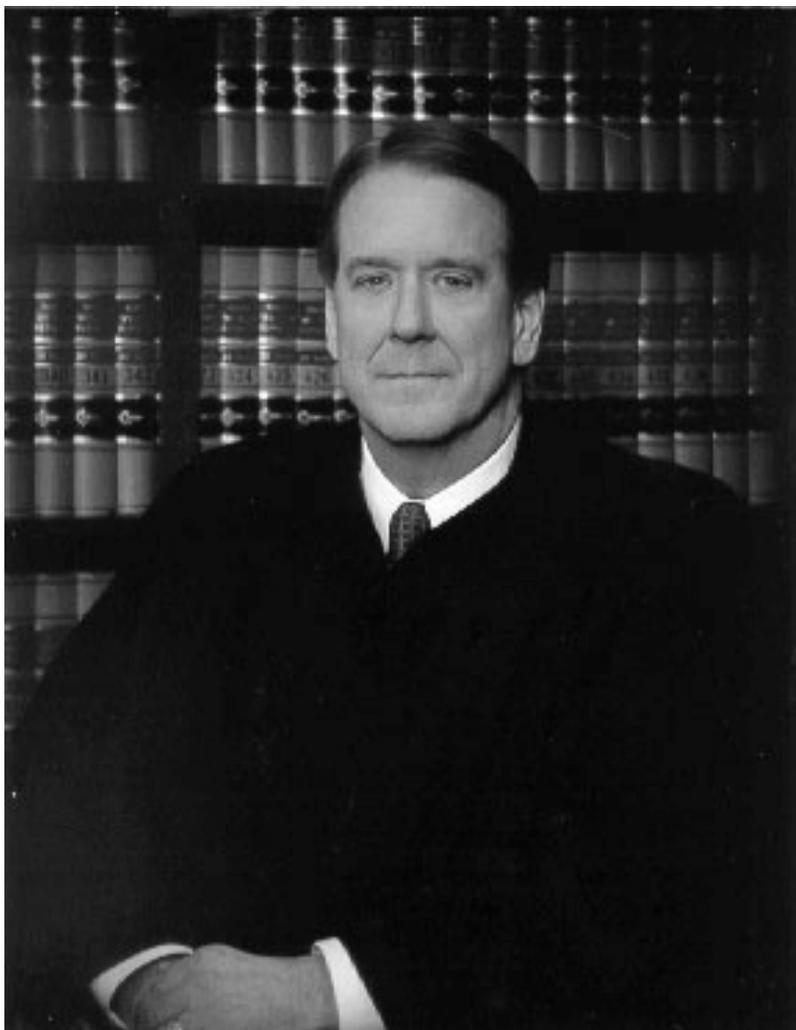
Spouse: Geri

Date of Birth: October 20, 1944, Pierre, SD

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 of 1988, he became Presiding Judge of the Seventh Circuit. He was appointed to the Supreme Court in 1994 after ten years on the trial bench. He is a member of the State Bar of South Dakota, American Legion, and Pennington County Bar Association. He is a member of the Board of Directors 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 and the protection of children, including 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: 500 East Capitol Avenue  
State Capitol  
Pierre, South Dakota 57501  
605-773-4885, phone  
605-772-6128, fax  
[www.sdjudicial.com](http://www.sdjudicial.com)

Date of Birth: September 18, 1950, Minneapolis, MN

Married: Sandra A. Aaen

Children: Sarah A. and Kelly N.

Lutheran. Bachelor of Science, University of South Dakota, 1972; Juris Doctorate, University of South Dakota, 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; Sixth Circuit Court Judge, 1987-1997; Presiding Judge, 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  
State Capitol  
Pierre, South Dakota 57501  
605-773-4881, phone  
605-367-5744, fax  
[Judith.Meierhenry@ujs.state.sd.us](mailto:Judith.Meierhenry@ujs.state.sd.us) (E-mail address)  
[www.sdjudicial.com](http://www.sdjudicial.com)

Date of Birth: January 20, 1944, Burke, SD

Married: Mark Meierhenry

Children: Todd and Mary

Lutheran. B.S., University of South Dakota, 1966; M.A., 1968; J.D., 1977; Teacher, 1966-1974; Private Law Practice, Vermillion, 1977-1978; S.D. State Economic Opportunity Office, 1979; S.D. Secretary of Labor, 1980-1984; S.D. Secretary of Education and Cultural Affairs, 1983-1984; Senior Manager and Assistant General Counsel, Citibank South Dakota, Sioux Falls, 1985-1988; Second Circuit Court Judge, 1988-present; Presiding Judge, 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, Yankton Counties, and all but the Northwest portion of Lincoln County.

# Former Justices of the Supreme Court<sup>a</sup> 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 <sup>b</sup>
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

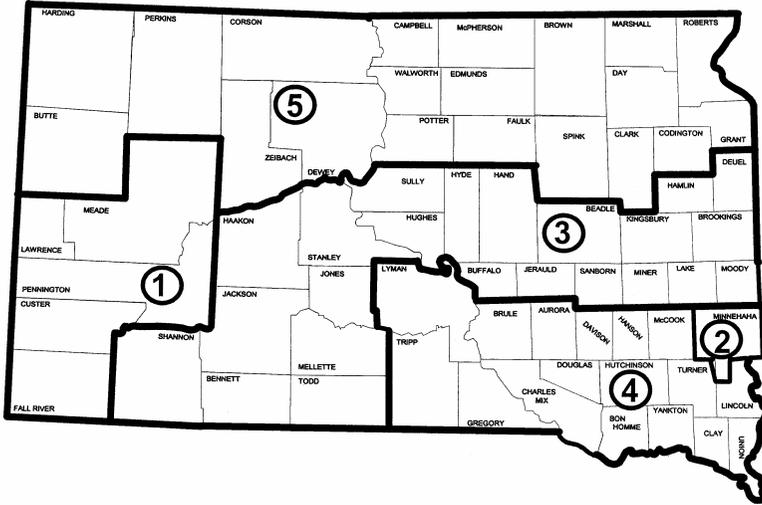
Dighton Corson, District 1 .....	1889-1913
Alphonso G. Kellam, District 2 .....	1889-1896
John E. Bennett, District 3 .....	1889-1893
Howard G. Fuller, District 3 .....	1894-1908 <sup>a</sup>
Dick Haney, District 2 .....	1896-1913 <sup>b</sup>
Charles S. Whiting, District 3 .....	1908-1922 <sup>c</sup>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

❖ Notes on following page.

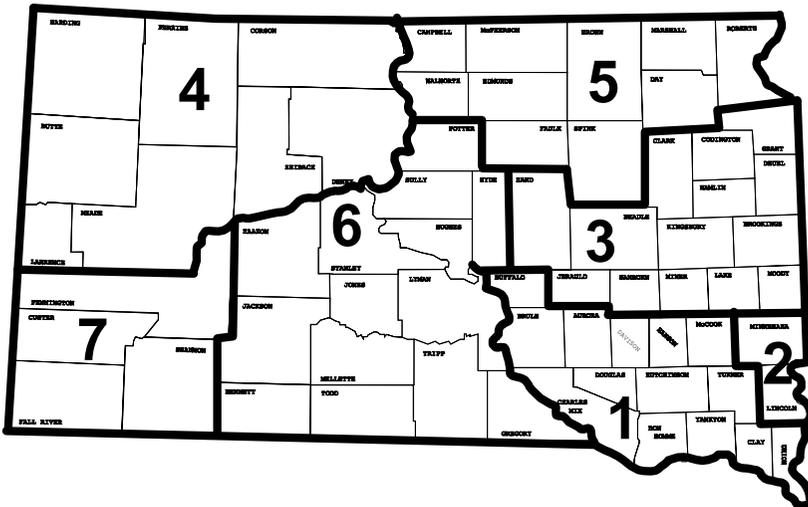
**Former Justices of the Supreme Court Notes**

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

### Supreme Court District Map



### Judicial Circuits of South Dakota



## Members of the Circuit Court



**James Wallace Anderson** - Address: PO Box 1238, Pierre 57501. Phone: 605-773-3971 Fax: 605-773-6492. Date Of Birth: Tuesday, October 02, 1945, Philip. Spouse: Kayleen Burns. Children: Brett Donald, Scott James, Christopher Wallace, Heather Kay and Amber Kathleen. Lutheran. B.A. in Political Science, University of South Dakota, 1967; J.D., University of South Dakota, 1974; U.S. Marine Corps, 1969-1972; Tidball and Kemnitz, 1975-1977; Haakon County Deputy State's Attorney, 1975-1977; Sixth Circuit Court Law Trained Magistrate, 1977-1981; Vice President, Oahe Family YMCA; member, VFW; Presiding Judge, 1987-1988; Circuit Court Judge, 1981-present (serving in the Sixth Circuit).



**Bruce V. Anderson** - Address: Lake Andes, South Dakota(work), Wagner 57380. Phone: 487-7664 Date Of Birth: Thursday, January 10, 1963, Platte, SD. Spouse: Tila Anderson. Children: Three Children. Graduated from Wagner Community High School in 1981; Participated in Youth For Understanding Student Foreign Exchange program to Sweden 1981; Graduated from Jamestown College 1985; Graduated from the 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, SD 1992-1996; Served as part-time Magistrate Judge for the First Circuit 1995-2006; Circuit Court Judge, 2006-present. (serving in the First Circuit).



**John W Bastian** - Address: RR 1 Box 720, Belle Fourche 57717. Date Of Birth: Monday, July 17, 1950, Aberdeen. Spouse: Jana Lynn Timmer. Children: Ellen Kaye and Hannah Elizabeth. B.S., South Dakota State University, 1977; J.D., Hamline University School of Law, St. Paul, MN, 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, 1993-present (serving in the Fourth Circuit).

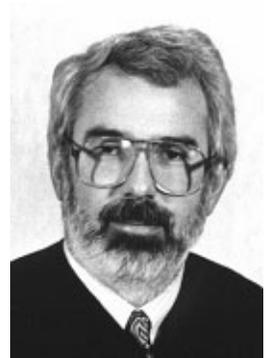
**Timothy W. Bjorkman** - Address: P.O. Box 504, Salem. Phone: 425-3271 Date Of Birth: Monday, October 08, 1956, Viborg, SD. Spouse: Carol Kay (Ontjes) Bjorkman. Children: James, John, Sam, and Seth Bjorkman. Christian. Graduate of Kimball High School, and USD, and USD School of Law. Senior Comments Editor, Law Review Board. Private practice of law, 1983-2006 at Bridgewater, SD. Member State Bar of South Dakota, Chair, SD Civil Pattern Jury Instruction Committee, 2005-present; Member SD Trial Lawyers Ass'n, Board of Governors, past terms; SD Board of Pardons and Paroles, 2002-06. First Circuit Judge, 2007-present (serving in the First Circuit).



**Kathleen K. Caldwell** - Address: 425 N. Dakota Avenue, Sioux Falls 57104. Phone: 605-367-5920 Fax: 605-367-5916. Date Of Birth: Friday, August 26, 1949, Rochester, MN. Spouse: Robert L. Caldwell. Children: Maria Megan Kilmer. B.A., Colorado State University, Fort Collins, CO, 1971; J.D., University of South Dakota, 1980; Attorney-at-law; Peace Corps small business advisor volunteer in Ethiopia, 1971-1973; Child Support Referee, 1989-1993; Deputy State's Attorney, 1986; Bankruptcy Trustee, 1983-1989; Private Practice, 1980-1993; S.D. Judges Association; Circuit Court Judge, 1993-present (serving in the Second Circuit).



**Jeff W. Davis** - Address: PO Box 230, Rapid City 57709. Phone: 605-394-2571 Fax: 605-394-6628. Date Of Birth: Thursday, 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; B.S., University of South Dakota, 1970; J.D., University of South Dakota, 1973; Army ROTC; Seventh Circuit Law-Trained Magistrate, 1976-1979; Member, State Bar of South Dakota; S.D. Judges Association; Circuit Court Judge, 1979-present; Presiding Judge, 2006-present (serving in the Seventh Circuit).





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



**Jerome A Eckrich** - Address: PO Box 939, Sturgis 57785. Phone: 605-347-4413 Fax: 605-347-4413. Date Of Birth: Tuesday, October 04, 1955, Milwaukee. Spouse: Sheila A. Barnett. Children: Samuel, Peter, and Allison. Roncalli High School, 1973; B.S. University of South Dakota, 1980; J.D/M.P.A., University of South Dakota, 1984; Brown County Deputy States Attorney, 1984; Private Law Practice, 1985-1998; Circuit Court Judge, 1998-present (serving in the Fourth Circuit).



**Glen W Eng** - Address: PO Box 63, Yankton 57078. Phone: 605-668-3614 Date Of Birth: Tuesday, December 12, 1950, Flandreau. Spouse: Carla J. Eng. Lutheran. Flandreau High School, 1969; U.S. Army, 1969-1971, Vietnam; B.A. University of South Dakota, 1974; J.D., University of South Dakota, 1980; 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 Attorney’s Association, 1998-2000; Circuit Court Judge, Circuit Court Judge, 2000-present (serving in the First Circuit).

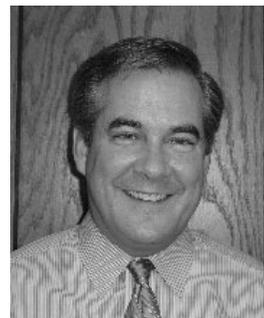
**Jon R Erickson** - Address: PO Box 1358, Huron 57350. Phone: 605-353-7171 Fax: 605-353-7306. Date Of Birth: Wednesday, May 10, 1950, Watertown. Spouse: Patricia Blackford. Children: Ann Blackford Erickson. Lutheran. B.A. and J.D., Univ. of South Dakota, 1975; Andera, Margadant and Erickson Associate, Chamberlain, 1975-1980; Brule Co. Deputy State's Attorney, 1975-1980; Assistant Attorney General, State of S.D., 1980-1987; Assistant U.S. Attorney, District of S.D., 1987-1988; Member, S.D. Board of Pardons and Paroles, 1981-1985, Chair, 1985-1987; President, S.D. Judges Assoc., 1996-1997; Chair, Ethics Committee, S.D. Judges Assoc., 1991-1996; Member, UJS Planning Council, 1996-1998; Member, Judicial Qualifications Commission, 2000-present; Circuit Court Judge, 1988-present (serving in the Third Circuit).



**Jon S. Flemmer** - Address: 711 West 1st Street, Webster 57274. Phone: 605-345-3771 Fax: 605-345-3818. Date Of Birth: Monday, May 21, 1956, Andover. Spouse: Jill Anderson Flemmer. Children: Seth. South Dakota State University, B.S. Animal Science, 1978; University of South Dakota Law School, J.D., 1981; Practicing Attorney and Partner, Syvertson and Flemmer, Clark, SD, June 1, 1981 to March 3, 1991; Clark County State's Attorney, Elected in 1984 and Re-elected in 1988; Magistrate Judge, Fifth Judicial Circuit, Aberdeen, 1991-1999; Circuit Court Judge, 1999-present (serving in the Fifth Circuit).



**Vincent A. Foley** - Address: 314 Sixth Avenue, Brookings 57006. Phone: 605-688-4202 Date Of Birth: Sunday, August 05, 1962, Pierre. Spouse: Patricia M. Foley. Children: Mary, Andrew, John, Joseph, and Thomas. 1980, Watertown High School; B.A. 1984, University of Notre Dame du Lac; J.D. 1987, University of South Dakota School of Law. Watertown City Attorney, 1994-2000; Codington County State's Attorney, 2000-2006; Chair, South Dakota Open Meetings Commission, 2005-2006. Circuit Court Judge, 2007-present (serving in the Third Circuit).





**Pete Fuller** - Address: PO Box 230, Rapid City 57709. Phone: 605-394-2571 Fax: 605-394-6628. Date Of Birth: Wednesday, February 17, 1943, Aberdeen. admitted to bar, 1968, South Dakota and U.S. Supreme Court; Education: Iowa State University and University of South Dakota (B.A., 1965); University of South Dakota (J.D., 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; Member and Chair, 1990-1994, South Dakota Judicial Qualifications Commission; Member of the Board of Bar Examiners, 1995-present; Member of the State Bar of South Dakota, American Bar Association and the Association of Trial Lawyers of America; Circuit Court Judge, 2003-present (serving in the Seventh Circuit).



**David R Gienapp** - Address: 314 6th Avenue, Brookings 57006. Phone: 605-668-5705 Fax: 605-668-4838. Date Of Birth: Sunday, April 05, 1942, Brookings. Spouse: Nancy Gienapp. Children: Ryan Gienapp, Tracy Crum. Chester High School; BA University of South Dakota; JD University of Wyoming; Clerk South Dakota Supreme Court, 1967-1968; Asst. South Dakota Attorney General, 1968-1969; Asst. U.S. Attorney, 1969-1976; private practice, Arneson, Issenhuth & Gienapp, 1976-2002; Four year Chairman of the Judicial Qualifications Commission; President of SD Trial Lawyers Association, 1981-1982; President of SD Bar Association, 1994-1995; Member, State Bar of SD, American Bar Association, 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 of the SD State Board of Education, 1988-1994; SD Board of Regents, 1993-2002, President 1997-1998; Circuit Court Judge, 2002-present (serving in the Third Circuit); Third Circuit Presiding Judge, 2007-present.



**Steven R. Jensen** - Address: 209 E. Main Street, Suite 230, Elk Point 57025. Phone: 761-1200 Fax: 356-3687. Date Of Birth: Saturday, May 18, 1963, Viborg. Spouse: Sue L. Jensen. Children: Rachel, Ryan, Andrew. Christian. BA Bethel College, St Paul MN, 1985; J.D., University of South Dakota, 1988, Law Clerk to Justice Richard W. Sabers, 1988-1989. Partner, Cray, Huff, Inskter, Sheehan, Ringgenberg, Hartnett, Storm & Jensen, P.C. 1989-2003; Circuit Court Judge, 2003 to present (serving in the First Circuit).

**Warren G. Johnson** - Address: PO Box 626, Deadwood 57732. Date Of Birth: Wednesday, March 16, 1949, Flandreau. Spouse: Eileen E. Mach. Children: Darin and Nathan. Lutheran. Attorney-at-law. Flandreau High School, 1967; B.A., University of South Dakota, 1971; J.D., 1974; Private Law Practice, 1974-1982; Butte County Deputy State's Attorney, 1976; Lawrence County Deputy State's Attorney, 1977-1982; S.D. Judges Association President, 1992-1993; Judicial Qualifications Commission Member, 1989-1993; Secretary, 1992-1993; Circuit Court Judge, 1982 present (serving in the Fourth Circuit); Presiding Judge Fourth Circuit, 1986 present.



**Janine M Kern** - Address: PO Box 230, Rapid City 57709. Phone: 605-394-2571 Fax: 605-394-6628. Date Of Birth: Tuesday, February 14, 1961, Yankton. Catholic. Attorney-at-law. Andes Central High School, Lake Andes, 1979; B.S. in political science, Arizona State University, 1982; J.D., University of Minnesota, 1985; Office of Attorney General Appellate Division, 2 years; State Drug Prosecutor, 6 years; Director of Litigation Division, 3 years; 1990 Governor's Award for Employee Excellence; Member, Our Lady of Perpetual Help Cathedral; Circuit Court Judge, 1996-present (serving in the Seventh Circuit).



**Peter H. Lieberman** - Address: 425 North Dakota Avenue, Sioux Falls 57104. Phone: 605-367-5920 Fax: 605-367-5979. Date Of Birth: Thursday, January 01, 1948, Brooklyn, New York. Spouse: Carla Fauske. Attorney at Law; Bard College, Annandale-on-Hudson, New York, 1965-1968; Farm Hand, Fowler Dairy Farm, Millbrook, New York, 1969; B.A., Long Island University, 1970; J.D., University of South Dakota, 1974. Law Clerk, S.D. Supreme Court, 1974-1975; Assistant Attorney General, 1975-1978; Magistrate Judge, Second District, 1978-1995; Adjunct Professor of Law, 1982, 1994; Circuit Court Judge, 1995-present (serving in the Second Circuit).





**Randall L. Macy** - Address: P. O. Box 626, Deadwood 57732. Phone: 578-2044 Fax: 578-3613. Date Of Birth: Tuesday, August 19, 1952, Cooperstown, ND. Spouse: Eylene Olsen. Children: Marc and Eric Macy. Attended Brigham Young University, 1971-1974; B.S., Black Hills State University, 1974-1977; J.D., University of South Dakota, 1981-1984; Private Law Practice, 1984-2002; Magistrate Judge Fourth Circuit, 2002-2005; Secretary-Treasurer of the South Dakota Judge's Association, 2003-2005; Circuit Court Judge, 2005-present (serving in the Fourth Circuit).



**Scott P. Myren** - Address: PO Box 328, Selby 57472. Phone: 649-7628 Date Of Birth: Tuesday, September 22, 1964, Mobridge, SD. Spouse: Dr. Virginia Trexler-Myren. Children: Tessa and Isabel. Mobridge H.S., 1982; B.S., University of South Dakota, 1985; J.D., Rutgers University, 1988; Editor for Rutgers Law Journal; Private Practice in Denver, Colorado; Staff Attorney for South Dakota Supreme Court; Administrative Law Judge for State of South Dakota; Magistrate Judge for Sixth Judicial Circuit, 1994-2004; Circuit Court Judge 2004-present (serving in the Fifth Circuit).



**Joseph Neiles** - Address: 425 N. Dakota Ave., Sioux Falls 57104. Phone: 605-367-5920 Fax: 605-367-5979. Date Of Birth: Monday, May 21, 1951, Sioux Falls. Spouse: Jane Chris (Christensen) Neiles. Children: Lindsay, Brittany, Shauna. Roman Catholic. B.S. in Mathematics, 1973, J.D., 1976, USD; Pennington Co. Public Defender, 1976-1981; Minnehaha Co. Public Defender, 1981-1983; Partner in Zimmer, Richter, Duncan and Neiles, 1983-1985; Member, S.D. Judges Assoc., 1986-present; State Bar of S.D., 1976-present; Past Chairman of the State Bar Criminal Law Committee and the State Bar Indigent Defense Committee; Substitute Instructor, Trial Techniques, USD; Law School, 1995; Magistrate Judge, Second Judicial Circuit, Jan. 1986 to Aug. 1997; Circuit Court Judge, 1997-present (serving in the Second Circuit);

**Tony L. Portra** - Address: PO Box 1087, Aberdeen 57402. Phone: 605-626-2450 Fax: 605-626-2491. Date Of Birth: Wednesday, September 04, 1968, Havre, MT. Spouse: Jamie. Children: Jake and Andie. Judge Porta was sworn in as Circuit Court Judge on August 14, 2006, to fill the vacancy created by Circuit Judge Larry Lovrien's retirement. He was then elected to that same position on November 7, 2006. Judge Portra had served as a magistrate judge for the Fifth Circuit since 1999, and prior to that, he worked for the South Dakota Attorney General from 1995-1996 and for the law firm of Richardson, Wyly, Wise, Sauck and Hieb from 1996-1999. Judge Portra is a 1987 graduate of Aberdeen Central High School and a 1994 graduate of the University of South Dakota School of Law; Circuit Court Judge, 2006-present (serving in the Fifth Circuit).



**Patricia C. Riepel** - Address: 425 North Dakota Avenue, Sioux Falls 57104. Phone: 605-367-5920 Fax: 605-367-5979. Date Of Birth: Monday, March 15, 1954, Weehawken, New Jersey. Spouse: John Schlimgen. Children: Catherine, Elizabeth and Anthony. Catholic. B.A., Montclair State College, Upper Montclair, NJ, 1977; J.D., University of South Dakota, 1981; Educator, 1977-1979; Public Defender, 1982-1995; Law Trained Magistrate Judge, 1995-2006; Circuit Court Judge 2007-present (serving in the Second Circuit).



**Ronald K. Roehr** - Address: PO Box 1054, Watertown 57102. Phone: 605-882-5090 Fax: 605-882-5106. Date Of Birth: Thursday, October 14, 1948, Aberdeen. Spouse: Jane Wise Roehr. Children: Alison Roehr. Methodist. B.A., 1970, and J.D., 1974, University of South Dakota; Private Practice in Milbank, 1974-1994; Grant County State's Attorney, 1977-1984; Circuit Court Judge, 1994-present (serving in the Third Circuit).





**Arthur L. Rusch** - Address: PO Box 377, Vermillion 57069. Phone: 605-677-6757 Fax: 605-677-8885. Date Of Birth: Saturday, March 16, 1946, Mitchell. Spouse: Lana Koepp. Children: Matthew, Elizabeth, Jonathon, Mark. Catholic. B.S.Bus.Admin., University of South Dakota, 1968; J.D. Cum Laude, USD, 1971; U.S. Army, commissioned 2nd Lt., 1968, Active Duty, 1971. Law Clerk, 7th Circuit, 1971-72; Private Practice, Vermillion, 1972-1994; Clay County States Attorney, 1973-1985; City Attorney, North Sioux City, 1974-1986; Special Asst. Attorney General, 1989-1990; President, USD Student Assoc., 1967-1968. Past President, States Attorney's Assoc.; Member, SD Judges Assoc., American and SD Bar Assoc., Knights of Columbus, Lions, Sioux Council BSA Board of Directors; Circuit Court Judge, 1994-present (serving in the First Circuit); Presiding Judge First Circuit, 1995-present; Chairman of Presiding Judges, 1995-1997.

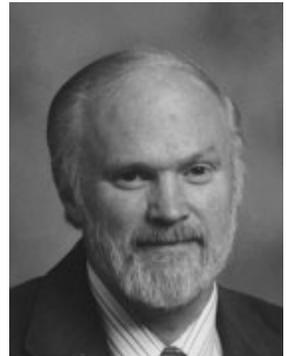


**Glen A. Severson** - Address: 425 North Dakota Avenue, Sioux Falls 57104. Phone: 605-367-5920 Fax: 605-367-5979. Date Of Birth: Wednesday, March 09, 1949, Sioux Falls. Spouse: Mary Schweitzer Severson. Children: Thomas and Kathryn. Catholic. B.S. and J.D., University of South Dakota; Fingerson and Severson, 1983-1992; Huron City Attorney, 1977-1992; Deputy State's Attorney, 1975; Benson, Wehde, Martin and Severson, 1976-1982; S.D. National Guard, 1967-1973; Member: American Bar Association; S.D. Bar Assoc.; Minnesota Bar Assoc., Law School Foundation, 1987-1989; S.D. Trial Lawyers Assoc.; S.D. Board of Water and Natural Resources, 1986-1992; Municipal Attorneys Assoc. President, 1985; Circuit Court Judge, 1993-present (serving in the Second Circuit), Presiding Judge, 2002-present; President of SD Judges Association, 2001-2002.

**William Joseph Srstka, Jr.** - Address: 425 North Dakota Ave, Sioux Falls 57104. Phone: 605-367-5920 Fax: 605-367-5979. Date Of Birth: Thursday, September 24, 1942, Dist. of Columbia. Spouse: Carol Lee Haan. Catholic. Attended public schools in Vermillion and Wessington Springs; graduated Sioux Falls Washington High School, 1961; Attended Creighton Univ.; Graduate Univ.of South Dakota, BA, 1965, JD, 1968; Asst. Director, Rosebud Reservation Legal Services, 1968-70; Asst. Attorney General, 1970-73; Private Practice, Pierre, 1973-91, Olinger, Srstka, Lovald, Robbenolt & McCahren; Legislative Criminal Code Review Committee Chairman, 1975 and Procedure Chairman, 1976-77; SD Trial Lawyers Assoc. Sec./Treas.,1973-87, President, 1989; Centennial Comm., 1987-89; State Board of Elections, 1974-81; Board of Regents, 1980-86, President, 1981-83; Capitol Complex Restoration/Beautification Committee Chairman, 1983-91; Sioux Falls Downtown Lions; Delta Tau Delta; Delta Theta Phi; Circuit Court Judge, 1991-present (serving in the Second Circuit).



**Merton B. Tice** - Address: PO Box 230, Rapid City 57709. Date Of Birth: Wednesday, March 31, 1943, Fort Benning, GA. Spouse: Constance. Children: Elizabeth and Merton B. Tice III. Attorney-at-law. Episcopal. B.A., USD, 1965; LL.B., 1969; S.D. Pediatric Society Outstanding Service Award, 1980; S.D. Commission of Children and Youth Award, 1981; U.S. Dept. of Justice Commendation for Service On Behalf of Victims of Crime; S.D. Supreme Court Law Clerk, 1969-1970; Pennington Co. Deputy State's Attorney, 1970-1973; City Attorney, Rapid City, 1972-1973; Rapid City Municipal Judge, 1973-1975; Chair, Chief Justice's Committee on Victims and Witnesses, 1985-1988; Presiding Judge Seventh Circuit, 1994-March 1998; Circuit Court Judge, 1975-present (serving in the Seventh Circuit).





**Stuart L. Tiede** - Address: 425 N. Dakota Avenue, Sioux Falls 57104. Phone: 605-367-5920 Fax: 605-367-5979. Date Of Birth: Saturday, October 09, 1948, Huron. Spouse: Pamela Cimpl Tiede. Children: Amy, Joseph, Andrew, Jamie. Catholic. B.A. 1970 and J.D. 1975, University of South Dakota; U.S. Army 1970-72, 1st Lt. South Dakota Army National Guard 1972-75, 1st Lt. Law Clerk, U.S. District Judge Fred J. Nichol 1975-76; 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 Chr., Client Security Fund Committee; Past Member, Professional Liaison Committee; Circuit Court Judge, 2001-present (serving in the Second Circuit).

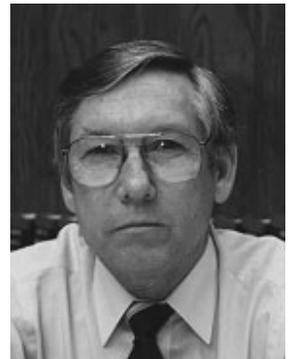


**Robert L. Timm** - Address: PO Box 1054, Codington County Courthouse, Watertown 57201. Date Of Birth: Wednesday, September 01, 1948, Watertown. Spouse: Suzanne O'Dea. Children: Charlie, Andrew. USC, B.A, 1974; USD, J.D., 1977; Mueller and Timm Law Office, partner; Chief Judge Crow Creek Sioux Tribe, 1977-1978; Assist. Attorney General, Earth Resources Division, 1978-1979; Chief Deputy Attorney General, Counsel to the S.D. Water Rights Commission, Counsel to the S.D. 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, 1987-present (serving in the Third Circuit).

**Kathleen F. Trandahl** - Address: 200 E. Third Street, Winner 57580. Phone: 604-842-38 Fax: 605-842-22. Date Of Birth: Friday, August 19, 1960, Huron. Children: Nicholas, Ryan. Catholic. B.S., Augustana College, 1982; J.D., USD, 1985; Owner, Trandahl Law Office, 1993-94; Partner, Rahn and Trandahl, 1988-93; Associate, Covey Law Office and Tripp County Deputy State's Attorney, 1986-88; Law Clerk, Third Circuit, 1985-86. Member: SD Bar Association, 1986-present; Rosebud Bar Association, 1986-present, President 1997-98; Sixth Circuit Bar Association, 1986-present; South Dakota Trial Lawyers Association, 1986-present. Governor's Commission on Indian Child Welfare Act, 2004-2005; Equal Justice Commission, 2005-2006; Judicial Bar Liaison Committee, 1998-present; SD Judges Association, 1994-present, President 2001-2002.; Judicial Evaluation Committee, Co-Chair 2001-2003; Judicial Workload Committee, 2002-2003; UJS Planning Council, 1996-99; Jury Orientation Committee, 1995; Criminal Pattern Jury Instructions Committee, 1993-98; Public Information Committee, 1987-91; Jury Verdict Survey Committee, 1990; Circuit Coordinator for the Citizenship in our Schools Program, 1990-91. Winner Chamber of Commerce, President, 1990, Board Member 1988-91, Member 1988-94; Winner Alcohol and Drug Counseling Services, President and Board Member 1992-94; Tripp County Child Protection Team, 1986-88, President, 1987; Tripp County Cancer Society, Vice President, 1987-89, Secretary 1987-91; Rotary, 1992-present; Catholic Daughters, 1986-present; PEO, Chapter AM, 1982-present, President 1996-97; Immaculate Conception Catholic Church; Circuit Court Judge, 1994-present (serving in the Sixth Circuit).



**Thomas L. Trimble** - Address: PO Box 230, Rapid City 57709. Date Of Birth: Sunday, February 21, 1943, Pierre. Spouse: Donna J. Shay. Children: Tom and Tim. B.S., Black Hills State College, 1966; J.D., University of South Dakota, 1971; Private Practice, Sieler and Trimble, Rapid City, 1971-1995; Member, S.D. Trial Lawyers Association; Pennington County Bar Association; Circuit Court Judge, 1995-present (serving in the Seventh Circuit), Presiding Judge, 2001-2006.





**Tim D. Tucker** - Address: PO Box 507, Madison 57042. Phone: 605-256-5285 Fax: 605-256-5012. Date Of Birth: Saturday, July 20, 1957, Rapid City. B.S., University of South Dakota, 1978, J.D., 1982; Master of Judicial Studies, University of Nevada, Reno, 1996; Law Clerk, 7th Circuit, Rapid City, 1982-83; Chair, Judicial Training Committee, 1991-present; Judicial Qualifications Commission, 1992-96; SD Council on Domestic Violence, 1994-96; Morgan, Fuller, Theeler and Cogley, Mitchell Associate, 1983-85; Partner, 1986 1987. Advisory Board, S.D. Center for Law and Civic Education, 1992-1993; Judicial Ethics Committee, 1989-1991; President, Trinity Lutheran Church, 1989; President, Mitchell Area Salvation Army, 1986 1987; Circuit Court Judge, 1987-present (serving in the Third Circuit); 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: Tuesday, November 02, 1943, Aberdeen. Spouse: Diana Kay. Children: John R. Von Wald, Monica M. Kuck, Tiffany A. Von Wald, and Thomas J. Von Wald. Catholic. B.S., University of South Dakota, 1965; J.D., 1967; Assistant Attorney General, 1967-1968; Private Practice, Selby, 1968-1994; Member: American Bar Association; S.D. Bar Association; S.D. Trial Lawyers Association; American Trial Lawyers Association; American Judicature Society; Brown County Bar Association & Glacial Lakes Bar Association; current President of S.D. Judges' Association. Circuit Court Judge, 1994-present (serving in the Fifth Circuit); Presiding Judge, 2003 to present.

**Lori Scully Wilbur** - Address: PO Box 758, Ft. Pierre 57532. Phone: 605-223-7777 Fax: 605-223-7738. Date Of Birth: Wednesday, September 17, 1952, Madison. Spouse: The Late Brent Wilbur. Children: Paige and Molly. Lutheran. University of South Dakota, B.A., 1974 and J.D., 1977; Supreme Court Law Clerk; Assistant Attorney General; Board of Regents; Legislative Research Council; Bureau of Personnel; Children's Care Hospital and School Board of Directors; Oahe YMCA Board of Directors; Pierre Players Board of Governors; State Bar Association Ethics Committee; South Dakota Board of Nursing; PEO; President, South Dakota Judges Association; Member, Judicial Qualifications Commission; 6th Circuit Magistrate Judge, 1992-1999, Circuit Court Judge, 1999-present, Sixth Circuit Presiding Judge, 2007-present (serving in the Sixth Circuit).



**Bradley G. Zell** - Address: 425 North Dakota Avenue, Sioux Falls 57104. Phone: 367-5920 Fax: 367-5979. Date Of Birth: Wednesday, September 14, 1960, Wessington Springs, SD. Spouse: Elaine Kempf Zell. Children: Shannon, Jennifer, Benjamin, Mariah. Lutheran. Forestburg High School, 1978; B.S. SDSU, 1982; J.D. USD, 1985. Law Clerk, 7th Circuit, Rapid City, 1985-1986; partner/owner Heidepriem, Widmayer & Zell, Miller, SD, 1986-2003; Sr.Loan-Trust Officer and Director at Valley Banks, Sioux Falls, SD, 2003; Pres-Elect/Sec. S.D. Trial Lawyers Association, 2002-2003; Circuit Court Judge 2003-present (serving the Second Circuit).



- Vacancy – First Circuit.**
- Vacancy – Second Circuit**
- Vacancy – Sixth Circuit**

