



State Bar of South Dakota Newsletter





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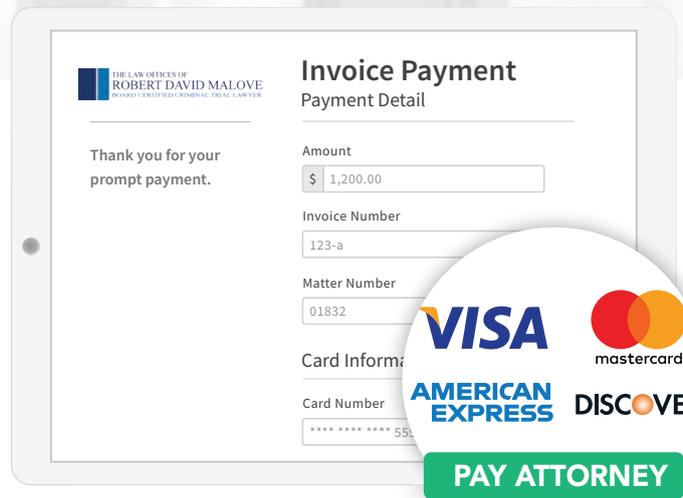
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State Bar of South Dakota

April 2019

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President's Corner *Reed A. Rasmussen*

Congratulations to Neil Fulton who was selected to be the new Dean of the USD Law School. Having been involved as a member of the Search Committee, I know there were a number of very good candidates but Neil stood out. I think he will be an outstanding Dean and will continue the Bar's close relationship with the Law School.

The vast majority of practicing lawyers in South Dakota attended law school at USD. Almost all of South Dakota's Supreme Court Justices have been USD law graduates. The Bar and the Law School need to continue working together to enhance legal education in South Dakota and fill the need for new attorneys in the state. In this regard, the Law School Committee under the leadership of Marshall Lovrien, in addition to its traditional role, is also working on helping with fundraising. This effort is being led by Bob Morris and Eric Schulte. I expect Neil Fulton will work closely with this Committee.

There were some significant developments during this year's legislative session. This included the passage of the general appropriation bill (SB 191) which contains \$50,000 in additional ongoing general funds for the Equal Access to Courts Commission. This money will be used to help provide legal services to persons who could not otherwise afford them. This is the first time in the history of South Dakota that general appropriation

money has been authorized for legal services. Special thanks go to Senator Justin Cronin for his significant assistance in getting this appropriation approved.

There was also good news with the passage of HB 1046. This was a bill promoted by the Chief Justice dealing with the Rural Attorney Program. Under the original bill, which established the Program, once all 32 slots were filled, the Program would end. Under HB 1046, the Program basically becomes perpetual with an overall ceiling of 32 slots.

These legislative successes would not have been possible without the hard work of the Chief Justice, Executive Director Andy Fergel, our lobbyists Lindsey Riter-Rapp, Bob Riter, and Margo Northrup, and Greg Sattizahn from the UJS. Lee Schoenbeck was also instrumental in getting HB 1046 passed. Thanks also go out to the other attorneys in the legislature who supported the Rural Attorney Program and funding for legal services.

The deadline for submitting your Committee preference forms to president-elect Steve Huff was April 1. If, however, you are interested in serving on a Committee, there is probably still time to get your preference form submitted. Please do so.

It has been brought to my attention that 409 members have still not submitted their Trust Compliance Certificate. The failure to provide the Certificates in a timely manner could subject members to a disciplinary complaint. It's also an expense to the Bar to follow up with those who have not complied. If you haven't submitted your Certificate, please do so immediately.

It finally looks like spring is coming. It has been a long winter and a number of people in the state still unfortunately face issues with flooding. Things are,

however, looking up. The major league baseball season started on March 20, with a game in Japan between the Mariners and the Athletics. The picture in this month's Newsletter is in honor of the beginning of the season. As you can see, I was getting ready for my baseball career

in this picture that was taken in the early 1960's. I was a fairly good hitter until they started throwing curveballs.

Reed Rasmussen
rrasmussen@sbslaw.net
605-225-5420

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by: Tamara Nash, YLS President

Spring greetings!

These past few months have been full of programming for the Young Lawyers Section. I hope many of you were able to take part and join in our efforts to either further your skill-set or give back to your community.

In February, the SDYLS co-sponsored the USD Veteran's Legal Education Group (VLEG) as they hosted Veterans legal clinics on the eastern side of the state. In two days, approximately 35 veterans were served by volunteer law students and attorneys. These clinics are an outstanding collaboration between multiple organizations to give back to such a worthy cause. If you were not able to get involved this year, please consider contacting VLEG to get information on next year's clinics!

In early March, the YLS held the Young Lawyer Bootcamps in Sioux Falls and Rapid City. Between the two cities, we hosted nearly 60 lawyers from across the state. We enjoyed great speakers, wonderful topics, and awesome mixers! I think it is safe to say, this is a staple event that I'm sure will continue for years to come. I want to thank our sponsors, Ballard Spahr and ALPS. Your support is much appreciated, thank you! I also would like to thank the Board for all their hard work, especially committee chairs Kassie Shiffermiller (Rapid City) and Anthony Sutton (Sioux Falls).

Public service programs are also underway this spring! We are in the third year of Project

Destination. Project Destination embodies the goal of recruiting Native American students for the practice of law. Project Destination's design is a moderated panel. Panelists answer questions on anything relating to law school or law practice. They seek to field questions about law school, the application process, financial aid experiences, locating resources, areas of practice, and the law's dedication to the community. This year, #SDYLS is slated to attend five schools in March and April: USD, BHSU, Red Cloud Indian School, Pierre Indian Learning Center, and SDSU. If you are interested in participating, please contact a board member! As many of you who have already participated in these events know, nothing is more rewarding than sharing our time and talents with students.

As the months pass, be prepared for more circuit mixers in your area. Please use these occasions as fun mentorship opportunities. I guarantee there is a young lawyer within your circuit that would gladly accept some mentorship advice. These mixers offer a prime opportunity to form new relationships and provide mentorship guidance. Checkout our Facebook for details on a mixer near you!

With the #SDYLS busy with all of these events, we are also keeping our eye on the Annual Meeting in June. Stay tuned for more information on all of our YLS events! Including a revamp of our welcome reception (Wednesday, June 19th).

Another highlight at the Annual Meeting for the #SDYLS is honoring the Young Lawyer of the Year awardee. If you know a worthy young lawyer, please submit your nominations to President-Elect Nate Chicoine at nathan@demjen.com. Further

information about the award criteria is available in this Newsletter.

In closing, I encourage you to reach out to any of our Board members to voice your concerns and ideas. Your 2018-2019 Board of Directors are:

- President- Tamara Nash (Sioux Falls)
- Vice-President – Nathan Chicoine (Rapid City)
- Secretary/Treasurer – Carrie Srstka (Pierre)
- 1st Circuit Representative – Justin Johnson (Mitchell)
- 2nd Circuit Representative – Anthony Sutton (Sioux Falls)
- 3rd Circuit Representative – Brittany McKnight (Brookings)
- 4th Circuit Representative – Nicholas Peterson (Spearfish)
- 5th Circuit Representative – Ryan Dell (Aberdeen)
- 6th Circuit Representative – Holly Farris (Pierre)
- 7th Circuit Representative – Kassie Shiffermiller (Rapid City)
- At Large Representative – Kelsey Knoer (Sioux Falls)
- Law Student Representative – Jenna Schweiss (Vermillion)

Kindest Regards,
Tamara Nash

JUNE CLE TOPICS ANNOUNCED

WEDNESDAY:	ALPS/Ethics	<i>Choose Your Own Adventure:</i>		THURSDAY:
		<i>Chemical Dependency and Addiction Affecting Society and the Law</i>	<i>Title Insurance Update Issues</i>	
	<i>When Immigration Issues Show Up in Family Law Cases</i>	<i>Unwinding Irrevocable Trusts</i>	<i>Law Practice Management Software</i>	
	<i>Internet Crimes Against Children</i>	<i>Committee Chair or E-Courts Training</i>	<i>Litigating Undue Influence and Lack of Capacity Claims</i>	
	<i>Early Bird</i>			

*committee chair and e-courts trainings will be repeated in the afternoon

Fellows of the South Dakota Bar Foundation

Many South Dakota lawyers have risen to the challenge of making SD Bar Foundation a favorite charity. Such generosity deserves public acknowledgement. Therefore, the Bar of Directors has created a "Fellows" program to not only make such acknowledgement, but also to provide opportunity for more of our members to participate and determine their personal level of professional philanthropy. Participation can be on an annual basis or by pledge with payments over a period of time. All contributions made to the "Fellows" program will be deposited in the Foundation's endowment account managed by the SD Community Foundation - famous for low management fees and excellent investment returns. Donations to the endowment are tax deductible and a perpetual gift to our profession and the educational and charities the Foundation supports.

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LIFE FELLOW: \$25,000 plus -
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Hon. John B. Jones Hon. Jack R. Von Wald
Charles L. Riter

SILVER FELLOWS: \$1,000 per year

Kimberly A. Mortenson, Scott C. Moses (In memory of William J. Janklow), Timothy J. Rensch, Hon Jack Von Wald, Gregory A. Yates

FELLOWS: \$500 per year **Hon. John Bastian, Hon. John L. Brown, Mary Jane Cleary, Edwin Evans, Craig A. Kennedy, Richard Kolker, Hon. Judith Meierhenry, Hon. Bobbi Rank, Robert C. Riter, Thomas E. Simmons, Mrg Simon, Jason Robert-Feil Sutton, Barry Vickrey**

\$10,000 PRESIDENTIAL FELLOWS

John P. Blackburn	Bob Morris
Richard D. Casey	Thomas J. Nicholson
Hon. Michael Day	Gary J. Pashby
Robert B. Frieberg	Stephanie E. Pochop
Thomas H. Frieberg	Reed A. Rasmussen
David A. Gerdes	Pamela R. Reiter
Hon. David R. Gienapp	Robert C. Riter
Patrick G. Goetzinger	Eric C. Schulte
G. Verne Goodsell	Jeffrey T. Sveen
Robert E. Hayes	Charles M. Thompson
Terry L. Hofer	Richard L. Travis
Steven K. Huff	Thomas J. Welk
Hon. Charles B. Kornmann	

GOLD FELLOWS: \$5,000 -

Cumulative, including Pledge
Richard A. Cutler Dana J. Frohling
William F. Day, Jr. Richard L. Kolker
P. Daniel Donohue Scott C. Moses

YOU ARE INVITED TO JOIN!

Fellows of the South Dakota Bar Foundation

Foundation funds go to very important projects, including: Legal Services Programs in SD, Rural Lawyer Recruitment, SD Public Broadcasting of Legislative Sessions, SD Guardianship Program, Teen Court, Ask-A-Lawyer and Educational videos on aging, substance abuse and mental health issues.

Full Name _____

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City _____ State _____ Zip Code _____

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- Diamond Fellow – over \$10,000, cumulative.
- Platinum Fellow – \$10,000, cumulative.
- Gold Fellow – \$5,000, cumulative.
- Silver Fellow – \$1,000 per year.
- Fellow – \$500 per year.

In Memoriam

Donations in memory of a lawyer or judge may be made and will be deposited in the endowment fund. Such donations will be combined to qualify the deceased lawyer/judge as a fellow.

Today I am sending \$_____ (amount) to begin my gift.

Mail payment to:
State Bar of South Dakota
222 E. Capitol Ave., #3
Pierre, SD 57501

Or you can email this form to:
tracie.bradford@sdbar.net or call 605-224-7554 to set up a payment.

Donations to the endowment are tax deductible and a perpetual gift to our profession and the education and charities the Foundation supports.



Hello Attorneys of South Dakota:

My name is Marcus Ireland and I am an honors student at the University of South Dakota. For my honors thesis, I am looking into South Dakota's judicial candidate pool to examine the effects gender has on judicial ambition. In order to effectively examine these effects, I need to collect data regarding members of the judicial candidate pool—these members being the practicing attorneys of South Dakota. If you could fill out this brief survey to provide essential data for my thesis, I would greatly appreciate it. No identifying information is being collected through your responses to this survey. Furthermore, all responses are being password protected and encrypted once turned into usable data. The survey is estimated to take only eight (8) minutes to complete.

You can find the survey at this link: <https://www.surveymonkey.com/r/JudicialApplication>
Thank you for your participation.

If you have any questions, feel free to email Marcus Ireland at Marcus.Ireland@coyotes.usd.edu or call Marcus at (605)370-1193. Thank you again!

*by filling out the survey you are consenting to the use of the data in my thesis, thank you!

Sincerely,

A handwritten signature in cursive script that reads "Marcus Ireland".

Marcus D. Ireland

University of South Dakota Class of 2019

Political Science & Philosophy Major

Mock Trial, Treasurer

Pi Sigma Alpha, Secretary

Pre-Law Society, Founder

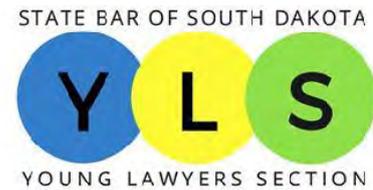
Resident Assistant, Richardson-Olson



JE Marsh Consulting

I retired from the state with 30 years' experience as an administrative law judge and director, advising people about workers' compensation, employment discrimination, fair labor standards, unemployment compensation, and public collective bargaining issues. I can serve you with consultation, mediation, arbitration, and expert witness services at an affordable price. Contact me for more information:

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www.jemarshconsulting.com



Dear South Dakota Young Lawyer:

The South Dakota Young Lawyers Section is accepting nominations for President-Elect, Secretary-Treasurer, all odd-numbered circuits, and the Fourth Circuit to the SD YLS Board of Directors. Elections will be held during the State Bar Convention in Rapid City, June 19-21, 2019, and elected officers will be announced during the Annual Meeting of the State Bar on June 21, 2019. Interested candidates should submit their name along with a letter of interest to Tamara Nash, SD YLS Board President, by **May 17th, 2019**.

Please send your letter of interest to: Tamara.Nash@state.sd.us.

The SD YLS Board of Directors also would like to invite all attorneys to participate in our events at the State Bar Convention, June 20-22, 2018, including:

- **Speed Networking Reception** where first-time Annual Meeting attendees and non-USD alumni can socialize and visit with YLS Board Members and other attorneys about what to expect at their first Bar Convention, held on Wednesday at noon.
- **Legalpalooza** and the announcement of the **SD Young Lawyer of the Year** recipient, held on Wednesday evening before the Banquet.**
- **Board of Directors Elections** where the Section will elect its new officers and odd circuit representatives. This event will be held at the Friday business meeting.

Look forward to more details on these events in the State Bar newsletter and the State Bar Meeting program.

If you have any questions regarding the election process or positions on the SD YLS Board of Directors, feel free to contact any member of the Board of Directors.

Thank you!

The SD Young Lawyers Section Board of Directors:

President- Tamara Nash (Sioux Falls)
Vice-President – Nathan Chicoine (Rapid City)
Secretary/Treasurer – Carrie Srstka (Pierre)
1st Circuit Representative – Justin Johnson (Mitchell)
2nd Circuit Representative – Anthony Sutton (Sioux Falls)
3rd Circuit Representative – Brittany McKnight (Brookings)
4th Circuit Representative – Nicholas Peterson (Spearfish)
5th Circuit Representative – Ryan Dell (Aberdeen)
6th Circuit Representative – Holly Farris (Pierre)
7th Circuit Representative – Kassie Shiffermiller (Rapid City)
At Large Representative – Kelsey Knoer (Sioux Falls)
Law Student Representative – Jenna Schweiss (Vermillion)

**This event is co-sponsored with the South Dakota Trials Lawyers Association and the South Dakota Defense Lawyers Association.

**AMERICAN BAR ASSOCIATION
STATE DELEGATE REPORT**

SOUTH DAKOTA
Dick Travis
dtravis@mayjohnson.com

2019 Midyear Meeting in Las Vegas

The American Bar Association convened for its Midyear Meeting in Las Vegas, Nevada, January 23 – 29, 2019.

Approximately 2,875 registrants and lawyers from across the country participated in hundreds of section, committee, task force, charitable group, and state bar leadership meetings. Attendees received topical information and the opportunity to discuss important issues facing our profession and system of justice. There were also many networking opportunities for all association members, law students, and state and local bar leaders.

The House of Delegates met on Monday, January 28, 2019. The Daily Journal of actions of the House of Delegates and the Select Committee Report can be found on the House Webpage. The Select Committee Report provides a more comprehensive summary of the newly adopted polices and all other activities and issues that were addressed at the House meeting. It includes copies of reports and resolutions, with a summary of action on each, and also provides video links to the remarks of Association Officers and VIP guests.

Of “local” significance was the election of Pat Goetzinger to a three year term as the District 10 representative to the ABA Board of Governors. Pat will assume his duties at the conclusion of the 2019 ABA Annual Meeting.

Please visit the ABA Home page to view the most current news on issues impacting our profession and your practice. Our website has been completely redone and it is terrific. Please check it out!

Your commitment to the Association really does make a difference. Please encourage other lawyers, especially those recently admitted to the bar, to join the ABA. Explain why you’re a member and the benefits you’ve found in ABA membership. Let them know that ABA Member Advantage includes savings and discounts for products and services of value for their law practice ranging from Travel and Lifestyle, Insurance and Finance, Office Products/Services, and Technology and Communications.

Please consider attending the ABA 2019 Annual Meeting to be held in **San Francisco, California**, August 8-13. Details on how to register for the 2019 Annual Meeting will soon be available on the ABA website.

As always, if you have any questions or comments, or if I can be of assistance helping you navigate the many programs and benefits of our Association, please let me know.

Regards,
Dick Travis
ABA South Dakota State Delegate



YOUNG LAWYERS SECTION STATE BAR OF SOUTH DAKOTA

PRESIDENT

TAMARA NASH
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Nathan@demjen.com

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Sioux Falls, SD 57104
(605) 367-5880
Caroline.Srstka@state.sd.us

BOARD OF DIRECTORS

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Rapid City

At Large
KELSEY KNOER
Sioux Falls

Law Student
JENNA SCHWEISS
Vermillion

THE YOUNG LAWYERS SECTION SEEKS NOMINATIONS FOR THE YOUNG LAWYER OF THE YEAR AWARD

Members of the South Dakota Bar Association are invited to submit nominations for the 2019 South Dakota Young Lawyer of the Year. The Young Lawyer of the Year Award will be presented at the State Bar Convention in June. Please consider nominating a South Dakota Young Lawyer for this award.

In order to be considered for the award, the nominee must be a member of the State Bar of South Dakota in good standing and must not have (1) reached the age of 36 years by June 19, 2019, or (2) been admitted to practice in SD or any other state(s) for more than 10 years. Past recipients of the award and lawyers currently serving on the Young Lawyers Board are ineligible for consideration. Nominees should exemplify the following characteristics:

- 1. Professional excellence;*
- 2. Dedication to serving the legal profession and the Bar;*
- 3. Service to their community; and*
- 4. A reputation that advances legal ethics and professional responsibility.*

Nominating attorneys should submit a brief letter in support of their nominee to Nathan Chicoine at Nathan@demjen.com by Friday, May 24, 2019. The letter should detail the reason(s) for the nomination and how the nominee meets the above-mentioned characteristics. We sincerely look forward to receiving your submissions. Thank you in advance.



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**I NEED A
HERO!
I'M
HOLDING
OUT FOR
A HERO
'TIL THE
MORNING
LIGHT!**

- Bonnie Tyler

A2J JUSTICE SQUAD

Thank you to the following attorneys for accepting a pro bono or reduced rate case from Access to Justice, Inc., this month! You are now a member of the the A2J Justice Squad - an elite group of South Dakota lawyers who accept the responsibility to defend justice, uphold their oath and provide legal representation to those who need it.

- Danny Smeins
- Katie Johnson*
- Manuel de Castro Jr.
- Ashely Brost

*Accepted two cases this month

**AND MUCH THANKS TO
SCOTT MOSES
FOR HIS ASSISTANCE ON SD
FREE LEGAL ANSWERS THIS
MONTH!**

Are you interested in becoming a legal superhero and member of the A2J Justice Squad?

Please send a message to Denise Langley at:
access.to.justice@sdbar.net.



HERO

a person who is admired
or idealized for courage,
outstanding achievements,
or noble qualities



Save the Date

2019 ANNUAL MEETING

Ramkota Hotel

*June 19-21
2019*

Rapid City

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ANNOUNCEMENTS

Thomas M. Keller, LLC is pleased to announce that

Mary G. Keller

is transferring her practice from Huron, South Dakota to join him in his Sioux Falls practice, effective April 1, 2019.

Mary G. Keller
400 N. Main Ave., Suite 201
Sioux Falls, SD. 57104

Telephone: (605) 338-3220
Facsimile: (605) 338-2145

mary@thomaskellerlaw.com



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- 34 years Farm Business Instructor at Mitchell Tech
- 3 years of Ag Lending
- 9 years Researching, Deposition, Testifying
- Expert witness on agriculture issues

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JOIN US FOR THE MIDWEST'S PREMIER ESTATE PLANNING EVENT

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Presented in cooperation with the University of Missouri-Kansas City School of Law



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April Medley CLE

Special **THANKS** to the Public Sector Section and the Administrative Law and Labor & Employment Law Committees for organizing this CLE!



April 12, 2019



Ramkota Hotel -
Washington Room,
Rapid City



Check-in: 8:30 am MST

9:00AM-9:15AM **Introductory Remarks** – The Honorable Craig Pfeifle, Seventh Circuit, Rapid City

Public Sector Law

9:15AM-10:15AM **Ensuring Public Access – An Update on Open Meetings Laws**
Steve Blair, Attorney General's Office, Pierre

10:15AM-11:15AM **Navigating the Quasi-Judicial Hearing**
Jack Hieb, Richardson, Wyly, Wise, Sauck & Hieb, Aberdeen

Administrative Law

11:15AM-12:15PM **Start to Finish: Handling an Administrative Appeal**
Rosa Yaeger, Department of Revenue, Pierre
Frank Marnell, SD Division of Insurance, Pierre

12:15PM-1:30PM **Administrative Law Practice: A Perspectives Panel**
(LUNCH PROVIDED BY [SD PUBLIC ASSURANCE ALLIANCE](#))

- ALJ Catherine Williamson, Office of Hearing Examiners, Pierre
- Rosa Yaeger, Department of Revenue, Pierre
- Steve Blair, Attorney General's Office, Pierre
- Hon. Craig Pfeifle, Seventh Circuit, Rapid City

Labor & Employment Law

1:30PM-2:30PM **Navigating the Employment Relationship: Hiring, Firing & Disciplining Employees**
Jennifer Frank, Lynn, Jackson, Shultz & Lebrun, Rapid City

2:30PM-3:30PM **Recent Developments & What Lies Ahead for Public Sector Employment Law & Labor Relations**
Nichole Mohning, Cutler Law Firm, Sioux Falls

This program is free to all Active Members of the State Bar of South Dakota; all others \$100.

Pre-register Online: www.statebarofsouthdakota.com



Save The Date!

**RURAL ATTORNEY RECRUITMENT
ANNUAL CONFERENCE**

**FRIDAY, MAY 17 FROM 10:00 AM
TO 5:00 PM**

**RedRossa Italian Grille
808 West Sioux Avenue
Pierre, SD 57501**

NORTHERN PLAINS WEATHER SERVICES

Dr. Matthew Bunkers of Northern Plains Weather Services is a certified consulting meteorologist (CCM) and forensic meteorologist with over 25 years of weather analysis and forecasting experience. He can provide reports, depositions, and testimony in the areas of weather and forecasting, severe summer and winter storms, flooding, applied climatology and meteorology, agriculture meteorology, and statistics. More information is provided at <http://npweather.com>, and you can contact Matt at nrnplsweather@gmail.com or 605.390.7243.

**BOB MARTIN AND
TOM NICHOLSON
(BOB & TOM)
WOULD LIKE TO
ANNOUNCE THAT THE
CLASS OF 1979
WILL BE HOLDING THEIR
40 YEAR(!)
CLASS REUNION**

**DURING
THE
BAR
CONVENTION**

**CLASS
OF**

**WEDNESDAY
6.19.19**

1979

**WE WILL HAVE A TABLE RESERVED AT THE BANQUET
AND GATHER AFTERWARDS FOR MORE FUN AND STORY-TELLING!
IF YOU WOULD LIKE TO JOIN US – PLEASE EMAIL BOB
[RAM@ROBERTMARTINPC.COM] AND TOM [TOM@NICHOLSONANDNICHOLSON.COM].
WE WILL HAVE MORE INFORMATION ABOUT REGISTERING
FOR THE BANQUET IN THE UPCOMING MONTHS!**

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Certified Business Appraisals & Certified Fraud Examination.

Contact us if you or your clients are in need of professional expertise.

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- Owner Disputes
- Sales/Purchases

Litigation Support:

- Financial Reviews
- Tax Issues
- Expert Issues
- Damage Calculations

Expert Testimony:

- Marital Dissolution
- Personal Damages
- Shareholder Dissension
- Fraud Investigation & Examination

Paul Thorstenson,
CPA/ABV, CVA, Partner
paul@kttl.com

Erica Heiser,
MBA, CVA, Director
ericka@kttl.com

Nina Braun,
CPA, CFE, Partner
ninab@kttl.com

Friends
for Life



Kettel Thorstenson, LLP

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Supreme Court
STATE OF SOUTH DAKOTA

David Gilbertson
CHIEF JUSTICE

March 18, 2019

Mr. Andrew L. Fergel
Secretary-Treasurer
State Bar of South Dakota
222 E. Capitol Ave.
Pierre, SD 57501-2596

Re: Vacancy on Board of Bar Examiners

Dear Mr. Fergel:

Neil Fulton, a member of the Board of Bar Examiners, will become the Dean of the University of South Dakota School of Law on June 3, 2019. The Court wishes Mr. Fulton success as Dean and publicly expresses its appreciation for his dedication and service to the Board.

Any attorney interested in serving on the Board of Bar Examiners is invited to advise the Court by submitting a resume no later than April 12, 2019. Letters and resumes should be addressed to:

Chief Justice David Gilbertson
Supreme Court of South Dakota
500 East Capitol Avenue
Pierre, South Dakota 57501

Very truly yours,

David Gilbertson
Chief Justice

DG:lg

cc: Sheridan Anderson
File

SOUTH DAKOTA DEPOSITION ACADEMY

TO ALL MEMBERS OF THE STATE BAR OF SOUTH DAKOTA

The purpose of this notice is to give the membership of the State Bar an explanation of the second Deposition Academy to be held this summer at the USD Law School on July 18 & 19. The first Deposition Academy was held during the summer of 2014.

Initially, a deposition program was included in the Trial Academy Program but later abandoned to devote more available time to the jury trial. Yet a key component of a successful trial practice includes training in the taking of depositions.

We were again able to partner with National Institute of Trial Advocacy (NITA) to assemble an intensive two-day program which combines instruction with student involvement in the deposition process utilizing a hypothetical fact pattern. Participants are assigned to either the plaintiff or defense side. The student involvement will be critiqued and evaluated by faculty members.

Those attending the program will master NITA's proven Funnel Technique, which provides a process to learn everything the deponent knows about a subject. In addition, participants will learn to apply various forms of questioning to gather information, gain admissions, and test theories. The program also works with participants on ways to appropriately defend a deposition, including making appropriate objections and instructions not to answer.

The South Dakota faculty has yet to be selected but, as in the past, there will be some of our best practitioners selected from plaintiffs and defense lawyers from small and large firms in the State. The USD Law School is again providing the logistic support for the program. Without the faculty and Law School, this program could not be offered.

In addition, we are fortunate to have Peter Hoffman again assisting us in the Deposition Academy. Mr. Hoffman will be giving the majority of the instructive lectures and will assist the other faculty members in their teaching duties. Mr. Hoffman has an impressive resume. Peter is a longtime law school faculty member and practicing attorney. He is also the co-author of the largest selling book on deposition practice. The combination of a national instructor and local knowledge of how depositions in South Dakota are conducted by our faculty promises a rewarding experience to participants.

The cost of the Deposition Academy is \$1,000. The Academy will be limited to 24 so the sooner you cement your spot in this year's Academy the better.

Depositions have evolved to be such an important and intricate part of a successful trial practice. The importance has increased with the evolution of more mediations and fewer trials. Learning effective deposition techniques can only increase a litigator's advantage in the practice of law. Registration requires completion and submission of an application form found in the State Bar Newsletter.

SOUTH DAKOTA STATE BAR TRIAL ACADEMY COMMITTEE

Thomas J. Welk
Chairperson

David R. Gienapp
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Richard Casey
Co-Director

Thomas J. Welk
David R. Gienapp
Richard Casey
Lonnie Braun
Melanie Carpenter
Gary Jensen
Stephanie Pochop
James Roby
Clint Sargent

Deposition Academy Registration

Sponsored by the State Bar of South Dakota and the National Institute for Trial Advocacy
July 18 to 19, 2019
USD School of Law, Vermillion, SD

Name: _____
Address: _____

Phone: _____
Email: _____
Date: _____

Please register me for the Deposition Academy. I enclose a deposit of \$500 (made payable to SD CLE, Inc.) toward the tuition cost of \$1000. I acknowledge that the deposit, should I be accepted and subsequently am not able to attend, is non-refundable unless a replacement is found. If I am not accepted, I understand that my deposit will be returned to me. I understand that no interest will be payable on returned deposit. I further understand that I will be responsible for motel and meal costs. If I am accepted, I will tender the balance of \$500 no later than July 1, 2019.

I acknowledge that there may be more applicants than available participant slots and that the Deposition Academy is primarily intended for lawyers with limited litigation experience who desire to further develop his or her skills. The following professional information relative to my professional experience will be used by the admissions committee solely to determine whether I will be accepted for the Deposition Academy and the information will be used for no other purpose nor shared with any other entity. In the event that there are more applicants than available space, I recognize that the admissions committee will accept the earlier application with deposit for similarly situated applicants.

Size of law firm: _____
Years of practice: _____
of depositions taken (estimated): _____
Brief description of your current law practice:

Mail this registration form, together with a check in the sum of \$500, payable to SD CLE, Inc. to:
State Bar of South Dakota
222 E. Capitol Ave.
Pierre, SD 57501

SHARE YOUR STORY

Are you willing to share your personal journey to help others? Our “Living Above the Bar” series, includes an article this month by Robert Burns, as he shares his story. We are seeking true stories of success redefined and authentically told... in your own voice, in your own style and with your own message. The only requirement: your story must include one concrete suggestion about how to help other lawyers.

Why do personal stories help? The SD Bar has not done a recent study of the health of our 2000+ members and likely could not afford to do so in a way that would yield highly reliable data. We generally rely upon the ABA’s evidence-based national study of the issue (as posted on our Bar webpage). Statistics aside, most of us respond to information when it has a personal connection. Anecdotal evidence suggests that around a quarter of our Bar members have health issues that can or do negatively impact professional performance and/or professional fulfillment. For example, one (1) Lawyers Concerned for Lawyers member received fourteen (14) calls for help over the 2018 Christmas holiday.

How does a tsunami of pain and burn-out like that happen among smart people who have chosen to dedicate their careers to helping others? The obvious reason is that lawyers tend to internalize their clients’ traumas and stressors. A growing body of research documents that lawyers, judges, police officers and court services workers alike can suffer from second-hand trauma as the result of repeated exposure to the violence, pain and traumas that our clients have endured or inflicted upon others. Practice areas like criminal law, family law, personal injury and child protection advocacy frequently expose the legal professionals involved to horrifying facts and images.

Untreated vicarious trauma -- short-handed in medical circles as “VT” -- can alter or damage a lawyer’s view of the world after repeated exposure to the ugliest sides of human nature. It can also trigger compassion fatigue, a medically recognized condition which can leave a lawyer feeling drained and unable to refuel or regenerate. These “costs of caring” can be a particularly high for lawyers: these conditions can contribute to

serious depression, anxiety and burn-out in the form of impaired sleep, concentration, optimism, trust and/or the ability to intimately connect with others. Perhaps the cruelest reality of VT and compassion fatigue is that they affect lawyers and judges who truly take their work in the justice system to heart. Most do not even think to seek help because lawyers also tend to accept an abnormal level of stress as the norm.

Another reason that lawyers, as a professional tribe, are prone to delay in seeking help. Cultural expectations regarding stress management, time-pressures and confidentiality concerns are some factors that underlie this trend. Even with engaged Bar leadership and a judiciary that is engaged in promoting mental health within the justice system as a whole, SD Bar members are still inclined to define health and well-being issues among our peers in stereotyped ways.

We maintain an outdated and utterly unrealistic stereotype to define the “successful lawyer.” This person is an inexhaustible workhorse -- unflappably confident, prepared and financially fancy-free -- who can handle any stressful situation with panache. Ironically, a term commonly used to positively identify a successful lawyer is as “a grinder.” The grinder will “gut it out to get it done.” Maybe we can all admit there is a problem when the most positive stereotype about our profession almost automatically triggers a stress response! But we have an equally outdated negative stereotype for the “struggling lawyer”: this is a book-smart but disorganized person whose issues with deadlines suggest a chronic lack of effort and focus.

Which type of lawyer are you? For most of us, it depends on the day. Nonetheless, on most days, most of us will go through the effort of squeezing our professional personas into our individual version of the successful lawyer. It’s wonderful on those days when the title feels like it fits, but it can be excruciating when it feels like a mask. On those days, the anxiety of being exposed as an imposter compounds with the effort it takes to fake that everything is under control to make us feel absolutely exhausted or even empty. It can be a circular firing squad of our own creation.

Somehow, though, the fear of being flagged by Bar administration and competitive peers as a “lawyer in trouble” because of health care concerns remains a worse fate than badly faking professional satisfaction until the hope of achieving it slowly fades away. Some of us simply suffer through the effort required to be considered a successful lawyer. Some of us stumble, and some of us painfully fall in the process. Most of us do manage to find a more than tolerable purchase between the rock and hard place that balancing between these two stereotypes creates, but that should not be the best we can hope for after our rigorous and expensive JD training.

We are not the only Bar in the nation where an entire table of visibly stressed-out lawyers will earnestly discuss the topic of stressed-out lawyering as if it is an isolated issue that only affects a handful of other lawyers. Here again, South Dakota lawyers trend toward “normal.” We are asking, “What can we do to help those lawyers?” when we really need to be asking, “What can we do to help ourselves?” I wish I had a buck for every senior partner I have heard talking in exasperated tones about “coddling” millennial lawyers because younger lawyers want reasonable office hours, more collaborative work

assignments, more family time and expect to enjoy social activities that do not revolve around client marketing. When you think about adjusting your professional life to have less hours, less stress to perform alone and more family and personal time... it sort of makes being a lawyer sound like the dream job we imagined back in law school, no?

Virtually every modern study tells us that we need to regularly engage in relaxing activities in order to perform better and live longer. Our friends in the medical arts will confirm our need to work smarter, not harder. There are multitudes of books and blogs, such as Jeanna Cho’s *The Anxious Lawyer*, that literally provide a blueprint for ways to be more focused, productive and happy in as little as one six-minute billing increment a day. Most of us, though, are too busy to read them.

Changing our work habits and stereotypes is hard. Even finding the time to think about how to change our work habits and stereotypes is hard. But for some of us, not changing could be deadly. There isn’t a better time to share this message, and your “successful lawyer” story can make a difference for another lawyer. Please let a member of the LAC know if you will share your personal experience as a successful lawyer.



LIVING

ABOVE

THE BAR



My Own Scarlet Letter
by: Bob Burns

No, it's not the "A" described in the Nathaniel Hawthorne novel. It's a "D" for depression. Any scarlet letter is a fiction, except for mine. Mine was there for all the world to see. Or so I thought. There is an epidemic of

alcohol, drugs and mental illness in the legal profession. The news is in every legal publication, and the topic of genuine concern in all bar organizations. I want to talk about depression. I know much more about it than I ever wanted to. The bad news comes first. There is no cure for depression. There is lots of good news though. There is treatment that works. Help is readily available. If depression is monitored and managed, there is a high likelihood for return to good health. I know what I'm talking about, but I learned it the hard way. I'm now very open about my experience. It was a serious reminder that I am human. Like you and everyone. I no longer am overly concerned about what others think of me. I've built my resume. I know who I am. I'm proud of my accomplishments and contributions to my world and my profession. I've made many mistakes. But I'm no longer ashamed of my scarlet letter. It tells the world the obvious. I am an ordinary guy practicing law and trying my best to get it right. Yes, I have scars. Who doesn't? I'm still standing!

It wasn't always that way. When I first became depressed, I didn't know what was happening. I finally found the courage to seek help and was diagnosed. I continued in denial and lived in shame of my "weakness." I was certain that I would be found out to be an imposter as a lawyer and my career would end in flames. Part of the reason I had this foreboding was my long experience of hearing horror stories of other lawyers. There were many whispered reports of this lawyer or that lawyer who had depression. It was often related as though the

person had been stricken with leprosy. Even worse were the reports, usually relayed with ridicule, of others who had the terrible misfortune of being sick in public. Like the lawyer who went to the drugstore, naked. To me, today, it seems this was the result of a severe psychotic break. A good man with a severe illness. And the dignified judge arrested for shoplifting a small item at a local grocery store. He was the lead story on the evening news and on the front page of the Sioux Falls newspaper. This judge was no more a thief than Abraham Lincoln was. His "shoplifting" was a symptom of a treatable mental illness. The very worst were the suicides. A lawyer. A judge. A law student. Another lawyer. A child of a lawyer. The spouse of someone. Another lawyer. All victims of the worst imaginable human suffering.

Many of us did not understand how to respond to these awful events. What was said to these lawyers or their families? Probably not too much. I doubt that many received get-well cards or had meals delivered to their homes. Why not? I think we were just poorly-informed about mental illness. Our responses were, too often, silence, whispers, or laughter. Shame has been, and remains a huge cloud surrounding mental illness. I believe there is much more understanding and empathy in us now.

But, back then when it was my turn, I knew this general mindset of derision. I wrongly believed "everyone" was talking about ME now. I was wrong to think I was such a topic of conversation. It's different now. I'm much better because I forced myself to take action and because of many people who cared about me. Today discussions like this are more common. Celebrities and rock stars are openly talking about their personal struggles.

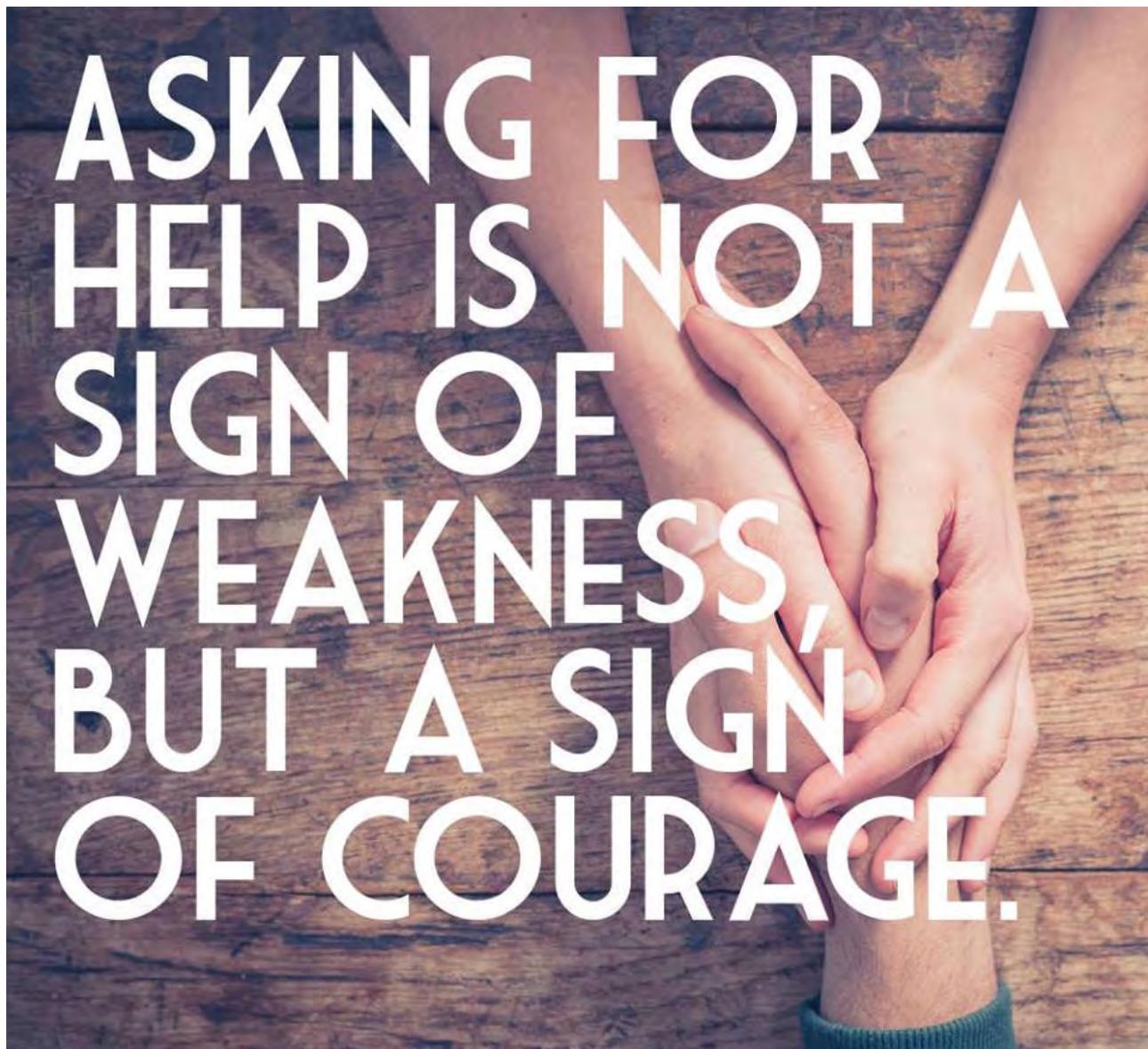
My personal breakthrough occurred ten years ago when I was asked to speak as "a lawyer in recovery from depression" at a State Bar CLE in Sioux Falls. I was very reluctant at first. Paradoxically, I held two opposite beliefs. I thought "everyone" knew about my depression related problems. But I also believed I was still "in the closet" at least publicly. I ultimately did accept the invitation. It was daunting to speak so personally to a room of 350 lawyers. The reaction was positive, and I heard many "me too" stories. I was able to encourage several lawyers to seek help and that was extremely gratifying. These days, I am still in recovery. I have ups and downs. Mostly ups, I'm happy to say. I'm normal again. I think anyway.

My advice is simple. Use the courage within you. If you think you have a problem beyond your control, then be honest with yourself and ask for help. It's right here in front of you. If you believe a colleague or loved one is sick, have the courage to say something to them. Be direct. Offer assistance and compassion. Travel their journey with them as a caring friend. You know...the Golden Rule.

Our State Bar has a number of resources for information and help. So does the ABA. Our bar has two groups that provide free and confidential help for mental illness, drug and alcohol issues. The Lawyers Assistance Committee chaired by Stephanie Pochop, and Lawyers

Concerned For Lawyers, chaired by Rebecca Porter. I want to stress that calls to these groups or any of their members are CONFIDENTIAL. Believe me when I say this. No bar staff member (including the Secretary-Treasurer), bar committee or board, or any judicial body is ever made aware of anyone's identity. We need to be our own support group. We need to take turns helping each other. As others helped me, I'm offering to help you. Feel free to contact me day or night.

At last, I no longer consider my red "D" as my scarlet letter. I now consider it to be my RED BADGE OF COURAGE.





EmBe Announces Tribute to Women Nominees

Seventy-four women, men and businesses have been nominated for EmBe’s 46th annual Tribute to Women celebration.

The event, which serves as EmBe’s premier fundraiser, honors the achievements of women in the community and recognizes women, men and businesses that show a commitment to empowering women and families.

“The impact that women have made in the Sioux Empire region is as long as the history of the area itself. EmBe is honored to be part of the legacy of Tribute to Women, shining a light on the contributions women, men and businesses have made,” CEO Karen Lundquist said. “We are incredibly grateful for the generosity of our nominations in lifting up the amazing people in our community.”

The following women, men and organizations have been recognized by their peers for their outstanding achievements:

Banking & Finance

Angela Shaw, The First National Bank in Sioux Falls
 Carrie Wilson, First Bank & Trust
 LaRay Behrens, Citi
 Sadie Bell, First Bank & Trust

Business Achievement

Gloria Kolbeck, Vanessen’s Hair Design
 Jess Jasso, Northwestern Mutual

Katie Pohlson, Sanford Health
 Korena Keys, KeyMedia Solutions
 Melanie Hammer, Priceless Priorities
 Nikki Gronli, SDN Communications
 Rebecca Wiener-McGregor, Heal with Hypnosis & Whole Life Happy
 Robin K. Kleine, Focus Marketing Group Inc.
 Tori Marco, Key Staffing

Community Service

Anelis Coscioni, Toy Lending Library of South Dakota
 Beth Jensen, KELOLand Media Group
 Gayle Ver Hey, Volt
 Harriet Yocum, community volunteer leader
 Julie Ward, Avera McKennan Hospital & University Health Center

Nicole Griese, Griese Law Firm PC
 Tatiana Chance, Help 4 Huhas
 Teresa Nold, South Dakota Parent Connection

EmBeliever (open to women, men and organizations)

Becky Rasmussen, Call to Freedom
 Chelsea Tracy, Chelsea’s Boutique & Underneath the Clothes
 Christopher Schenkel, Northwestern Mutual
 Debbie Stadley Augustad, Core Soul Pilates Studio
 Jeana Goosmann, Goosmann Law Firm
 Jim Roddel, Auto Body Specialties
 Kennen Barber-Ensz, Barre3
 Kira Kimball, Howalt+McDowell Insurance, a Marsh & McLennan Agency LLC company

Lori Dykstra, Girl Scouts – Dakota Horizons
Dr. Matthew A. Barker, Avera Medical Group
Urogynecology
Micah Aberson, Sanford Health
Sarah Waltner, Raven Industries
Scott Lawrence, Lawrence & Schiller
Sioux Falls Women Run
Tami Skorczewski, Scarbrough Center at Southeast
Technical Institute

Government & Law

Candi Gearman, Sioux Falls Police Department
Connie Larson, U.S. Attorney's Office
Erica Beck, city of Sioux Falls
Dr. Josephine Dunn-Junius, Sanford Health
Liz Fullenkamp, Avera Health
Meghann Joyce, Goosmann Law Firm
Michelle Abraham, Sioux Falls VA Health Care System
Michelle Boyd, Minnehaha County Sheriff's Office
Nicole Tupman, Midco
Pamela Reiter, Johnson, Janklow, Abdallah, & Reiter
LLP
Shantel Krebs, Avera McKennan
Shellie Slattery, Sioux Falls Police Department

Healthcare & STEM

Amanda Van Aartsen, Midco
Amy Elliot, Avera McKennan Hospital & University
Health Center
Karla Nygren, Avera McKennan Hospital & University
Health Center
Katie Shuck, CybHER
Mona Hohman, The Evangelical Lutheran Good
Samaritan Society

Humanities & Education

Nancy Halverson, Levitt at the Falls
Pam Hilber, Avera Health
Rebecca Wimmer, Boys & Girls Clubs of the Sioux
Empire
Roberta Bennett, Sioux Falls School District,
Washington High School
Susan Foster, Brandon Valley School District
Tanja Pederson, Freedom Elementary

Sylvia Henkin Mentoring Award

Diana VanderWoude, Sanford Human Resources:
LEAD
Kim Jensen, Avera Health
Micki Lundin, Avera Health
Nancy Wahlstrom, The First National Bank in Sioux
Falls
Rita Trager, South Dakota Department of Social
Services
Sister JoAnn Sturzl, Presentation Sisters and PRH
International

Young Woman of Achievement

Alicia Schumacher, Avera Health
Amy Tulson, Sioux Falls School District
Ashley Nelson, Sanford Health
Courtney Place, See Us Movement
Holly Rader, Sioux Falls Area Chamber of Commerce
Jamie Hegge, Lawrence & Schiller
Janean Michalov, The Furniture Mission
Maggie Sweets, Maggie Sweets Photography
Megan Raposa, Argus Leader Media

All members of the community are invited to attend Tribute to Women at 5 p.m. April 18 at the Sioux Falls Convention Center, which is a new venue this year. The evening includes a social hour, silent auction, plated dinner and awards ceremony. Full tables with eight seats are available for \$400. Half-tables are available for \$200. Individual tickets are \$65. Tickets at the door are \$75. Tables and tickets are available here.

The funds raised from the event will provide scholarships for children to participate in EmBe's youth programs, help working parents obtain safe, affordable child care and offer women the tools they need to set and accomplish personal and professional goals in life.



LEGAL SERVICES CORPORATION Notice of Availability of Grant Funds for Calendar Year 2020

The Legal Services Corporation (LSC) announces the availability of grant funds to provide civil legal services to eligible clients during calendar year 2020. The Request for Proposals (RFP), which includes instructions for preparing the grant proposal, will be available at <http://www.lsc.gov/grants-grantee-resources/grantee-login> during the week of April 8, 2019. In accordance with LSC's multiyear funding policy, grants are available for only specified service areas. On or around the week of March 11, 2019, LSC will publish the list of service areas for which grants are available and the service area descriptions at <https://www.lsc.gov/grants-grantee-resources/our-grant-programs/basic-field-grant/lsc-service-areas>. Applicants must file a Notice of Intent to Compete (NIC) and the grant proposal through LSC's online application system in order to participate in the grants process. The online application system will be available at https://lscgrants.lsc.gov/EasyGrants_Web_LSC/Implementation/Modules/Login/LoginModuleContent.aspx?Config=LoginModuleConfig&Page=Login during the week of April 8, 2019.

Please visit <https://www.lsc.gov/grants-grantee-resources/our-grant-programs/basic-field-grant> for filing dates, applicant eligibility, submission requirements, and updates regarding the LSC grants process. Please email inquiries pertaining to the LSC grants process to LSCGrants@lsc.gov.

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In Memoriam



Ernest G. Carlsen

Ernest G. Carlsen (“Ernie”) died peacefully at his home on March 25, 2019...one month shy of his 98th birthday...surrounded by family and friends. Ernie was a lawyer, businessman, community leader, friend, and family man – a good-hearted, gentle man who lived his life to the fullest.

He was born on a ranch near Hoover, South Dakota, in the middle of a spring blizzard on April 25, 1921, the youngest of nine children born to Danish immigrants, Chris and Cecelia Carlsen. Because he was two months premature, his parents placed him in a boot box near the woodstove to help him stay warm enough to survive his first cold spring.

From this inauspicious beginning, Ernie grew to adulthood on what is now the sprawling Carlsen Ranch near Castle Rock, South Dakota operated by his nephew. Summers found him reading in isolated sheep wagons when he was not tending to the sheep herds, and winters found him studying in one-room school houses on the prairie. After completing the eighth grade at age fourteen, he and his older brother moved twenty miles south to Newell, where they lived in a trailer house until Ernie graduated from high school in 1939.

His first two years of college were spent at Black Hill State College, where he took general courses and learned to fly aerobatics from the famous South Dakota aviator, Clyde Ice, as part of the Army Air Corps Cadet Training Program initiated by President Franklin Roosevelt. Due to his skills as a pilot and love

of flying, he enlisted as a pilot in the Army Air Corp during World War II.

He married Bonnie Brammer of Vermillion, South Dakota, in 1944. They had a special, loving marriage as they worked together in their business, raised three children, Nancy, Cindy, and Chris, and traveled the world. There were not very many days when they were apart in their 58 years of marriage until Bonnie’s passing in 2002.

Ernie graduated from the University of South Dakota Business School in 1945 with a BA/BS in business administration and economics. He received his Juris Doctorate from the USD Law School in 1948, and he was a member of the South Dakota Bar until his retirement in 2013.

Upon graduation from law school, Ernie moved to the State of Washington and began working in the title business during the post-war boom years in Seattle. He was a quick study and went on to manage title companies in the Tri-Cities of Yakima, Pasco and Kennewick, Washington.

In the early 1950’s, as Vice President for the Title Insurance Company of Idaho, he brought title insurance to South Dakota. Title insurance was a new product in South Dakota and was a replacement for the old abstracting system which was in use at that time. Abstracts, and the associated opinions of lawyers, provided limited protection for sellers and buyers of real property, while title insurance was a policy which gave nearly unlimited protection to sellers and buyers. There was a great demand at the time because the federal government required title insurance, not abstracts, for all the land it was purchasing for the interstate highway system and the Missouri River dams in South Dakota. Ernie traveled throughout the state doing a great deal of title work on these projects, especially on Gavins Point Dam, Big Bend Dam, and Oahe Dam.

Because he helped modernize the field of title transactions by introducing title insurance to South Dakota in the early 1950’s, he is known as the state’s “Father of Title Insurance.”

Ernie and Bonnie started Land Title Guaranty Co. in Sioux Falls in 1955. Land Title was owned by the

Carlsen family until the end of 2013, when Ernie retired at the age of 92. During Ernie and Bonnie's ownership, Land Title insured over 90,000 real estate transactions.

Ernie was an excellent employer who hired and trained dozens of people during his years at Land Title. Two of his employees of 30+ years were with him at his death, and one of them called him the "Best Boss Ever." Some of the people he trained are now in ownership or management positions at other title companies in South Dakota.

As an expert in real estate law and title insurance, he willingly shared his knowledge and skills with countless people in his community and statewide. He was a dedicated teacher in his own business and a volunteer teacher at conferences and conventions for lawyers, realtors, and title insurers.

He was the "go-to" guy for lawyers in both Sioux Falls and around the state when they had complicated problems relating to real property, including problems with land titles within estates. He was there to help and to educate, and he always enjoyed the challenge. He was a knowledgeable and trusted adviser to individuals, realtors, bankers, builders, developers, attorneys, and others with both simple and complex title questions.

As an innovator in his business, he introduced monthly profit sharing for his staff so they could immediately share in the profits of the business. Ernie and Bonnie helped pay college expenses for many young people on their staff, and they were innovators with paid maternity leave and medical leave. Due to his kindness, competence, and innovative leadership, he had a very loyal and devoted staff, some of whom worked for him for forty years. Twenty years was the average longevity for the staff at the time of his retirement.

Under Ernie's stewardship, Land Title made contributions and provided free title services to many local causes and fundraising projects.

He was both a landowner and a landlord, as well as a businessman and community leader. As a landowner, he understood the complications of developing land, and he gave free advice and guidance to many young

developers and contractors as they started their businesses. He was trusted and generous to hundreds of tenants who rented from him for more than thirty years.

Ernie was a founding charter member of the Sioux Empire Home Builders Association and was inducted into the Homebuilders Hall of Fame in 2006 in honor for his many contributions to the builders, contractors, and developers of Sioux Falls.

He was a leading member of the South Dakota Land Title Association since the 1950's and twice served as its president in 1960-1961 and 1986-1987. As one of the recognized experts in the state, he was a regular lecturer at well attended main sessions and breakout sessions during the SDLTA annual conventions.

Ernie was an active contributor to the Realtor Association of the Sioux Empire (formerly the Sioux Falls Board of Realtors) for decades. From 1955 onward, Ernie worked with hundreds of realtors, frequently teaching classes on the application of property law to real estate transactions. He was a key contributor to the successful growth and professionalism of the real estate industry in Sioux Falls and in South Dakota. RASE/Sioux Falls Board of Realtors honored Ernie as Affiliate of the Year in 1994.

In 1955, Ernie joined the Sioux Falls Downtown Lions Club and was a leader and member for decades. Until very recently, he worked every Lions Club Pancake Days since its inception in 1958. Last year, his friend took him to Pancake Days in his 1939 LaSalle which is the year Ernie graduated from high school, and they were planning to go in the LaSalle again this year.

He served as Lions Club president in 1975 and was honored as the 1992 Lion of the Year by the Downtown Lions Club for Outstanding Service, Loyalty, and Devotion to the Lions Club. In 1995, the Downtown Lions Club presented the Melvin Jones Fellow for Dedicated Humanitarian Services to Ernie, and in 2013 a room was named after him at the South Dakota Lions Sight and Tissue Bank in Sioux Falls in recognition of his work on behalf of eye and tissue donations.

Ernie joined the Sioux Falls Area Chamber of Commerce in 1955 and for decades served on the

Aviation and Transportation Committees for the Chamber. He was also a member of the American Legion for over seventy years.

In the 1950's and 1960's, Ernie was a member of Toastmaster's International. He served as the South Dakota District Governor in 1965 and attended the national convention in New York City in 1965.

Ernie always used to say, "You can recognize a great city by its parks. Great parks make a great city." The parks of Sioux Falls are the crown jewels of the city and Ernie was a major contributor and innovator in the park system as well as an advocate for the preservation of iconic landmarks which are beloved in our city parks. From 1965 to 1975, Ernie served both as a member and as president of the Sioux Falls Park and Recreation Board.

Due to his leadership on the Park and Recreation Board, Ernie was on the Board of Directors of RISE (River Improvement of the Sioux Empire) and led a contingent which flew to San Antonio to meet the leaders of their Riverwalk, which inspired the creation of the city-wide improvements along the Sioux River which we enjoy today.

During his tenure, Ernie and his colleagues on the board began purchasing land and assisted in the donations of land to create the many parks along the river. They also began developing the beautiful and immensely popular bicycle paths, which now encircle the entire City of Sioux Falls. Ernie was instrumental in preserving the band shell at McKennan Park, and he and his colleagues also built three new swimming pools, added parks in several locations in Sioux Falls, expanded golf courses, and made many other park improvements.

In his capacity as the President of the Park Board, Ernie commenced negotiations with the Sioux Falls School Board in creating joint schools and parks, with this innovative approach first being used at the John Harris Elementary School. This joint program has continued as new schools and parks have been built around the city.

From 1975 to 1985, Ernie served as a member of the Board of Directors and as a two-term President of the Zoological Society of Sioux Falls. During this

time, Ernie was active in the bond election to obtain the funds to create the Delbridge Museum of Natural History at the Sioux Falls Zoo. He was instrumental in assisting his good friend, C.J. Delbridge, in obtaining a mounted Panda Bear as a gift from the People's Republic of China, which is now on display at the Delbridge Museum. Ernie and Bonnie traveled to China to meet with Chinese officials to secure the gift to the Zoological Society and the City of Sioux Falls. Their host in China became a friend to both Ernie and Bonnie and they worked with Mr. Delbridge to sponsor her children into the United States as students. They later became outstanding citizens.

Ernie was on the Zoological Society's board when it negotiated a management contract with the Park and Recreation Board of the City of Sioux Falls. As a former member of the Park and Recreation Board and current member of the Zoological Society Board, Ernie was instrumental in developing the contract. The contract was cutting edge policy at the time and was created because people and foundations were more likely to give to a nonprofit organization than to a city government. The contract allowed the nonprofit Zoological Society to raise funds for the zoo and greatly expand the zoo's exhibits while concurrently managing the zoo and its assets on behalf of the city. The zoo tripled in size after the Zoological Society started managing the zoo. With amendments, this contract remains in effect today and is a model for similar contracts for other city assets managed by nonprofit entities.

Mayor Jack White proclaimed May 19, 1992, "Ernest G. Carlsen Day" in Sioux Falls. The Proclamation recognized that "Ernest G. Carlsen has served with distinction in numerous civic and community organizations, such as President of the Sioux Falls Parks and Recreation Board, the Sioux Falls Zoological Society and Delbridge Museum of Natural History, Toastmasters International, and District Governor of South Dakota Toastmasters International..." and as a "member of the Board of Directors of the Sheldon Reese Foundation..." and "has been named by the Sioux Falls Downtown Lions Club as the 1992 Lion of the Year."

For over twenty-five years, Ernie served as a Vice President and member of the Board of Directors of the Sheldon Reese Foundation, which has funded millions

of dollars to about fifteen to twenty projects annually throughout South Dakota. Ernie was an active member of that board until age 97. In 2018, Production Suite 1 at South Dakota Public Broadcasting Sioux Falls Studios was named in his honor due to a gift made by the Reese Foundation.

Ernie was honored to be inducted into the South Dakota Hall of Fame as the “Father of Title Insurance” as part of a distinguished class in 2017. He thoroughly enjoyed the incredible induction weekend and gave his last speech as a final hurrah for a life of service to his community and the State of South Dakota.

He was an honorable businessman who loved his work, his city and his state, and was dedicated to serving the people he was privileged to know. In return, he was greatly loved by his family and staff and much respected by all who knew him.

Ernie was a good friend to many people, a loving companion to his wife, Bonnie, who died in 2002, and a wonderful influence on his three children, three grandsons, and four great-grandsons. With his example as a guide, his children and grandchildren have each sought in their own ways to do good work in their professions and to contribute to their communities. Ernie’s influence on the next generations was profound.

Besides his many other contributions to the community, Ernie actively supported many civic events throughout the years, including local musical events, and high school, college, and professional sports. He was a charter season ticket holder for the Sioux Falls Skyforce and was an avid fan of the Sioux Falls Storm. Ernie, Chris, and fellow travelers went to the Indianapolis 500 every year from 1974 to 2010, after which they ended their annual adventure as he no longer felt he could make the trip. He was an annual attendee at the Sioux Falls JazzFest since its co-founding by his son, Chris, in 1991, and could be found sitting quietly in the shade in his lawn chair enjoying the great music of JazzFest.

Ernie was a good-natured person who always enjoyed meeting people and sharing his knowledge and insights with anyone who asked, or his stories and jokes with anyone who would listen. He loved going “home” to the Carlsen Ranch and driving over the

miles of prairie while telling stories of his youth. He loved all things cars and airplanes, boats and motor homes, rivers, lakes and prairies. He loved to fish and to hunt. He loved to listen to music and to dance. He loved listening to his grandson, Luke, sing with his big band. He loved to travel to just about anywhere. He was a stay-at-home, go-to-work, fun-loving, adventurous guy who packed a lot of living into a long and fruitful life.

Five days before he died, he very intently dictated this message:

Here I go, all used up, all worn out,
80 miles an hour in my white Corvette
loudly proclaiming
Wow! What a Ride!

Ernie is survived by his daughter Cindy Kirkeby of Vermillion; his son, Chris, and his wife, Sandra, of Sioux Falls; three grandsons, Daniel Kirkeby, and his wife, Renata, and two great-grandsons, Miro and Thales, of New York, New York, Jensen Carlsen, and his wife, Amy, and two great-grandsons, Judah and Jedidiah, of Houston, Texas, and Luke Carlsen of Los Angeles, California; his very special friend, LaVon Hines and her family; many nieces and nephews, many members of his staff at Land Title, and his many younger friends. Ernie was preceded in death by his wife, Bonnie, his daughter, Nancy, his grandson, Nathaniel, his parents, his eight siblings, and countless friends and business contemporaries. He often lamented how it was tough to outlive Bonnie, Nancy, and his many friends and relatives.

Visitation with the family will be from 2-4 pm on Sunday, March 31, 2019, at Miller Funeral Home. Ernie’s Celebration of Life will be at First Lutheran Church in downtown Sioux Falls at 11am on Monday, April 1, 2019, followed by lunch at the church, burial in Vermillion, and food and friendship at Cindy’s after the burial.

In lieu of flowers, memorials may be directed to the South Dakota Lions Sight and Tissue Bank.



Larry D. Hollmann

Larry D. Hollmann was born January 4, 1954 to Harry "H.L." and Elva (Geiken) Hollmann. He was raised in Kennebec and in 1960 the family moved to Chamberlain. Larry attended school in Chamberlain and graduated from Chamberlain High School in 1972. After high school, he attended the University of South Dakota where he earned his Bachelor's Degree in 1976. He then went on to law school at the University of South Dakota and graduated in 1980.

Larry returned to Chamberlain and joined his father at the Hollmann Law Office where he practiced with his father until his father's passing in 1998. Larry continued practicing law at the Hollmann Law Office until the time of his death.

Larry played sports in high school and in his later years enjoyed golfing, bowling, and hunting. He was an avid reader and enjoyed watching sports. He had a knack for knowing all the statistics of professional sports such as football, basketball, and baseball.

Larry was on the board of the Dakota Plains Legal Services and also served as Past President. He was a member of Kiwanis.

Larry passed away on December 22, 2018 at Ava's House in Sioux Falls, SD at the age of 64 years. Gratefully sharing his life was his brother Mike Hollmann of Chamberlain. Preceding him in death were his parents.

ATTORNEYS - OATH OF ATTORNEY

I do solemnly swear, or affirm, that:

I will support the Constitution of the United States and the Constitution of the State of South Dakota;

I will maintain the respect due to courts of justice and judicial officers;

I will not counsel or maintain any suit or proceeding which shall appear to me to be unjust, nor any defense except such as I believe to be honestly debatable under the law of the land;

I will employ for the purpose of maintaining the causes confided to me such means only as are consistent with truth and honor, and will never seek to mislead the judge or jury by any artifice or false statement of fact or law;

I will maintain the confidence and preserve inviolate the secrets of my client, and will accept no compensation in connection with a client's business except from that client or with the client's knowledge or approval;

I will abstain from all offensive personality, and advance no fact prejudicial to the honor or reputation of a party or witness, unless required by the justice of the cause with which I am charged;

I will never reject, from any consideration personal to myself, the cause of the defenseless or oppressed, or delay any person's cause for lucre or malice.

STRESS and DEPRESSION HELP

Contact information for the regional mental health centers in South Dakota is located at www.statebarofsouthdakota.com ("For SDBAR Members" Under the Health & Wellness tab, click on the Stress/Depression/Addiction link. We have reached an understanding with all these centers and all will honor our agreement. If you are stressed out or you believe that you may be suffering from depression, the State Bar encourages you to seek a professional evaluation. If you don't have insurance or otherwise lack the financial resources, the State Bar project, funded by ALPS and the SD Bar Foundation, will cover the evaluation and several follow-up counseling sessions if indicated. You need only schedule the appointment and show them your 2018 active membership card. This is a confidential project. Counseling records are not, repeat, are not made available to the State Bar. We just pay the bill for those who can't afford it, up to the limit of \$500 per lawyer.

If you have a law partner or lawyer friend that you believe may be suffering from stress and depression, visit with them. Encourage this lawyer to consider having an evaluation. Depression caught at the early stages prior to becoming chronic is much, much easier to address. In just a few counseling sessions, you/your friend can learn techniques to deal with the stress more effectively in our lives, whether personal or professional.



SOLACE PROGRAM

If you are aware of anyone within in the South Dakota Legal Community (lawyers, law office personnel, judges, courthouse employees, or law students) who have suffered a sudden and/or catastrophic loss due to an unexpected event, illness, or injury, the South Dakota SOLACE Program may be able to assist. Please contact solace@sdbar.net if you, or someone you know, could benefit from this program.

We have a statewide (and beyond) network of generous South Dakota attorneys willing to get involved and help. We do not solicit cash but can assist with contributions of clothing, housing, transportation, medical community contacts, and a myriad of other possible solutions through the thousands of contacts available through the State Bar of South Dakota and its membership.

April 2019

Official Publication of the State Bar of South Dakota

If you wish to advertise in our publication or post job opportunities, please contact:
Tracie at tracie.bradford@sdbar.net.

The deadline for submissions in the newsletter is the 26th of each month, excluding December and February when it is the 23rd of the month. If the deadline falls on a weekend, the deadline is the Friday prior.

Address Changes:

email tracie.bradford@sdbar.net or log in to your profile at www.statebarofsouthdakota.com

Board of Bar Commissioners:

President – Reed A. Rasmussen, Aberdeen
President Elect – Steven K. Huff, Yankton
Executive Director & Secretary/Treasurer – Andrew L. Fergel, Pierre
1st Circuit - Dennis Duncan, Parker
2nd Circuit - Jason Sutton, Sioux Falls
3rd Circuit - Arthur Monte Hopper, Watertown
4th Circuit - Kellen Willert, Belle Fourche
5th Circuit - Rodrick Tobin, Aberdeen
6th Circuit - Rich Williams, Pierre
7th Circuit - McLean Thompson Kerver, Rapid City
At Large - Dusty Ginsbach, Buffalo
Jennifer Williams, Rapid City
Joshua Wurgler, Aberdeen
Edward S. Hruska III, Pierre
Aaron Pilcher, Huron
Colleen Zea, Sioux Falls

LAWYERS CONCERNED FOR LAWYERS LAWYERS ASSISTANCE COMMITTEE

Your Bar Leadership has been concerned that members needing help with chemical dependency or mental health issues may be reluctant to call State Bar Headquarters to inquire where to seek help. Phone calls seeking help for themselves or a loved one or a partner have always and will continue to be kept strictly confidential. That said, Bar Leadership has determined that a referral agency independent of the State Bar staff may reduce any reluctance to call. Thus, beginning July 1st, we have entered into a contract with Disability Rights South Dakota. Both LCL and LAC committees have provided names and contact information for referrals. You will be provided with the names and phone numbers and proceed to call whomever you select from the appropriate list.

Disability Rights South Dakota: 605-224-8294 or
toll free 800-658-4782

Phone calls to Disability Rights of SD are kept strictly confidential.

Caribou Coffee Club

A group of Sioux Falls and Rapid City area attorneys are holding informal peer-led meetings of lawyers who have faced or are dealing with depression, anxiety and/or similar issues.

Attendance is limited to lawyers.

The groups generally meet twice a month and have confidentiality policies.

For more information or to receive blind copies of group announcements, send an email to:
cariboucoffeeclub@gmail.com



**The Caribou Coffee Club is not affiliated with The State Bar of South Dakota, the Second Circuit Bar Association, or the Pennington County Bar Association.

Sand Creek

WORKPLACE WELLNESS

To: All Members of
The State Bar of South Dakota
From: The State Bar of South Dakota

We all have problems. And, most often, we manage to solve them ourselves, but sometimes we can't handle them alone. Recognizing that attorneys can develop personal problems that may jeopardize their health, family structure or employment, the State Bar of South Dakota provides members with the Sand Creek Member Assistance Program.

Sand Creek is a confidential telephonic counseling service that can help members solve personal and work related problems before they grow into serious and costly crises.

Employee Assistance Services (EAP) are provided by a staff of professional counselors, clinical psychologists, and social workers skilled at helping you identify and hand handle problems such as marital and family issues, chemical dependency, mental and emotional disorders and educational or career problems.

Free confidential telephonic services provided to you by Sand Creek include: problem assessment, action planning, and follow up along with 24-hour crisis telephone services. To access these services - see the box to your right.

The Sand Creek website, www.sandcreekeap.com,

is a useful resource designed to help make your life easier. On the website you will find: Child care and elder care referrals; hundreds of articles on important mental and emotional health issues; work-related resources to help manage stress, cope with job changes or deal with a difficult boss; wellness resources including a comprehensive exercise, nutrition and healthy living portal that has hundreds of articles, recipes and tips for healthy living.

Confidentiality is the bedrock of a Member Assistance Program. All discussions and services are kept strictly confidential. The State Bar of South Dakota will not know that you are using the services.

We encourage you to use this valuable benefit.

Sand Creek is a HIPPA compliant service.

Go to www.sandcreekeap.com
Click the Work Life Wellness Login Link

Our Company ID is sbsd1

Or call 800-632-7643

Monday-Friday, 7:30am-5pm CT

Immediate, Confidential Support

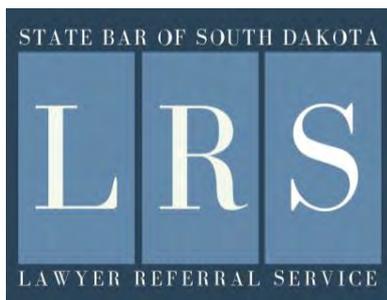
24 hours a day/7 days a week:

888-243-5744

All discussions and services are kept strictly confidential.



The State Bar of South Dakota will not know you are using the service. These services are FREE. You are encouraged to use this valuable benefit.



South Dakota Lawyer Referral Service ENROLLMENT AGREEMENT

Mail completed form and payment to:
State Bar of South Dakota - SDLRS
222 East Capitol Avenue, #3
Pierre, SD 57501

Or pay online at: www.findalawyerinsd.com

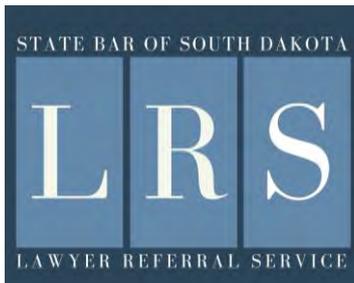
If you pay online, scan and email this completed form to: findalawyer@sdbar.net

1. I am an active member in good standing of the State Bar of South Dakota.
2. I wish to be a member of the South Dakota Lawyer Referral Service (“SDLRS”) and agree to pay a \$50 service fee on an annual basis.
3. Once I receive notice that my payment to SDLRS was received and processed, I will create my referral profile at www.findalawyerinsd.com.
4. The service fee is invoiced to participating attorneys in August. I understand that failure to pay the \$50 fee within 30 days will result in a suspension of referrals until the fee is received.
5. In the event I am suspended from the SDLRS for nonpayment of the invoiced amount, I agree that in order to be reinstated to the SDLRS I will pay the balance owed.
6. My practice is covered by Errors and Omissions Insurance totaling at least \$100,000/\$300,000. My policy is issued through:
Name: _____
Dates of coverage: _____
Limits of coverage: \$_____ \$_____
I will maintain such insurance at all times while participating in SDLRS. (You will be required to upload a pdf copy of your insurance declaration page to the SDLRS website to begin receiving referrals.)
7. I will promptly inform the State Bar of South Dakota Bar of any change in my address or phone number.
8. Enclosed is the total amount of \$50, to cover the registration fee for the following Practice Panels:
1. _____
2. _____
3. _____
9. I would like to add the following Practice Panels at the rate of an additional \$20 per panel:
1. _____ (add \$20)
2. _____ (add \$20)
3. _____ (add \$20)
10. If any of the following occur, I hereby agree to a suspension of referrals until final resolution of the matter:
 - a. My license to practice law is suspended for any reason;
 - b. I transfer to inactive status for any reason;
 - c. Formal disciplinary proceedings are initiated against me; or
 - d. A criminal complaint is filed or an indictment returned against me alleging a serious crime as defined in SDCL 16-19-37.
11. In the event I receive a referral through the SDLRS that results in attorney fees, I understand it is strongly encouraged I contribute 7% of those fees to the SD Bar Foundation.

I have read the foregoing and hereby certify that the answers are complete and true to the best of my knowledge.

Name: _____
(Signature)
(Print or Type)

Date: _____ Member No.: _____ Amount Enclosed: _____



South Dakota Lawyer Referral Service **PANEL & SUB-PANEL LIST**

BANKRUPTCY

- Business Bankruptcy(Creditor)
- Business Bankruptcy (Debtor)
- Personal Bankruptcy (Creditor)
- Personal Bankruptcy (Debtor)

BENEFITS & ADMINISTRATION

- Medicaid/Medicare
- Municipal or Local Government
- Professional Licensing
- Social Security
- State Government
- Unemployment
- Utilities
- Veterans Benefits

BUSINESS

- Antitrust litigation
- Business dissolution
- Business formation
- Business litigation or dispute
- Buy-sell agreements
- Compliance
- Contracts
- Franchise Agreements or purchase of franchise
- Gaming Law
- Non-profit formation
- Online business law
- Partnership agreements
- Securities
- Trade regulation
- Business mediation

CONSUMER & DEBT

- Collection Practices & Creditor Harassment
- Car repair/lemon law
- Credit Reports
- Debt Collections (Creditor)
- Debt Collection (Debtor)
- Identity Theft
- Predatory Lending Practices
- Small Claims Court
- Unfair and Deceptive Sales and Practices

CRIMINAL

- Appeals
- Criminal Record
- DWI/DUI
- Drugs
- Federal Criminal Defense
- Felony (non-homicide)
- Homicide
- Juvenile Delinquency
- Misdemeanor
- Probation Violation
- Property Forfeiture
- Traffic

DISPUTE RESOLUTION

- Arbitration
- Mediation

EDUCATION

- Academics
- Access (including bilingual and testing)
- Bullying
- Discipline (including Expulsion and Suspension)
- Special Education & Learning Disabilities
- Teachers and Other Educational Professionals

EMPLOYMENT

- Civil Service
- Employee Benefits
- Employer Representation
- Employment Contracts
- Employment Discrimination
- Medical Leave
- Non-compete/Non-disclosure Agreements
- Professional Licensing
- Safe Working Conditions
- Separation Agreement
- Sexual Harassment
- Wage and Labor Standards
- Whistleblower
- Wrongful Termination

FAMILY

- Adoption
- Alimony/Marital Support
- Annulment
- Child Abuse and Neglect
- Child Support and Custody
- Divorce (complex/contested)
- Divorce (simple/uncontested)
- Domestic Violence/Protection Order (Petitioner)
- Domestic Violence/Protection Order (respondent)
- Emancipation
- Family Mediation
- Guardianship
- Conservatorship
- Interstate/International
- Name Change
- Parental Rights Termination
- Paternity
- Post-nuptial Agreement
- Pre-nuptial Agreement
- Separation
- Visitation

HOUSING & APARTMENT

- Home Construction/Improvement
- Housing Discrimination
- Landlord Representation
- Mortgage Foreclosures (Not Predatory Lending)
- Predatory Mortgage Lending Practices
- Tenant Representation

IMMIGRATION

- Asylum
- Consular Practices
- Criminal Issues
- Employer Sanctions
- Employment-based immigration
- Family-based immigration
- Investors
- Naturalization
- Juvenile Status
- Removal Defense

INDIAN LAW

- Business
- Family Law
- Federal Government
- Housing
- Land
- Probate/Will
- Tribal Court
- Tribal Enrollment/Status
- Tribal Government

INSURANCE

- Automobile/Property Insurance
- Bad Faith
- Employer-provided insurance (disability, health, life, accident)
- Health Insurance
- Homeowner Insurance
- Life Insurance

INTELLECTUAL PROPERTY

- Copyrights
- Patents
- Trademarks

LOBBYING

- Federal
- State

PERSONAL INJURY & RIGHTS VIOLATIONS

- Accountant Malpractice (Defendant)
- Accountant Malpractice (Plaintiff)
- Animals
- Assault and Battery (Defendant)
- Assault and Battery (Plaintiff)
- Auto Collision (Defendant)
- Auto Collision (Plaintiff)
- Civil Rights
- Discrimination
- False Arrest/false imprisonment
- Jail/Prison Injuries
- Legal Malpractice (Defendant)
- Legal Malpractice (Plaintiff)
- Libel, Slander, or harassment (Defendant)
- Libel, Slander, or harassment (Plaintiff)
- Medical Malpractice (Defendant)
- Medical Malpractice (Plaintiff)
- Negligence (Defendant)
- Negligence (Plaintiff)
- Police misconduct
- Product liability (Defendant)
- Product liability (Plaintiff)
- Property Damage (Defendant)
- Property Damage (Plaintiff)
- Slip, trip and fall (Defendant)
- Slip, trip and fall (Plaintiff)
- Toxic tort (Defendant)
- Toxic tort (Plaintiff)
- Wrongful death or catastrophic injuries (Defendant)
- Wrongful death or catastrophic injuries (Plaintiff)

REAL ESTATE

- Commercial real estate litigation
- Commercial real estate transactions
- Condemnation, eminent domain & annexation
- Land Use & Zoning
- Natural Resources
- Neighborhood, Coop & Condominium Associations
- Residential real estate litigation
- Residential real estate transactions

TAX

- Business
- Personal
- Estate Tax
- Tax Litigation/Audits

WILLS, TRUSTS, ELDER

- Conservatorship
- Elder Abuse/Neglect
- Estate Administration
- Estate Court/Probate
- Estate Planning
- Estate Tax
- Guardianship
- Living Will/Advanced Directive
- Medicaid/Medicare/Nursing Home Planning
- Power of Attorney
- Simple Will
- Specialty Trusts
- Estate Dispute (Petitioner)
- Estate Dispute (Respondent)
- Trust Dispute (Petitioner)
- Trust Dispute (Respondent)

WORKERS COMPENSATION

- Federal Employee
- Private Employee
- Private Employer
- State Employee

IS THE LAWYER REFERRAL SERVICE RIGHT FOR ME?

LRS Committee

Are you looking for new clients? If so, the Lawyer Referral Service is right for you! The Lawyer Referral Service is not a free or reduced-fee legal service program. We are simply the right website for clients to find the right lawyer.

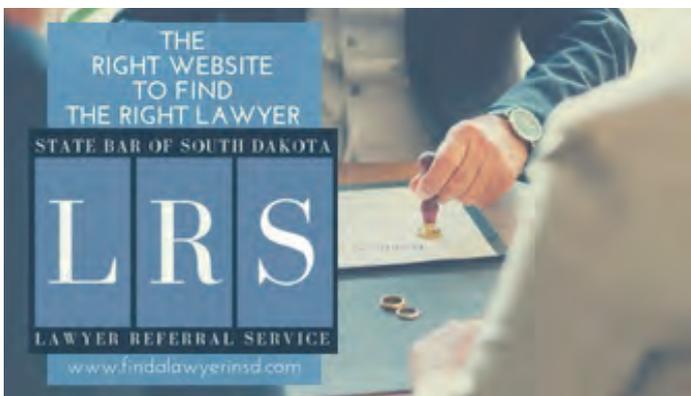
In the past, potential clients seeking legal representation were encouraged to call the State Bar Office for a referral. We have replaced that outdated system. Now, potential clients will be directed to our new website at www.findalawyerinsd.com.

Since launching the website in late June, thirty-two lawyers have enrolled. And while we have not yet released our public media campaign (this is coming soon), potential clients are already using our website and have been matched with enrolled lawyers in their area.

Ready to give it a try? Enrolling is easy:

- Send your completed enrollment form to the State Bar Office along with a \$50 payment for the annual service fee
- Create your referral profile on our website at www.findalawyerinsd.com
- Choose up to three practice panels, and an unlimited number of subpanels within your practice panel group (additional practice panels may be added for \$20 per panel)
- Begin receiving matches in your area

Enrollment in the Lawyer Referral Service is a great way to grow your practice, help potential clients seeking legal representation, and support the mission of the State Bar.



www.findalawyerinsd.com



Supreme Court of South Dakota

OFFICE OF THE CLERK
500 East Capitol Avenue
Pierre, South Dakota 57501-5070
(605) 773-3511

Shirley A. Jameson-Fergel
Clerk

Laura J. Graves
Chief Deputy

Amy Hudson
Deputy Clerk

Sarah L. Gallagher
Deputy Clerk

March 7, 2019

TO: UNITED STATES DISTRICT JUDGES, CIRCUIT JUDGES,
MAGISTRATE JUDGES, CLERK OF THE UNITED STATES
SUPREME COURT, CLERK OF THE UNITED STATES EIGHTH
CIRCUIT COURT OF APPEALS, CLERK OF THE UNITED
STATES DISTRICT COURT (S.D.) and CIRCUIT COURT CLERKS

Re: #28891, IN THE MATTER OF THE DISCIPLINE OF
KARA CRAWFORD-FINK, AS AN ATTORNEY AT LAW.

Pursuant to SDCL 16-19-76. Please find enclosed a
certified copy of the Court's Judgment of Suspension.
The suspension becomes effective April 8, 2019.

Encl.

IN THE SUPREME COURT
OF THE
STATE OF SOUTH DAKOTA

* * * *

In the matter of the)	JUDGMENT OF SUSPENSION
suspension of)	
KARA CRAWFORD-FINK,)	#28891
as an Attorney at Law.)	
)	

This matter is before this Court upon notification by the Disciplinary Board of the State Bar of South Dakota (the Board) of attorney Kara Crawford-Fink's (respondent) report of professional discipline against her in the State of Wyoming by the Supreme Court of that state in an action titled: "Board of Professional Responsibility, Wyoming State Bar, Petitioner, v. Kara Crawford-Fink, WSB#6-3966." Respondent reported a 120-day suspension from the practice of law in Wyoming effective December 14, 2018. Upon receipt of the Board's notification, the Clerk of this Court obtained a certified copy of the disciplinary order and filed the same. Respondent's report to the Board having indicated her acquiescence in a period of like suspension in the State of South Dakota, and this Court having determined that identical discipline should be imposed, now, therefore, it is

ORDERED, ADJUDGED and DECREED that Kara Crawford-Fink be and she is hereby suspended from the practice of law in all of the courts of the State of South Dakota for a period of one-hundred, twenty (120) days.

#28891, Judgment of Suspension

IT IS FURTHER ORDERED that said suspension is effective April 8, 2019.

IT IS FURTHER ORDERED that respondent comply with the provisions and requirements of SDCL 16-19-78 through 16-19-81.

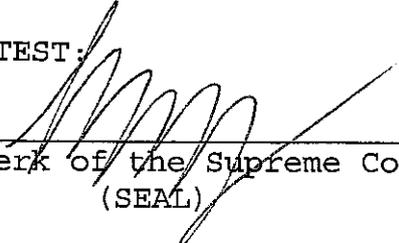
DATED at Pierre, South Dakota, this 7th day of March 2019.

BY THE COURT:



David Gilbertson, Chief Justice

ATTEST:



Clerk of the Supreme Court
(SEAL)

PARTICIPATING: Chief Justice David Gilbertson, Justices Janine M. Kern, Steven R. Jensen and Mark E. Salter.

STATE OF SOUTH DAKOTA
In the Supreme Court
I, Shirley A. Jameson-Fergel, Clerk of the Supreme Court of South Dakota, hereby certify that the within instrument is a true and correct copy of the original thereof as the same appears on record in my office. In witness whereof, I have hereunto set my hand and affixed the seal of said court at Pierre, S.D. this
7th day of March, 2019.

Clerk of Supreme Court
Deputy

SUPREME COURT
STATE OF SOUTH DAKOTA
FILED

MAR - 7 2019



Clerk



CAREER CENTER

OFFICE OF ATTORNEY GENERAL ELDER ABUSE PROSECUTION POSITION

DETAILS: The Office of Attorney General seeks an attorney for the Elder Abuse position. The Elder Abuse attorney is responsible for representing the state in criminal prosecutions to address abuse and financial exploitation of the elderly and vulnerable adults in South Dakota. Duties also include preparing and presenting educational presentations regarding elder abuse. Assistant Attorneys General are required to maintain high moral character; have strong legal advocacy skills; have effective research and writing capabilities; and be able to communicate with clients and the courts.

OFFICE LOCATION: This position will be stationed in Pierre or Sioux Falls.

STARTING SALARY: Entry level salary is \$ 63,259.09 annually or greater, depending upon experience and funding availability. The State of South Dakota has an excellent benefit package including retirement, employee insurance coverage and paid leave.

QUALIFICATIONS: Applicants must have a JD degree and be licensed to practice law in South Dakota; must be a motivated self-starter and be prepared to assume immediate responsibilities.

APPLICATION PROCESS AND DEADLINE DATE: Interested persons should send a resume containing three references, a writing sample and a letter describing their qualifications to the address below. This position will be open until filled.

**JASON RAVNSBORG
OFFICE OF ATTORNEY GENERAL
1302 E. HIGHWAY 14, SUITE 1
PIERRE, SOUTH DAKOTA 57501**

**Judicial Qualifications Commission
State of South Dakota**

500 East Capitol Avenue

Pierre, SD 57501

Telephone: (605) 773-2099

Fax: (605) 773-8437

Email: lori.grode@ujs.state.sd.us

Kimberley A. Mortenson, Chair

Mark S. Roby, Vice Chair

Hon. Robin J. Houwman

Mark Haigh

Hon. Bruce V. Anderson, Secretary

Timothy M. Engel

Rebecca A. Porter

Lori Grode, Executive Assistant

Notice of Judicial Vacancy

TO: All Active Members of the State Bar of South Dakota

FROM: Bruce V. Anderson, Secretary, Judicial Qualifications Commission

The retirement of the Hon. Gordon D. Swanson in June 2019 will create a vacancy for a Circuit Court Judge position (Position D) in the Fourth Judicial Circuit. The Judicial Qualifications Commission is now taking applications for this position.

All lawyers and judges interested in applying should obtain the application form at <http://ujs.sd.gov/>, or contact Lori Grode at the State Court Administrator's Office. The application must be returned to the Administrator's Office and must be postmarked no later than **5:00 PM on April 12, 2019**. Applicants should make sure the application submitted is the 2018 revision. The duty station for this position shall be in Sturgis, South Dakota.

You may also obtain the application form by writing or telephoning:

Lori Grode
State Court Administrator's Office
500 East Capitol Avenue
Pierre, SD 57501
Telephone: 605-773-2099
Email: lori.grode@ujs.state.sd.us

Or, visit <http://ujs.sd.gov/> for current job openings.

The Fourth Circuit is comprised of the following counties: Butte, Corson, Dewey, Harding, Lawrence, Meade, Perkins and Ziebach.



STANDING ROCK SIOUX TRIBE Job Announcements

CHIEF PROSECUTOR AND ASSISTANT TRIBAL PROSECUTOR Standing Rock Sioux Tribal Court Fort Yates, ND 58538

OPEN UNTIL FILLED

The Standing Rock Sioux Tribe seeks a Chief Tribal Prosecutor and an Assistant Tribal Prosecutor.

Work schedule is flexible. Salary is negotiable and based on experience. These are contract positions, compensated on an hourly basis.

The Standing Rock Sioux Tribal Code of Justice provides the following statutory qualification requirements: **To be eligible to serve as the Tribal Court Prosecutor or Assistant Prosecutor of the Standing Rock Sioux Tribal Court, a person shall (1) be a member in good standing of the bar in any state or federal court; (2) at least 21 years of age, (3) be of high moral character and integrity, (4) have a law degree from an accredited law school, (5) must never have been convicted of a felony; (6) shall not have been dishonorably discharged from the Armed Services, must (7) be physically able to perform the duties of the office and (8) be qualified to be admitted to practice under the provision of Section 1-601 of this Title.**

The Standing Rock Sioux Tribal Code of Justice, Section 30-202, provides a limited preference based on political status, as follows, to: 1) Tribal members, 2) local Indians, 3) other Indians, and 4) all other qualified applicants. The Standing Rock Sioux Tribe is an equal opportunity employer and does not discriminate on the basis of race (*"Indian" is a federally recognized political status*), national origin, sex or sexual orientation, religion, age, or disability).

Please submit a cover letter, resume, references, writing sample, proof of bar membership, and any additional materials the applicant feels the Selection Committee should consider.

Applications for the Chief Prosecutor and/or Assistant Tribal Prosecutor position may be sent to **Ms. Dellis M. Agard, Court Administrator, Standing Rock Sioux Tribal Court, PO Box 363, Fort Yates, ND**, or by Email to dagard@standingrock.org. Ms. Agard can also be contacted by Telephone at **(701) 854-7244 Ext. 7419**.

The worksite for this position is located at the Standing Rock Sioux Tribal Court in Fort Yates, ND. The Sitting Bull College Transit provides bus services, at nominal cost, to and from Bismarck, ND; Mobridge, SD; McLaughlin, SD and Selfridge, ND and coordinated with the Tribal Work Day, which is 8:00 AM to 4:30 PM (Central Time).

POSITION VACANCY ANNOUNCEMENT
FEDERAL PUBLIC DEFENDER
DISTRICTS OF NORTH AND SOUTH DAKOTA

The U.S. Court of Appeals for the Eighth Circuit is accepting applications [under authority of 18 U.S.C. § 3006A(g)(2)(A)] from all qualified persons for the position of Federal Public Defender for the Districts of North and South Dakota headquartered in Pierre. The term of appointment is four years; annual salary at an amount not to exceed the salary of the U.S. Attorney for the district, currently \$164,200. The Federal Public Defender provides federal criminal defense services to individuals unable to afford counsel. An applicant must be/have been: (1) admitted to practice before the highest court of at least one state; (2) a member in good standing of every other state bar of which he/she is a member; (3) a minimum of five years' criminal practice, preferably with significant criminal trial experience; (4) administrative expertise; (5) reputation for integrity; and (6) a commitment to the representation of those unable to afford counsel. Federal Public Defenders may not engage in the private practice of law and are subject to judiciary financial disclosure requirements. A background investigation is required.

Application forms may be obtained on line or in hard copy from the Clerk of the U.S. District Court in the District of North Dakota at www.ndd.uscourts.gov, Clerk of the U.S. District Court in the District of South Dakota at www.sdd.uscourts.gov, or Circuit Executive's Office in St. Louis, Missouri by e-mail at CE8employment@ca8.uscourts.gov or by phone 314-244-2600. Applications should be submitted only by the applicant personally and should indicate the applicant's willingness to serve if selected. Applications should be submitted to Ms. Millie B. Adams, Circuit Executive, 111 South 10th Street, Suite 26.325, St. Louis, Missouri 63102-1116, and must be received by **April 30, 2019**. The U.S. Courts are equal opportunity employers.

Rosebud Sioux Tribe
Special Assistant U.S. Attorney
Closing Date: April 22, 2019
Salary: DOE

Qualifications:

Applicants must possess a J.D. degree, be an active member of the bar in good standing, as well as being admitted to practice in federal court, District of South Dakota, (applicants not licensed in South Dakota will have one year to gain admittance to the South Dakota Bar), and have at least 2 years post-J.D. professional experience. Outstanding academic record, criminal litigation experience, including trial and courtroom experience. Experience in managing investigations and violent crime experience, as well as appellate experience and strong legal research and writing ability. Investigative grand jury experience would be helpful. Experience in Indian Country criminal prosecution is preferred.

The appointment is subject to the completion and a favorable adjudication of any background checks required by Rosebud, the U.S. Attorney's Office (USAO), and the United States Department of Justice. Completion of Questionnaire for Public Trust Position

https://docs.wixstatic.com/ugd/724f9e_4dc5004377d24908b72cf675f7c9ec27.pdf

and the Investigative Questionnaire for Law Enforcement Position

https://docs.wixstatic.com/ugd/724f9e_9439c43c8dc24634ac18364d88ed7773.pdf

In addition to the documentation listed above, the Rosebud Sioux Tribe requires that you complete its application found at https://docs.wixstatic.com/ugd/ed1fef_fa630cec5fb140beb2fb43e15f823075.pdf and send to the address listed on the Application. No packets will be processed or considered without all of the information requested. Please include resume and cover letter.

Responsibilities shall include, but not be limited to working full time on the investigation and prosecution of cases concerning domestic violence, dating violence, sexual assault, human trafficking, stalking, and related offenses, that are committed within the boundaries of the Rosebud Sioux Indian Reservation. Although cases of sexual assault involving young children may be covered by this project, the USAO and the Rosebud Tribe will prioritize using resources allocated to this project to investigate and prosecute cases where adult and adolescents are victimized. The Tribal SAUSA will divide their time between Rosebud and the USAO. The Tribal SAUSA will have responsibilities at the USAO in Pierre, South Dakota, and Rosebud, South Dakota. The Tribal SAUSA will spend the first 120 days of work exclusively at the USAO in Pierre. Thereafter, the Tribal SAUSA will develop a schedule, with the approval of Rosebud Sioux Tribe and the USAO, keeping in mind the purpose of the OVV grant that created the position.

The Tribal SAUSA shall be subject to the same laws, rules, regulations and policies as are applicable to all federal employees of the Department of Justice, the Executive Office for United States Attorneys and the United States Attorney's Office, including personnel policies and procedures and ethics laws, regulations, and policies. These include the standards of ethical conduct for employees of the Executive Branch, 5 C.F.R. Part 2635; supplemental standards of ethical conduct for employees of the Department of Justice, 5 C.F.R. Part 3801; federal conflict of interest laws, 18 U.S.C. Sections 202-211; and political activity restrictions, 5 U.S.C. Section 7321 et seq.

CAREER CENTER

CLASSIFIEDS Contact | Email your employment announcement to tracie.bradford@sdbar.net by January 26th to have it included in the February newsletter. Please be sure to include a closing date. To see more jobs listings, visit www.statebarofsouthdakota.com.

ATTORNEYS

Deputy State's Attorney- Lincoln County

Lincoln County invites applications for a Deputy State's Attorney. The Deputy State's Attorney performs routine professional legal work in the prosecution of civil and criminal crimes, juvenile crimes, and juvenile abuse and neglect cases in Lincoln County. Minimum Qualifications: Graduation from a college of law, attainment of a Juris Doctorate degree from an accredited law school, and admission by the Supreme Court of South Dakota to practice law in the state of South Dakota or be licensed to practice law in any other state and able to take the next available South Dakota bar examination or be a recent or imminent law school graduate, eligible to sit for the next available South Dakota bar examination. Comparable combination of education and experience may be considered. \$2,305.60 - \$2,544.80 bi-weekly. To view a full listing of qualifications and to apply visit: <http://www.lincolncountysd.org> then click on the Employment tab. Application deadline: Continuous. Contact Human Resources with questions at 605-764-6609. Equal Opportunity Employer.

FINANCIAL INSTITUTION EXAMINER: Pierre or Sioux Falls

The South Dakota Division of Banking is seeking inquisitive and analytical applicants with excellent communication skills to join our team of professional Financial Institution Examiners in Pierre or Sioux Falls. The Division regulates the state's banking, trust, and financial services industries to assure confidence in financial markets and services. Examiners determine the condition of state-chartered banks, trust companies, and other licensed financial institutions; evaluate adequacy of internal control procedures; determine compliance with State and Federal statutes related to banking, trust, licensing, and consumer protection; evaluate trust and loan administration and corresponding investment portfolios for prudence, quality, and suitability; make recommendations on

findings; and investigate consumer complaints related to supervised financial institutions.

Bachelor's degree in banking, finance, accounting, business, economics, or a related field, and advanced degrees (JD, MBA, etc.) preferred.

Starting salary: \$40,000 - \$45,000 annually, depending on experience. Excellent training and salary advancement opportunities.

No previous examination experience necessary.

Overnight travel is required. For more information visit <http://bhr.sd.gov/workforus/workbenefits.aspx>

Apply at: <http://tinyurl.com/yaqb8327>. "An Equal Opportunity Employer"

To be considered, please attach a letter of interest, post-secondary transcripts, and a writing sample. The State of South Dakota offers paid employee health insurance, ten paid holidays, generous vacation leave accrual, plus medical, dental, vision, and other benefits.

Associate Attorney: Sioux City, IA

Rawlings, Ellwanger, Mohrhauser, Nelson & Roe, L.L.P., an established "AV" rated law firm in Sioux City is seeking to hire an attorney to work in the areas of business, real estate, probate and estate planning. Candidates will be organized and possess excellent writing and oral skills. We offer competitive salary, 401(k), health insurance, CLE and bar dues. Membership in Nebraska and/or South Dakota bars a plus. Confidential inquiries, including resume, should be sent to Kathleen Roe, 522 4th Street, Suite 300, Sioux City, Iowa, 51101, or kroe@rawlings-law.com.

Family Law Attorney: Sioux Falls

Ver Beek Law, Prof. L.L.C. is seeking a family law attorney for our Sioux Falls office. We are looking for candidates with experience levels ranging from newly licensed lawyers to those with several years of experience. Only candidates seeking a long-term employment opportunity will be considered. The position offers competitive salary. Interested applicants should send their cover letter and resume to kelsey@verbeeklaw.com.

Deputy Public Advocate/Senior Deputy Public Advocate: Minnehaha County

SALARY: \$2,603.20 - \$3,093.60 Biweekly

GENERAL INFORMATION:

The Minnehaha County Public Advocate's Office invites applications for a Deputy Public Advocate/Senior Deputy Public Advocate to perform professional legal work for Minnehaha County. The hiring range is \$2,603.20 - \$3,093.60/biweekly with full earning potential up to \$3,768.80/biweekly. All applications must be submitted by 5:00 p.m. on the date the position closes.

Posting to remain open until filled with initial review of applications to begin April 15, 2019.

APPLICATIONS MAY BE FILED ONLINE AT: <http://jobs.minnehahacounty.org>

OUR OFFICE IS LOCATED AT: 415 N Dakota Avenue, Sioux Falls, SD 57104

605-367-4337 jobs@minnehahacounty.org

MB Job #19-35

Minnehaha County is an Equal Opportunity Employer and does not discriminate on the basis of race, color, creed, religion, national origin, citizenship, ancestry, gender, gender identity, sexual orientation, marital status, pregnancy, age, disability, veteran's status, genetic information, or any other protected group in accordance with state and federal law. Arrangements for accommodations required by disabilities can be made by contacting Human Resources at (605) 367-4337.

Associate Attorney – Rapid City

The law firm of Thomas Braun Bernard & Burke, LLP in Rapid City is seeking an attorney with 1-5 years' litigation experience. The ideal candidate will possess strong oral and written skills, legal research proficiency, and courtroom experience. Confidential inquiries including cover letter, resume, writing sample (less than 15 pages), and an academic transcript should be sent to John W. Burke, Thomas Braun Bernard & Burke, LLP, 4200 Beach Drive – Suite 1, Rapid City, SD 57702 or may be e-mailed to jburke@tb3law.com.

Attorney on a Partnership Track - Pierre

Due to recent career changes by May Adam lawyers, we are searching for the right person or persons to join our law firm on a partnership track. We have an established vibrant practice serving government, corporate and individual clients statewide. Our associates are mentored by experienced lawyers and are exposed to a number of areas of practice. We seek bright engaging persons, whether experienced or new admittees to the bar who are motivated and have a record of success to forward a letter, transcript and resume to Doug Abraham at daa@mayadam.net. All inquiries kept in confidence.

ATTORNEY: SIOUX FALLS

Advanced Asset Alliance in Sioux Falls, SD is seeking an Attorney to fill the position of General Counsel. Applicants must have a JD and be licensed to practice, or by reciprocity be able to obtain license to practice, in SD. Additional licensing in IA, NE, ND, and/or MN is beneficial. Ideal candidates will have 1-5 years of experience with a background in insurance law, health-care law, employment law, contract law, litigation, compliance or collections. Excellent communication skills with staff, clients, and the courts is required.

Salary: Competitive, depending on experience, flexible schedule, employee insurance coverage (medical, dental, life, disability).

Closing date: Open until position is filed.

Duties and responsibilities: Oversight of legal staff, monitor and liaison with out-of-state counsel working on behalf the company, responsible for multi-state licensing and corporate and statutory compliance, appear for all legal proceedings on behalf of the company and clientele, advise and offer counsel to upper management and clientele on all legal matters, investigate and respond to regulatory complaints, liaison with industry and trade interest groups and lobbyists, review and execute all legal pleadings on behalf of the company, provide training to employees and clientele on legal matters.

Please send resumes to chris@advancedassetalliance.com and kade@advancedassetalliance.com.

In-House Legal Counsel: Sioux Falls School District

Education/Experience: Juris Doctorate Degree. Admitted to practice law in SD with at least three (3) years of related experience.

The essential functions of in-house legal counsel include the following:

Oversees the development and implementation of District policies; Assists with the review and revisions of District contracts with vendors and outside service providers; Interprets the employee groups' negotiated contract language for executive administration; Assists with the nonrenewal, reduction in force, termination, discipline and other personnel procedures for certificated and non-certificated personnel; Represents the District at grievance hearings. Investigates and provides counsel to arbitration, unemployment hearings, unfair labor practices and discrimination hearings; Serves as the Civil Rights Officer and Title IX Coordinator; Provides counsel to the Director of Special Services on the interpretation and adherence to special education law; Represents the District in Due Process, State Complaint or OCR proceedings; Manages student discipline, suspensions and expulsions; Keeps informed of and interprets court decisions, regulations, statutes, rules and policies affecting education, employee groups and student affairs; Manages communication with outside legal counsel and confers with outside counsel on pertinent legal issues as needed; Performs other duties as assigned.

Calendar: 12-month (year-round) position

Compensation: 111,042 annually + depending on experience

Screening for the position begins February 12 and continues until the position is filled.

Candidates must apply online at www.sf.k12.sd.us. Please include a resume with the online application.

Questions: Sioux Falls School District - HR Department, 605-367-7661, sfsdhrdepartment@k12.sd.us

In-House Commercial Lending Attorney: Sioux Falls

Great Western Bank is seeking an In-House Commercial Lending Attorney with experience in commercial and agricultural lending, workouts and collections, and bankruptcy to join its in-house Legal

Department. Primary duties will include supporting internal staff (such as lenders, the credit department, workout and collections, and loan documentation and closing services staff) in dealing with questions and issues as they arise in connection with structuring and closing commercial loans, workouts and collections. Other duties will include assisting in various administrative functions, such as management of outside counsel.

Interested candidates should apply on our website: <https://www.greatwesternbank.com/about-us/careers/>.

STAFF ATTORNEY: MISSION

DAKOTA PLAINS LEGAL SERVICES (DPLS), a non-profit legal services program, has an opening for a Staff Attorney position in our Mission, South Dakota, office. The Mission office serves the Rosebud Sioux Indian Reservation and Gregory, Jones, Mellette, Todd and Tripp counties in South Dakota.

QUALIFICATIONS/RESPONSIBILITIES: Applicants must have a JD degree and be licensed to practice, or by reciprocity be able to obtain a license to practice, in South Dakota, or be qualified to take the next South Dakota Bar Exam; must be a bright, motivated, self-starter; must have the tenacity to assume immediate practice responsibilities, including handling a significant caseload touching on many different areas of law with regular appearances in court; and must demonstrate an interest in poverty law and working with Native American and low income clients.

SALARY: Competitive, depending on experience.

DPLS has excellent fringe benefits, including generous leave benefits and employee insurance coverage (medical, dental, life, disability).

CLOSING DATE: Open until filled.

APPLICATION INFORMATION: Please submit a letter of interest and resume to: John J. Buchy, Executive Director, Dakota Plains Legal Services, PO Box 727, Mission, SD 57555, (605) 856-4444, dpls1@gwtc.net.

Native Americans, Women and Minorities are encouraged to apply. Dakota Plains Legal Services is an Equal Opportunity Employer.

MANAGING ATTORNEY: EAGLE BUTTE

DAKOTA PLAINS LEGAL SERVICES (DPLS), a non-profit legal services program, has an opening for a Managing Attorney position in our Eagle Butte, South Dakota, branch office. The Eagle Butte office serves Cheyenne River Indian Reservation in South Dakota and Dewey, Haakon, Potter and Ziebach counties in South Dakota.

QUALIFICATIONS/RESPONSIBILITIES: Applicants must have a JD degree and be licensed to practice, or by reciprocity be able to obtain a license to practice, in South Dakota, or be qualified to take the next South Dakota Bar Exam; must be a bright, motivated, self-starter; must have the tenacity to assume immediate practice responsibilities, including handling a significant caseload touching on many different areas of law with regular appearances in court; must demonstrate an interest in poverty law and working with Native American and low income clients.

Applicant must have at least one year's experience in the practice of poverty law or Indian law, with trial and appellate experience in state and federal courts or two years' experience in the general practice of law. If Applicant does not possess this experience we would consider Applicant for a staff attorney position until qualified to be a Managing Attorney.

SALARY: Competitive, depending on experience. DPLS has an excellent fringe benefits package including generous leave benefits and employee insurance coverage (medical, dental, life, disability).

CLOSING DATE: Open until filled.

APPLICATION INFORMATION: Please submit a letter of interest and resume to: John J. Buchy, Executive Director, Dakota Plains Legal Services, PO Box 727, Mission, SD 57555, (605) 856-4444, dpls1@gwtc.net

Native Americans, Women and Minorities are encouraged to apply. Dakota Plains Legal Services is an Equal Opportunity Employer.

MANAGING ATTORNEY - PINE RIDGE

DAKOTA PLAINS LEGAL SERVICES (DPLS), a non-profit legal services program, has an opening for a Managing Attorney position in our Pine Ridge, South Dakota, branch office. The Pine Ridge office serves the Pine Ridge Indian Reservation in South Dakota and Oglala Lakota, Jackson and Bennett counties in South Dakota.

QUALIFICATIONS/RESPONSIBILITIES: Applicants

must have a JD degree and be licensed to practice, or by reciprocity be able to obtain a license to practice, in South Dakota, or be qualified to take the next South Dakota Bar Exam; must be a bright, motivated, self-starter; must have the tenacity to assume immediate practice responsibilities, including handling a significant caseload touching on many different areas of law with regular appearances in court; must demonstrate an interest in poverty law and working with Native American and low income clients. Applicant must have at least one-year experience in the practice of poverty law or Indian law, with trial and appellate experience in state and federal courts or two years' experience in the general practice of law.

SALARY: Competitive, depending on experience. DPLS has an excellent fringe benefits package including generous leave benefits and employee insurance coverage (medical, dental, life, disability).

CLOSING DATE: April 1, 2019.

APPLICATION INFORMATION: Please submit a letter of interest and resume to: Thomas S. Mortland, Interim Executive Director, Dakota Plains Legal Services, PO Box 727, Mission, SD 57555, (605) 856-4444, dpls@venturecomm.net

Native Americans, Women and Minorities are encouraged to apply. Dakota Plains Legal Services is an Equal Opportunity Employer.



April

Disciplinary Board.....	April 4-5.....	Clubhouse, Sioux Falls
Bar Commission Meeting.....	April 11.....	Ramkota, Rapid City
April Medley CLE.....	April 12.....	Ramkota, Rapid City
Ask A Lawyer.....	April 30 - May 2.....	
Strategic Planning Meeting.....	May 9-10.....	Sioux Falls
2019 Annual Meeting.....	June 19-21.....	Ramkota, Rapid City