



STATE OF SOUTH DAKOTA
FIFTH JUDICIAL CIRCUIT



PRESIDING JUDGE

Jack R. Von Wald

CIRCUIT JUDGES

Larry H. Lovrien

Jon S. Flemmer

Scott P. Myren

MAGISTRATE JUDGE

Tony L. Portra

JACK R. VON WALD

Presiding Circuit Court Judge

Sara Van De Walle

Official Court Reporter

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Aberdeen, SD 57402-1087

Phone: 605-626-2450

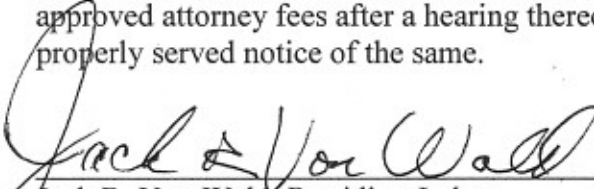
Fax: 605-626-2491

Email: 5thcircuit@uds.state.sd.us

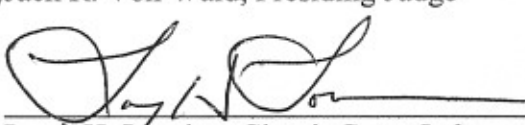
July 29, 2004

ATTORNEY FEES ON DEFAULT JUDGMENTS

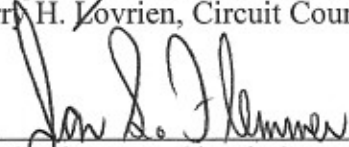
On this date, the Judges of the Fifth Circuit agreed to adopt a Fifth Judicial Circuit Court policy that provides that no attorney fees will be awarded to a party plaintiff who may be entitled thereto on a default judgment basis unless the complaint specifically requested attorney fees or unless the Court specifically approved attorney fees after a hearing thereon at which the defendant was properly served notice of the same.



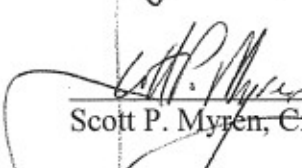
Jack R. Von Wald, Presiding Judge



Larry H. Lovrien, Circuit Court Judge



Jon S. Flemmer, Circuit Court Judge



Scott P. Myren, Circuit Court Judge