

SOUTH DAKOTA

South Dakota was admitted to the Union on November 2, 1889 as a single district exercising full federal jurisdiction, and remains so.¹ A second judgeship, SD.ST.02, was authorized as temporary, with the provision that the first vacancy to occur would not be filled.² When Judge Elliott (SD.ST.01.03) died in office in 1933, that line ended and SD.ST.02 effectively became permanent. SD.ST.03 also was legislated as a temporary line in 1954, but was converted three years later.³ A third continuing judgeship was created in 1978.⁴

South Dakota is a single-district state in the Eighth Circuit with three district judgeships.⁵

| Statutory History | | |
|--------------------------|--------------------------|------------------|
| <i>Seat</i> | <i>Legislation</i> | <i>Authority</i> |
| SD.ST.01 | Act of February 22, 1889 | 25 STAT. 676 |
| SD.ST.02 | Act of February 26, 1929 | 45 STAT. 1317 |
| SD.ST.03 | Act of February 10, 1954 | 68 STAT. 8 |
| SD.ST.04 | Act of October 20, 1978 | 92 STAT. 1629 |

| Seat Histories | | | | | |
|-----------------------|-------------|-----------------------------|--------------------------|---------------|--------------|
| <i>Position #</i> | <i>Name</i> | <i>Date of Confirmation</i> | <i>Date of Departure</i> | <i>Reason</i> | <i>Party</i> |
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¹As provided by the Act of February 22, 1889, 25 STAT. 676.

²Act of February 26, 1929, 45 STAT. 1317.

³Act of September 7, 1957, 71 STAT. 631.

⁴Act of October 20, 1978, 92 STAT. 1629.

⁵For more history see, Peggy J. Teslow, *History of the United States District Court for the District of South Dakota* (Minneapolis: West Publishing, 1991), provided by the clerk of the court.

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|-------------|------------------------------------|-----------------------------------|----------------------|----------------------------------|------------|
| SD.ST.01.01 | Edgerton, Alonzo J. | January 16, 1890 ⁶ | August 9, 1896 | Deceased | Republican |
| SD.ST.01.02 | Carland, John Emmett | December 15, 1896 ⁷ | February 6, 1911 | Elevated to Commerce Court | Democrat |
| SD.ST.01.03 | Elliott, James Douglas | June 7, 1911 | January 30, 1933 | Deceased | Republican |
| | | | | | |
| SD.ST.02.01 | Wyman, Alfred Lee | May 10, 1929 | December 15, 1953 | Deceased | Democrat |
| SD.ST.02.02 | Mickelson, George T. | February 9, 1954 ⁸ | February 28, 1965 | Deceased | Republican |
| SD.ST.02.03 | Nichol, Fred J. | June 9, 1965 | June 11, 1980 | Retired | Democrat |
| SD.ST.02.04 | Jones, John Bailey | November 18, 1981 | January 1, 1995 | Retired | Republican |
| SD.ST.02.05 | Kornmann, Charles B. | March 24, 1995 | Active | Active | Democrat |
| | | | | | |
| SD.ST.03.01 | Beck, Axel John | February 28, 1958 | October 27, 1969 | Retired | Republican |
| SD.ST.03.02 | Bogue, Andrew W. | April 23, 1970 | July 1, 1985 | Retired | Republican |
| SD.ST.03.03 | Bathey, Richard H. | October 25, 1985 | January 1, 1999 | Retired | Republican |
| SD.ST.03.04 | Schreier, Karen E. ⁹ | June 30, 1999 | Active | Active | Democrat |
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| SD.ST.04.01 | Porter, Donald James | May 10, 1979 | March 16, 1992 | Retired | Democrat |

⁶Recess appointment, November 19, 1889.

⁷Recess appointment, August 31, 1896.

⁸Recess appointment, December 9, 1953.

⁹First female district judge appointed from South Dakota.

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| SD.ST.04.02 | Piersol, Lawrence LeRoy | November 20, 1993 | Active | Active | Democrat |
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