



Sunny And Very Pleasant

9 a.m.: **60** | 3 p.m.: **72**
FORECAST DETAILS: PAGE 2



Relish

**Spoonbread Makes
A Perfect Side Dish**
Inside Today

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No Charges Filed In May Road Death

SA Office: No Evidence Of
Foul Play In Highway Incident

BY NATHAN JOHNSON
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No criminal charges will be filed in connection with a May 3 accident east of Yankton that killed 23-year-old Joseph Bret Jackson.

Yankton County State's Attorney Rob Klimisch told the *Press & Dakotan* Wednesday afternoon that an investigation concluded the vehicle was operating within the speed limit and that Jackson was laying in the middle of the westbound lane of 309th St./Old Highway 50 west of East Side Drive when the incident occurred.

"We overturned every rock we could and determined we were not finding enough evidence to even bring charges to a grand jury," Klimisch said.

In the months since the accident occurred, his office has been examining evidence and discussing the case with law enforcement. The case was investigated by the Yankton County Sheriff's Office, the Yankton Police Department and the South Dakota Division of Criminal Investigation.

"Usually, we're in the position of putting forward and proving a case," Deputy State's Attorney Erich Johnke said. "We didn't have the facts to support that. It's unusual for us to explain why we didn't charge anything in a case like this."

Klimisch has decided not to release the name of the driver of the 1988 Ford Thunderbird that DNA evidence has linked to the incident.

"We didn't feel it was appropriate to release the name when we're not going to pursue any charges," he said. "Because of the seriousness of

the case and not wanting to cause any more concern and stress for the individual, we thought that was the best thing to do."

The name has been provided to the family should it want to pursue civil litigation, Johnke stated.

Several witnesses told investigators that they had seen an individual — believed to be Jackson — walking along that stretch of Old Highway 50 between 2 a.m. and 4 a.m. May 3, and one of them said the individual jumped in front of their vehicle. That person was able to swerve and not hit the person.

"Jackson was laying on the ground in dark clothing (when he was killed)," Klimisch said. "There was a high intoxication level. Other individuals drove down the same road, and he was jumping out at their cars."

Jackson had a blood-alcohol content of .307 at the time of his death.

The investigation showed the Thunderbird was traveling 54 mph in a 55 mph zone at the time of impact.

"If we were looking at facts to show a guy was driving 80 mph carelessly or recklessly down the highway, we don't have those facts," Johnke said. "We don't have any information that leads us to believe he was drinking, either."

Very little damage was done to the Thunderbird.

"There was no damage to the license plate, the bumper — anything to show that Jackson was standing up or even sitting up on the road," Klimisch said.

Some small pieces of plastic were broken off the lower region of the car.

DEATH | PAGE 2

Bishop Criticizes MMC Speaker

In Letter, Swain Takes Issue With
Comments Made To *Press & Dakotan*

BY NATHAN JOHNSON
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The bishop of the Sioux Falls Diocese made clear to clergy Wednesday that he does not endorse remarks made by a nun who will deliver Mount Marty College's fall Benedictine Lecture tonight (Thursday).

In a letter issued to clergy, Bishop Paul Swain took issue with statements made by S. Simone Campbell in the *Press & Dakotan* and elsewhere.



Campbell

While not discouraging anyone from attending Campbell's lecture, Swain took efforts to explain where he thinks her beliefs differ

Dr. Joseph Benoit, who also received the letter, told the *Press & Dakotan* Wednesday that he was "a little disappointed" when he saw the document.

"I have signed approval by (Swain) from last spring to have Sister Campbell as a speaker at Mount Marty College," he said.

While not discouraging anyone from attending Campbell's lecture, Swain took efforts to explain where he thinks her beliefs differ

SPEAKER | PAGE 5

A Winning Message



ROB NIELSEN/P&D

Tom Osborne speaks at Yankton's Fellowship of Christian Athletes (FCA) Evening of Champions Wednesday night at the YHS/ Summit Activities Center theatre. The former Nebraska football coach and congressman re-counted parts of his coaching career and how he became involved with FCA as a young man.

At FCA Gathering,
Osborne Talks
About Importance
Of His Faith

BY DEREK BARTOS
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"Whoever shall seek to save his life shall lose it ...," Tom Osborne told a packed auditorium Wednesday at the Yankton High School/Summit Activities Center theatre.

The former University of Nebraska football coach and athletic director and former U.S. congressman was the featured speaker at the Fellowship of Christian Athletes (FCA) Evening of Champions. The program was hosted by the Yankton chapter of the FCA.

The first half of that Bible verse — Luke 17:33 — was one that had a profound effect on Osborne, who said he heard the words at a conference during college. Up to that point, his life had been consumed by athletics in the hope of pleasing his father.

"I threw myself into whatever it was — football, baseball, basketball, track," he said. "It wasn't always the case of wanting to be good, it was having to be good."

But at that moment, he realized that athletics was how he was trying to "save" his life.

"What Jesus was saying is that whatever is first in your life — whatever occupies most of your time, your attention and your resources — is how you are going to save your life," Osborne said. "I realized that was the case, so I decided to follow Him."

However, it wasn't the end of the story, Osborne said.

"We're all on a spiritual journey and we all have challenges," he said.

For Osborne, those challenges included trying times when football or politics seemed to become the most important things in his life.

This is why the second part of the verse is so important, Osborne said. "... whoever loses his life for my sake will find it."

"What he was saying is that if you honor Him with everything you've

GANT | PAGE 11

OSBORNE | PAGE 2

Gant Won't Seek Re-Election In 2014

By The Associated Press

PIERRE — South Dakota Secretary of State Jason Gant said Wednesday he won't seek re-election and instead will return to the private sector at the end of his first term in office, which runs through the end of 2014.

Gant, a Republican, previously worked in health care and was a state senator for six years from Sioux Falls.

He said in a statement that he

has accomplished his goals, including creating an online system for filing and accessing corporate documents, putting more open records online, increasing transparency in campaign finance and increasing access to the voting booth. His successor will inherit a government agency "that is at the forefront of



Gant

technology," he said.

"I am far from perfect, but I have always tried to do my best and serve the people of South Dakota well. Tremendous improvements have been made in the Secretary of State's office with more to come. I may not be seeking another term; however my drive and determination are as strong as ever," the Republican said.

He has been criticized by both Democrats and Republicans since taking office in 2011.

Conservatives were critical of him for endorsing state former Republican Rep. Val Rausch in a primary challenge to a sitting state GOP senator in 2012, the *Argus Leader* reported. Democrats and conservatives alike said he mishandled nominating petitions in the 2012 race. And a judge ruled Gant didn't do everything he could to solicit opposition statements to a pro-

GANT | PAGE 11



PHOTO: ELIZABETH "SAM" GROSZ

Delmont will be hosting a festive doubleheader this weekend, with the 17th annual Kuchen Festival and the 10th annual Old Time Harvest Festival (above). The latter gives attendees a glimpse at farming in the old days.

Delmont Serving Desserts, Farm Memories

BY ELIZABETH "SAM" GROSZ
P&D Correspondent

DELMONT — Memories of kuchen the way Grandma used to make it, as well as how Grandpa farmed with horses ... memories of quilts being made and oats being threshed ... it all comes together this weekend in Delmont.

Two groups, the Historical Society of Delmont and the Twin Rivers Old Iron Association, pool their efforts to put on the Kuchen Festival and the Old Time Harvest Festival, respectively, packing it all into two full days. The Kuchen Festival is now in its 17th year; the Old Time Harvest Festival in its 10th.

Visitors this weekend to this small Douglas County town will be treated to kuchen, crafts, bratwurst, quilts, artwork, music, Saturday pa-

rade, kids games and a museum holding huge bones collected from a nearby sandpit, while out at the farm, a host of Allis-Chalmers and other brands of farm equipment, a parade each day, demonstrations, more music featuring the South Dakota Old Time Fiddlers, a Sunday church service, followed by a tractor pull ... and that's just scratching the surface of all the things to see and do.

Preparations have been underway all summer for the expected crowds of people to attend. This week the Historical Society is wrapping up its preparation by baking its famous kuchen, the State Dessert, at the Tyndall Bakery.

"With close to 1,400 kuchen being made," said President Earla Strid, "we need an approved bakery to prepare them. We have been fortunate to be able to work with the Tyndall

Bakery the past 15 years."

Volunteers travel to the bakery early Friday morning to put together the toothsome treat, preparing over a dozen flavors. It will be brought back that same day in a refrigerated truck, with brisk sales expected the next two days.

Meanwhile back on the farm, the finishing touches are being put on this year's celebration of the past. A core group of about half a dozen men have been building and refurbishing the 10-acre farmstead where most of the activity takes place. They also harvested oats about a month ago from the remaining 20 acres of the farm.

"We've got about six loads of bundles to thresh," said the group's president, Glennis Stern, adding, "that's two more than we usually

DELMONT | PAGE 11



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