

SOUTH DAKOTA
LEGAL NOTES

MAY 2017 | INFO@SWIERLAW.COM | SWIERLAW.COM

Nominate a Veteran for the Swier Law Firm Veteran of the Game!

Do you know an active duty, reserve or retired military member who deserves recognition for all they have done for our country? If so, nominate them for Veteran of the Game at a SF Canaries home game this summer! Those selected receive 4 tickets to a game, a limited edition t-shirt and will be recognized and honored during the game. Nominate your hero today at SwierLaw.com/veteran.



Swier Law Firm to present “The South Dakota Probate Process - From Start to Finish.”

On May 16, 2017, Lindsay M. Harris of Swier Law Firm will present - “The South Dakota Probate Process - From Start to Finish” for the National Business Institute.

Lindsay will be discussing:

- Maintaining an Ethical Balance in Probate Practice
- Determining if Spouse’s Elective Share is a Reasonable Option

What: “The South Dakota Probate Process - From Start to Finish”

When: Tuesday, May 16, 2017 @ 8:30 a.m.

Where: Holiday Inn City Centre, 100 West Eighth Street, Sioux Falls, South Dakota



South Dakota Agricultural Law - What Is A General Partnership?

Today, farms are more complex than ever, and as they continue to grow, many farmers are considering their options for organizing the farm into a structure that best fits their farm's needs. Choosing to organize a business using a different type of entity can be a difficult decision, as each type of entity has its advantages and disadvantages while individual farmers also have a wide variety of goals and objectives that are most important to them and their particular operation.

A "General Partnership" is created when two or more individuals conduct and hold themselves out as a

business. Once a partnership is established, partners to the business share equally in the profits, as well as losses and liabilities. Generally, each partner is liable for the other partner's business decisions and liabilities related to the business. For example, if one partner incurs a large debt within the scope of the business, the other partners could also be responsible. While a "General Partnership" can be useful in bringing farmers with mutual interests together, it also presents a potential financial and liability risk.



VFW Post 628 to host Live Bands

The VFW Post 628 in Sioux Falls is hosting live bands every Friday and Saturday during the month of May. Break Even will perform May 19 & 20 and Night Raiders will perform May 26 & 27. Dance the night away while you support local musicians and the VFW!



Reducing Legal Liability Of Your South Dakota Small Business

When an entrepreneur is creating or implementing a business plan, one of the most overlooked costs is the business's legal risk and liability. It seems rather pessimistic to have a line item in your budget for lawsuits. Business litigation is rather common, but it is not inevitable, especially if you plan ahead. Here is how the attorneys at Swier Law Firm can help:

Limiting Liability

You can begin limiting your liability by forming a business entity that limits personal liability, such as a corporation or a limited liability company. These entities can separate your company's liability (and assets) from yours, ensuring that your personal finances are not drained in the event of a major lawsuit. If your business has been operating as a sole proprietorship or partnership, you should consider switching to an entity that will limit your liability.

In addition, you should make sure that your business is

properly insured. Often this means obtaining general liability insurance, workers' compensation plans, or commercial property insurance, among others.

Your Employees

Employees who you once thought were loyal to a fault can turn into an opposing party during litigation if you are not careful. Avoiding employee lawsuits not only starts with good people, but also with having a great corporate culture. Make sure to have written policies and procedures; don't discriminate or harass your employees; and hire and fire people in the right way. Minimizing employer/employee conflict is key to a healthy relationship, and Swier Law Firm can help you create the proper policies and procedures to start off your business on the right foot.

For advice on setting up your small business to limit legal liability, please contact Swier Law Firm's Business & Corporate Law Practice Group.



Did You Know?

The attorneys at Swier Law Firm focus exclusively in their chosen practice areas. This means when you hire us, you hire an expert with the resources and experience of a large law firm, but with a small law firm feel. We are here for you and will do all we can to help you!



"I have insecurities, of course, but I don't hang out with anyone who points them out to me."

~Adele

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We appreciate and value you as a friend of Swier Law Firm, and we would appreciate hearing your feedback on how we are doing! Please take a minute to review us on Google so that we can better serve you in the future! Just log into your Google account, [click here](#) and click on the pencil or "write a review." Thank you in advance for your time!

Did you know we post helpful legal information on our [blog](#)?

We update our blog throughout the week, so keep checking out our site!

<https://www.google.com/search?q=Swier%20Law%20Firm&ludocid=9308276024589510911&lrd=0x878ec9e96bd8c9b5:0x812da3ba1cf168ff.2.5>



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