

**David Schied** – one of the sovereign People; a “*totally and permanently disabled quad-amputee*”  
“**Beneficiary**” and “**Private**,  
P.O. Box 321 **Public Proxy**”  
Spearfish, South Dakota 57783  
605-580-5121 (all calls recorded)

**AMERICANS WITH DISABILITIES ACT (“ADA”)**  
**ACCOMMODATIONS** of “*extra time*” are both  
requested and **REQUIRED** in admitting this **EVIDENCE**

**4/22/2022** (began as a matter of **DATED RECORD**) **4/30/22** (finished)

**Attention CO-TRUSTEES:** **This is a FORMAL CRIMINAL COMPLAINT about “SHAM” ...**

**Kristi Noem** – acting privately and as GOVERNOR of the STATE operating by and through **Beth Hollatz**, Ryan Brunner, and other “*Senior Policy Advisors*” as liaisons to the public from  
[marybethhollatz@gmail.com](mailto:marybethhollatz@gmail.com)

**Scott Bolinger** – acting privately and as COMMISSIONER of the OHE over Catherine Williamson in confirmed receipt of documents through email at: [admhrngs@state.sd.us](mailto:admhrngs@state.sd.us), and also at:  
**BUREAU OF ADMINISTRATION** and its “**OFFICE OF HEARING EXAMINORS**”  
523 EAST CAPITOL AVE.

PIERRE, SOUTH DAKOTA 57501-5070

**... Administrative “LEGAL” and CONSTITUTIONAL ...**

**Kim Malsam-Rysdon** – HEALTH (DOH) - [Kim.Malsam-Rysdon@state.sd.us](mailto:Kim.Malsam-Rysdon@state.sd.us)

**Shawnie Rechtenbaugh** – HEALTH & HUMAN SERVICES (DHS) – [shawnie.rechtenbaugh@state.sd.us](mailto:shawnie.rechtenbaugh@state.sd.us)

**Laurie Gill** – SOCIAL SERVICES (DSS) – [DSSInfo@state.sd.us](mailto:DSSInfo@state.sd.us)

**Linda Williams** – WESTERN RESOURCES FOR INDEPENDENT LIVING (WRIL.org)

[linda@wril.org](mailto:linda@wril.org) and ALL BOARD Members (c/o Ex. Dir. Codi Erikson)

**... “Due Process” proceedings!**

**Codi Erikson** – (WRIL Exec. Dir.) – [financemanager@wril.org](mailto:financemanager@wril.org)

**Jason Ravnsborg**, STATE ATTORNEY GENERAL for S. DAKOTA – c/o **MEDICAID FRAUD**

**CONTROL UNIT** and **DIVISION OF CONSUMER PROTECTION** – [consumerhelp@state.sd.us](mailto:consumerhelp@state.sd.us)

**Xavier Becerra**, SECRETARY U.S. DHHS and his OFFICE OF CIVIL RIGHTS DIRECTOR **Lisa Pino**  
– [OCRMail@hhs.gov](mailto:OCRMail@hhs.gov)

**U.S. Attorney Dennis Holmes** (or his replacement), **Kristen Clark** as Assistant AG for USDOJ OCR, and  
U.S. ATTORNEY GENERAL **Merrick Garland** – c/o [usasd@usdoj.gov](mailto:usasd@usdoj.gov); [usasd.webmaster@usdoj.gov](mailto:usasd.webmaster@usdoj.gov)

**RE:** OHE File No. PRR 22-02 – **OBJECTION to Catherine Williamson’s DISCRIMINATORY “railroading” and OBSTRUCTION of “administrative due process”** through CRIMINAL “*RICO*” activity, gross negligence, and malfeasance as “*secondary*” level coverup to “*predicate*” level reports of RICO crimes committed by both “*chain*” and “*wheel*” conspiracies to “*deprive of rights under color of*” laws and procedures; which the DSS and DHS “*principals and agents*” both refuse to provide by “*abuse of official discretion*,” doing so through their STATE BAR attorneys **Jeremy Lippert and Jenna Howell** as “*mob*” bosses acting on behalf of the unelected “*GOVERNOR appointed*” SECRETARIES **Laurie Gill (DSS) and Shawnie Rechtenbaugh (DHS) of SOUTH DAKOTA’s corrupted “DEEP STATE”**; **DEMAND** for “*reasonable accommodations*” for “*extra time*” to file this instant “**OBJECTION.**”

**IN THE MATTER OF:**

**David Schied, a disabled sovereign Anglo-American man**

**v.**

**STATE OF SOUTH DAKOTA, et alia**

**I OBJECT!**

**for the following reasons:**

**The EVIDENCE of the ACTIONS to which this instant OBJECTION,  
CRIMINAL ALLEGATIONS and CLAIMS OF "DISCRIMINATION" apply:**

**BUREAU OF ADMINISTRATION**

**OFFICE OF HEARING EXAMINERS**

523 EAST CAPITOL AVE.  
PIERRE, SD 57501-5070  
PH 605.773.6811  
FAX 605.773.6818



**April 14, 2022** NOT RECEIVED until 4/20/22

Department of Human Services  
Custodian of the Records  
3800 East Hwy 34 Hillsview Plaza  
Pierre, South Dakota 57501

Department of Social Services  
Custodian of the Records  
700 Governors Drive  
Pierre, South Dakota 57501

RE: **In the Matter of the Public Records Review Requests** of David Schied of the Department of Human Services and the Department of Social Services  
OHE File No. PRR 22-02

Dear Records Custodian:

Attached please find a **Notice of Request for Disclosure of Public Records**. The Notice includes all documentation this office received pertaining to this request. This Notice is being sent to you in your role as a custodian of records for your respective Department as designated in SDCL §1-27-42.

The **Petitioner's Requests for Review for the Departments** are being consolidated.

Sincerely,

Catherine Williamson  
Office of Hearing Examiners

Enc. **(30 pages)** **FRAUD!** The total pages of enclosures were only **18 pages!**

**cc: David Schied**

**SOUTH DAKOTA OFFICE OF HEARING EXAMINERS**

**NOTICE OF REQUEST FOR DISCLOSURE  
OF PUBLIC RECORDS**

TO: Department of Social Services, Custodian of the Record  
Department of Human Services, Custodian of the Record

Mr. David Schied, filed a Notice of Review – Request for Disclosure of Public Records. A copy of the Notice of Review- Request for Disclosure of Public Records and accompanying documents are attached for your review.


Pursuant to SDCL §1-27-39, you may file a written response to the Notice of Review- Request for Disclosure of Public Records within ten (10) business days at the following address:

**Office of Hearing Examiners  
523 East Capitol Avenue  
Pierre SD 57501**

Pursuant to SDCL 1-27-39 if a written response of request for extension is not filed within ten (10) business days, this office will act on the information provided by the Petitioner.

Additionally, pursuant to SDCL 1-26-18, 1-26-20, and 1-27-40, the Office of Hearing Examiners may issue its written decision on the information provided and will only hold a hearing if it deems a hearing necessary.

Dated this 14<sup>th</sup> day of April, 2022

  
Catherine Williamson  
Office of Hearing Examiners

**CERTIFICATE OF SERVICE**

I certify that on April 14, 2022 at Pierre, South Dakota, a true and correct copy of the Notice of Request for Disclosure of Public Records in the above-entitled matter was mailed to each party listed below.

  
Catherine Williamson

**This is a FRAUDULENT MISCHARACTERIZATION of the actual document being referenced by Williamson as being originally produced by the “disabled appellant”.**

Mr. David Schied  
PO Box 321  
Spearfish, SD 57783

**MAIL FRAUD - COUNT 1**

Department of Human Services  
Custodian of the Records  
3800 East Hwy 34 Hillsview Plaza  
Pierre, South Dakota 57501

**MAIL FRAUD - COUNT 2**

Department of Social Services  
Custodian of the Records  
700 Governors Drive  
Pierre, South Dakota 57501

**MAIL FRAUD - COUNT 3**



**THE DOC TO WHICH OHE Williamson REFERRED WAS NUMBERED IN 27 PAGES:**

**27 PAGE document sent by David Schied dated 4/1/22 sent 4/7/22**



Copyright © by David Schied (all rights reserved)  
David Schied  
P.O. Box 321  
Spearfish, South Dakota 57783  
605-580-5121 (all calls recorded)  
4/1/2022 (finished 4/7/22)

**NOTICE:** This document responds to a year-long back history of CRIMINAL “counts” of FRAUD and OBSTRUCTION in the sovereign People obtaining RECORDS under the law; and submits NEW “**OPEN RECORDS DEMANDS FOR DOCUMENTS**” specifically related to the “**way government operates.**” and NOT related to “personal” information as otherwise asserted under FALSE LIGHT by the STATE’s BAR attorneys Jenna Howell and Jeremy Lippert.

Attn: GOV. Kristi Noem, c/o Mary Beth Hollatz – [marybethhollatz@gmail.com](mailto:marybethhollatz@gmail.com)  
Kim Malsam-Rysdon – SECRETARY to DEPT. HEALTH (DOH) - [Kim.Malsam-Rysdon@state.sd.us](mailto:Kim.Malsam-Rysdon@state.sd.us)  
Shawnie Rechtenbaugh – SECRETARY to DEPT. OF HEALTH & HUMAN SERVICES (DHS) – [shawnie.rechtenbaugh@state.sd.us](mailto:shawnie.rechtenbaugh@state.sd.us)  
Laurie Gill – SECRETARY to DEPT. OF SOCIAL SERVICES (DSS) – [DSSInfo@state.sd.us](mailto:DSSInfo@state.sd.us)  
Jenna Howell – STATE attorney & BAR Member – [jenna.howell@state.sd.us](mailto:jenna.howell@state.sd.us)  
Jeremy Lippert – STATE attorney & BAR Member – [jeremy.lippert@state.sd.us](mailto:jeremy.lippert@state.sd.us)  
OFFICE OF HEARING EXAMINERS – [SDOHE@state.sd.us](mailto:SDOHE@state.sd.us)  
COMMISSIONER Scott Bollinger – [Scott.Bollinger@state.sd.us](mailto:Scott.Bollinger@state.sd.us)

Another formal  
**COMPLAINT of  
DISCRIMINATION**  
(against Williamson)

**YET THE FRAUDULENT DOCUMENT FORWARDED BY OHE “CHIEF” WILLIAMSON:**

**WAS A**

**19 PAGE document WITH ONLY ODD NUMBERED PAGES sent by Williamson (minus the first four (4) pages of Williamson’s own fraudulent construction)**



Copyright © by David Schied (all rights reserved)  
David Schied  
P.O. Box 321  
Spearfish, South Dakota 57783  
605-580-5121 (all calls recorded)  
4/1/2022 (finished 4/7/22)

**NOTICE:** This document responds to a year-long back history of CRIMINAL “counts” of FRAUD and OBSTRUCTION in the sovereign People obtaining RECORDS under the law; and submits NEW “**OPEN RECORDS DEMANDS FOR DOCUMENTS**” specifically related to the “**way government operates.**” and NOT related to “personal” information as otherwise asserted under FALSE LIGHT by the STATE’s BAR attorneys Jenna Howell and Jeremy Lippert.

Attn: GOV. Kristi Noem, c/o Mary Beth Hollatz – [marybethhollatz@gmail.com](mailto:marybethhollatz@gmail.com)  
Kim Malsam-Rysdon – SECRETARY to DEPT. HEALTH (DOH) - [Kim.Malsam-Rysdon@state.sd.us](mailto:Kim.Malsam-Rysdon@state.sd.us)  
Shawnie Rechtenbaugh – SECRETARY to DEPT. OF HEALTH & HUMAN SERVICES (DHS) – [shawnie.rechtenbaugh@state.sd.us](mailto:shawnie.rechtenbaugh@state.sd.us)  
Laurie Gill – SECRETARY to DEPT. OF SOCIAL SERVICES (DSS) – [DSSInfo@state.sd.us](mailto:DSSInfo@state.sd.us)  
Jenna Howell – STATE attorney & BAR Member – [jenna.howell@state.sd.us](mailto:jenna.howell@state.sd.us)  
Jeremy Lippert – STATE attorney & BAR Member – [jeremy.lippert@state.sd.us](mailto:jeremy.lippert@state.sd.us)  
OFFICE OF HEARING EXAMINERS – [SDOHE@state.sd.us](mailto:SDOHE@state.sd.us)  
COMMISSIONER Scott Bollinger – [Scott.Bollinger@state.sd.us](mailto:Scott.Bollinger@state.sd.us)

Another formal  
**COMPLAINT of  
DISCRIMINATION**  
(against Williamson)

As shown over the next few pages, although OHE “Chief Hearing Examiner” Catherine Williamson’s letter dated 3/29/22 acknowledged receipt already of the actual “**DEMAND FOR [Administrative Due Process] APPEAL**” document dated 3/17/22 (began on 3/1/22 and needing “extra time” to write) by “totally and permanently disabled quad-amputee” she nevertheless FRAUDULENTLY misrepresented the first COMPLAINT – written about Williamson’s demand that the document be “resent” again – as the “**Request for Review.**”



BUREAU OF ADMINISTRATION  
OFFICE OF HEARING EXAMINERS  
523 EAST CAPITOL AVE.  
PIERRE, SD 57501-5070  
PH 605.773.6811  
FAX 605.773.6818

March 29, 2022

MR. DAVID SCHIED  
PO BOX 321  
SPEARFISH SD 57783

Williamson's FRAUD  
extends to the FACT  
that the "email [I] sent"  
was also sent directly to  
the OFFICE OF HEARING  
EXAMINERS (as shown  
by PROOF on the next  
page.)



RE: Request for Review of Denial of Public Records

Dear Mr. Schied:

I have received from the Department of Social Services, Office of Administrative Hearings, an e-mail you sent on March 17, 2022. Within that e-mail are your requests for review of denial of public records. These requests for review were not sent to this office by either Certified or Registered mail. This office does not have legal jurisdiction over the request unless it is sent to this Office by Certified or Registered Mail. No decision may be made without jurisdiction. This is a statutory requirement under SDCL 1-27-38 (set out below).

If you would like this office to take jurisdiction, please resend it by Certified or Registered Mail. Please see the pertinent statute as set out in full, below. I've enclosed a form that you may fill out to more succinctly state your claims. If you may send a request in another format that contains the required information. There seems to be two separate requests, one for the Department of Social Services and one for the Department of Human Services. Please fill out a separate form for each Department. Each Department's response to your requests will be reviewed separately.

More information regarding this process can be found at <https://boa.sd.gov/ohc/default.aspx>.

Sincerely,

Catherine Williamson  
Chief Hearing Examiner

Enc. (1)

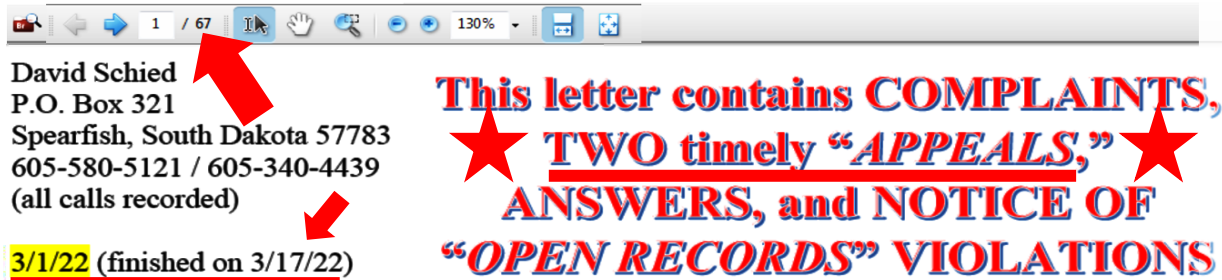
CC: Department of Social Services, Office of the Secretary  
Department of Human Services, Office of the Secretary

Notice how this document contains many elements of FRAUD and was sent through the U.S. POSTAL SERVICE constituting "federal mail fraud."

First, this correspondence asserts the FALSE CLAIM that my "requests" (from my email to the STATE "principals and agents") contained "requests for review of denial of PUBLIC RECORDS" - with GROSS OMISSIONS OF FACTS about that same email containing at least TWO "APPEALS" of the "elephant in the room" perpetual DENIAL OF MEDICAID ("MEDICAL ASSISTANCE") and other matters of both civil and CRIMINAL allegations.

Second, this correspondence references an UNCONSTITUTIONAL STATUTE that this STATE AGENT, Catherine Williamson, interprets one of the Sovereign People (and a "totally and permanently disabled" one at that without paid transportation to "access" the Post Office) that "requires" me to "resend" the very same correspondence that Williamson admits herself to have already "received," being a TORT offense as well as an unconstitutional act from one whose CRIMINAL cohort in "deprivation of rights under color of law" and "obstruction" has also already admitted that I am part OWNER of the STATE and its PRINCIPALS and AGENTS (i.e., see previous page regarding my ownership of

**THE ACTUAL “ORIGINAL” DOCUMENT IN DEMAND OF PREVIOUSLY TWO (2) “DUE PROCESS APPEALS” WAS NOT AS SHOWN ABOVE FORMAL “APPEAL” and “DISCRIMINATION COMPLAINT” about Williamson’s OWN “OBSTRUCTIONIST” ACT. IT WAS INSTEAD A 67-PAGE SEPARATE (SECOND) FORMAL “APPEAL” and “DISCRIMINATION COMPLAINT” DATED 3/1/22, AS “FINISHED” ON 3/17/22**



David Schied  
P.O. Box 321  
Spearfish, South Dakota 57783  
605-580-5121 / 605-340-4439  
(all calls recorded)

**This letter contains COMPLAINTS,  
★ TWO timely “APPEALS,” ★  
ANSWERS, and NOTICE OF  
“OPEN RECORDS” VIOLATIONS**

**3/1/22 (finished on 3/17/22)**

**TO: Governor Kristi Noem (principal) and her Agents of the Corrupted DEEP STATE (“state within a state”) of the “Administrative State” Undermining Her Executive Leadership as the Sovereign People’s ELECTED Representative –**

**RE:**

**I) Formal COMPLAINT(s) of DISCRIMINATION and (CRIMINAL) Conspiracy to FRAUD and deprivation of rights “under color of (what appears unwritten or undisclosed) law” (and/or procedure);**

**II) Answer to DHS emails of Kelli Werner and Rogine Page from 2/28 and 3/1 on “how to proceed from here;”**

**III) Timely APPEALS of 2/23/22 DENIAL of MEDICAL ASSISTANCE (a.k.a. “MEDICAID”) and the STATE’s assertion that it is me (alone) who “must be cooperative” in order for the “appropriate level of care” to be PROPERLY determined;**

**IV) Availability of PUBLIC RECORDS for access/copies of records not otherwise disclosed under S. DAKOTA “OPEN RECORDS” laws.**

**To GOVERNOR Kristi Noem, SR. POLICY ADVISOR Ryan Brunner, et alia:** As depicted in the subject line above, this letter addresses multiple issues that I expect you to personally read and consider carefully.

**ACCUSATIONS OF DISCRIMINATION BASED UPON GENDER BIAS, “CRT,”  
POLITICAL STATUS, AND DISABILITY “LEVEL”**

As the FACTS and the EVIDENCE referenced herein as now being ON THE PUBLIC RECORD show, the following “civil” and “criminal” allegations are herein being alleged.

- 1) The “administrative STATE” of the EXECUTIVE BRANCH of this (GOV.) NOEM ADMINISTRATION – consisting of virtually all women in charge of determining eligibility for “Medical Assistance” (a.k.a. “MEDICAID”) are using “color of law” (and public policy) to discriminate against me, while denying me services and important “medical services” information used to determine my medical treatment decision-making.
- 2) This “ADMINISTRATIVE (‘DEEP’) STATE,” operating under Gov. Noem, is conducting this above “pattern and practice” of discriminatory bias against me while engaging in blatant acts of FRAUD (including, but not limited to, “MAIL FRAUD” and “WIRE FRAUD”).
- 3) The underlying basis for such DISCRIMINATORY and CRIMINAL acts against me can only be explained by the following:
  - a) The STATE “actors” are virtually all women in charge of administrating “case(s)” for a disabled Anglo-American man (i.e., referred to by these people promoting the nationwide Marxist/Socialist/Feminist/Anarchist agenda as “white male supremacist”) using what is popularly recognized as “Critical Race Theory” or “CRT,” which has been publicly denounced by Gov. Noem.
  - b) The STATE “actors” are relying upon unwritten “laws” and/or “public policies,” and/or “rules and procedures” to commit their discriminatory and criminal acts; while refusing



The EVIDENCE above is clear, that Williamson not only mischaracterized the NAME of the document referencing “COMPLAINTS, TWO (timely) APPEALS ... and ‘NOTICE OF OPEN RECORDS VIOLATIONS’” as instead being fraudulently a “Public Records Review Requests;” she also sent ONLY THE ODD PAGES of the WRONG DOCUMENT for “response under OPEN RECORDS LAWS” for which she solicited responses from the DEPT. OF SOCIAL SERVICES and the DEPT. OF HUMAN SERVICES effectively authorizing the STATE AGENTS to provide David Schied’s own personal reasons of “medical necessity” as the basis of COMPLAINTS and APPEALS to be released as “PUBLIC RECORDS.”

This is not only a direct violation of federal “HIPPA” laws, but also underscores – with secondary-level RICO coverup of the “predicate” RICO violations of my previous OPEN RECORDS requests for “how government operates” being DENIED under the FRAUDULENT contention that my requests were for “private” information [i.e., home address, home telephone number, automobile make and model, underwear size, marriage status, gender preferences, political views, etc. about what are otherwise the qualifications, training, written policies, and the laws governing these people unilaterally DENYING me for MEDICAID (by claim that somehow I “do not meet the level of [medical] need” when these DENIALS conflict with federal laws, my medical doctors’ expressed findings and prescribed treatments, all common sense, and even the GOVERNOR Kristi Noem’s own personal insights when I stood before her for just one minute (in early March 2022) explaining this problem and she said, “Something’s wrong”] and are therefore “exempt” from public disclosure under OPEN RECORDS LAWS.

RESULTING FROM  
WILLIAMSON’S  
ACTIONS AS DATED  
4/14/22, I HEREIN SUBMIT  
THE FOLLOWING NEW  
OPEN RECORDS  
DEMAND FOR  
DOCUMENTS.

(See top of next page)



I hereby demand any and all documents pertaining to all references to rules, policies, procedures, and laws conveying that RECORDS being held by the STATE (including DEPARTMENTS, DIVISIONS, BUREAUS, SECTIONS, UNITS, AGENCIES, and/or OFFICES) obtained by PRIVATE “*complaints and appeals*” – submitted independently or in combination with “*OPEN RECORDS REQUESTS FOR DOCUMENTS*” by a “*totally and permanently disabled quad-amputee*” owed by federal laws “*reasonable accommodations*” pertaining to limitations in writing and traveling to the post office) – and containing PRIVATE MEDICAL INFORMATION that should or should not be considered “PUBLIC RECORDS” subject to “ANSWER” under SOUTH DAKOTA’S “*OPEN RECORDS LAWS*,” and/or what portions thereof are to be “*exempt*” and/or “*redacted*” ... and how and why any such determinations are to be made, and by whom.

In short, I demand all records that define exactly how my TWO APPEALS, my 3/17/21 and my 4/1/22 and/or 4/7/22 OPEN RECORDS “REQUESTS,” written in contexts of stating my “long-term” and/or “permanent” and/or “lifetime” medical needs and “civil” and/or “criminal” COMPLAINTS constitute “PUBLIC” records subject to Williamson’s (as shown above) any form of “Request for Disclosure of Public Records” pertaining to or being “subject to” public disclosure according to SDCL 1-27-39 as referenced by BUREAU “chief” Williamson.

**NOTE: THE ABOVE IS NOT A DEMAND FOR “PERSONAL” INFORMATION; BUT INSTEAD IS A DEMAND FOR DOCUMENTS SHOWING HOW THIS “GOVERNMENT” AND THEIR ASSOCIATED “QUASI-GOVERNMENT” CORPORATIONS AND CORPORATE “SERVICE PROVIDERS” AND “CONTRACTORS” OPERATE.**

It is important to note that the document I wrote between 4/1/22 and 4/7/22 being referred by the BUREAU OF ADMINISTRATION “*chief hearing examiner*” Williamson and COMMISSIONER Scott Bolinger as a “PUBLIC RECORDS REVIEW REQUEST” is being grossly misrepresented; for FRAUDULENT and DISCRIMINATORY reasons, and in “*pattern and practice*” with other RECORDED “RICO” actions (being Racketeering Influenced by a Corrupt hierarchical Organization) committed in both DISCRIMINATORY and RETALIATORY fashion based upon disability, political affiliation, race, and gender identification by a MARXIST / SOCIALIST / FEMINIST / ANARCHIST criminal (“*continuing financial crimes*”) ENTERPRISE.

My letter (written between 4/1/22 and 4/7/22 being referred by the BUREAU OF ADMINISTRATION “*chief hearing examiner*” Catherine Williamson and COMMISSIONER Scott Bolinger as a “PUBLIC RECORDS REVIEW REQUEST”) was instead written with the intent of presenting my formal COMPLAINT about the BUREAU OF ADMINISTRATION (its “*principals and agents*” Bolinger and Williamson) “*weaponizing*” due process and “*administrative procedure*” and misusing “*color of*” unconstitutional law(s) to “*deprive of [my] rights*” by way of “*chain*” and “*wheel*” conspiracies along with plethora of other STATE “*actors*.” It also served as the basis for my NEW and LATEST “*OPEN RECORDS REQUEST FOR DOCUMENTS*” and a reinforcer of my earlier submitter TWO (2) formally written APPEALS, multiple DISCRIMINATION COMPLAINTS and CRIMINAL COMPLAINTS submitted this past near full year with supporting EVIDENCE (as provided again in my correspondence written between 3/1/22 and 3/17/22).

Essentially, the BUREAU OF ADMINISTRATION COMMISSIONER Bolinger and CHIEF HEARING EXAMINER Williamson are acting outside the scope of their job duties to do the following in “*RICO*” fashion to MINIMALLY violate my rights and the STATE and UNITED STATES laws and constitutions:

- 1) Falsify official government RECORDS being used at a whole new “*predicate*” level to DEFRAUD other government officers and DEPARTMENTS – Bolinger and his subordinate Williamson have falsified the nature of any “*request for review*” attributed to me which was otherwise referenced by me as TWO APPEALS, multiple (compounded) formal (DISCRIMINATION and CRIMINAL CORRUPTION) COMPLAINTS, and “ANSWERS” to the DHS requesting from me a “SCHEDULING DATE” by which all of these issues may be resolved in a single HEARING or MEETING in seeking a FINAL ADMINISTRATIVE REMEDY before these well-documented corruption matters leave the EXECUTIVE BRANCH under governorship of Kristi Noem, and head for the UNITED STATES courts.
- 2) Falsify official government RECORDS being used for a “*secondary*” level of APPELLATE REVIEW of other corrupt predicate-level actions – i.e., the RECORD clearly shows that Bolinger, Williamson, and the BUREAU OF ADMINISTRATION intends to have the DSS and DHS “*answer*” to – and therefore only intends to decide upon – only HALF THE PAGES OF THE WRONG DOCUMENT in conducting an “*administrative ‘due process’ review*” of their own FRAUD “*under color of law [and procedure]*” while denying me the right to both CORRECT THE RECORD and to present the same at ORAL HEARING while seeking proper remedy ultimately to the year-long RECORD of my longstanding battle against the STATE OF SOUTH DAKOTA over its multifaceted “*DENIAL OF ‘MEDICAL ASSISTANCE’ / ‘MEDICAID’*.”
- 3) Use the continual DELAY of the legitimate resolves of the above to further DEPRIVE ME OF THE RIGHT TO CONTINUED “*CHORE*” OR “*HOMEMAKING*” SERVICES otherwise medically needed for me to maintain my “*living independence*” and keep me from otherwise being confined, at heavy expense to S. Dakota TAXPAYERS, to a nursing home – As a matter of the already established RECORD, the BUREAU OF ADMINISTRATION knows full well that the DEPARTMENT OF HUMAN SERVICES has been intending to DISCONTINUE needed “*chore / homemaking*” services on the last day of the month of April 2022 if there has been no “*meeting*” scheduled whereby such a meeting has already been agreed by both parties (myself and the STATE agents) to combine my TWO APPEALS and COMPLAINTS (filed PRIOR TO the STATE’s “*annual review*” and “*other [fraudulent underlying reason] meeting request*” where BOTH SIDES are entitled to reasonable “*answers*” to INEXTRICABLY INTERTWINED “*medical evaluation*” and “*medically necessary*” determinations according to both the “*letter*” and the “*spirit*” of both STATE and UNITED STATES laws and constitutions.
- 4) Set up a “*weaponized due process*” procedure that has the already written potential and probability of undermining and precluding the already agreed upon “*joint meeting*” allowing for the EQUAL flow of discourse and “*answers*” to ensure that my RIGHTS under the law to “*participation in my own medical decision-making*” is properly agreed upon as also already agreed by RECORDED phone conversation with DSS “REGIONAL MANAGER” Tom Eads in his phone call on 2/24/22 claiming at the beginning of this call to be acting on the behalf of the “STATE” GOVERNOR.

Notably, the RECORDING of this RECORDED phone call can be found in the “transparent” PUBLIC RECORD as posted online at:

[http://www.ricobusters.com/wp-content/uploads/2022/02/022422\\_KEY-TomEadscallonbehalfGovoffice.wav](http://www.ricobusters.com/wp-content/uploads/2022/02/022422_KEY-TomEadscallonbehalfGovoffice.wav)

- 5) As an aspect of the “*weaponized due process*” (a.k.a., to “*use procedure to undermine substance*” and to use “*color of law [and ‘administrative procedure’] to deprive of rights*”), to threaten to abandon and destroy all previous hopes of a “*joint meeting*” in the form of a “*DUE PROCESS HEARING*” by threat of Williamson – on behalf of COMMISSIONER Bolinger and the BUREAU OF ADMINISTRATION and the STATE OF SOUTH DAKOTA – as solicited by DHS “STATE” BAR attorney Jenna Howell as proffered in earlier correspondence, and conditionally accepted by me (David Schied) in return correspondence back to the STATE on whose behalf Howell is acting (as well as on the behalf of the DHS “*SECRETARY*” and the GOVERNOR.
- 6) To provide unlawful opportunities for the DHS and DSS “STATE” BAR attorneys Jenna Howell and Jeremy Lippert to continue working in a CRIMINAL CONSPIRACY “*to deprive of rights*” using “*color of [OPEN RECORDS] law*” and FRAUD to mischaracterize the nature of my OPEN RECORDS requests about “*STATE OPERATIONS*”, by asserting that I have all along been instead asking for “*personal*” records and laws that EXIST in the posted legislation on the STATE website, when those RECORDS otherwise DO NOT EXIST at that website or anywhere else to substantiate the DENIAL OF MEDICAID to a certified “*totally and permanently disabled quad-amputee*” that arrived to S. Dakota in February 2020 WITH MEDICAID already intact from the STATE OF MICHIGAN, while reporting himself properly then as being both a “*CRIME VICTIM*” and a “*REFUGEE*” fleeing from criminal activity in that STATE.

**THE CRIMINAL ACTIVITIES  
OF BOTH HOWELL AND  
LIPPERT MIMIC THE  
FOLLOWING AS THEIR  
MOST RECENT  
FRAUDULENT ANSWERS TO  
SOME MY LATEST OPEN  
RECORDS DEMAND FOR  
DOCUMENTS.**





**DEPARTMENT OF HUMAN SERVICES**

OFFICE OF THE SECRETARY

Hillsview Properties Plaza, East Highway 34

c/o 500 East Capitol

Pierre, South Dakota 57501-5070

Phone: (605) 773-5990

FAX: (605) 773-5483 TTY: (605) 773-5990

dhs.sd.gov

David Schied  
PO Box 321  
Spearfish, SD 57783

April 6, 2022

Dear Mr. Schied,

The Department of Human Services has received your email of March 28, 2022. The attachment reiterates previous requests to which the Department has already responded, and we understand that those are not being submitted as new requests. Please let me know if that is incorrect, but our responses to the requests on page 15 are as stated below.

1. Proof that the state agents affiliated with your case are qualified by training and experience:

This request is denied as all personnel records, other than salaries and routine director information are not open records under SDL 1-27-1.5 (7) and ARSD 55:09:02.

2. Proof that the state agents affiliated with your case are familiar with the written laws, procedures, rules, and protocols:

This request is denied as all personnel records, other than salaries and routine director information are not open records under SDL 1-27-1.5 (7) and ARSD 55:09:02.

3. Proof that the state agents affiliated with your case understand that servicing needed level of care exists without human resources:

The Department does not understand what records are being requested. If you wish to provide clarification as to what type of records you are requesting, we will review that request and provide a response.

4. All records and documents that define 'personnel' as it relates to all laws referenced in denial of previous requests:

"Personnel" is not defined in SDCL 1-27-1.5, nor in ARSD 55:09:01 or 55:09:02. The Department interprets it as the usual and customary use of the word. "Personal" is also not defined in SDCL 1-27-1.5, and the Department interprets it to mean the usual and customary use of the word.

South Dakota's open records procedures can be found at SDCL 1-27-35 through 1-27-41.

Sincerely,

*Jenna E. Howell*

Jenna E. Howell  
Senior Department Counsel  
SD Department of Human Services



South Dakota  
Department of  
**Social Services**

**OFFICE OF THE SECRETARY  
DIVISION OF LEGAL SERVICES**  
700 GOVERNORS DRIVE  
PIERRE, SD 57501-2291  
PHONE: 605.773.3305  
FAX: 605.773.7223  
dss.sd.gov

April 11, 2022

David Schied  
PO Box 321  
Spearfish, SD 57783

**RE: Information Request**

Dear Mr. Schied,

The Department of Social Services (DSS) is in receipt of your public record requests of March 28, 2022. Your letter appears to reiterate requests on pages 8-11 which you have previously made and to which DSS has responded. We attach a copy of that response to this letter for your convenience.

You make new requests beginning on page 15, as follows.

Proof that state agents affiliated with your case are:

1. Qualified by training and experience;

*As we have noted in the past, per SDCL 1-27-1.5(7), personnel information, other than salary and directory information, is not a public record open to inspection or copying. These records are also confidential pursuant to ARSD 55:09:02:01. Therefore, DSS cannot provide personnel records. Salary and routine directory information can be found for state employees at <https://open.sd.gov/employees.aspx> and <https://apps.sd.gov/dp51SWPB/DP51InternetSearch.aspx>.*

2. Familiar with the written laws, procedures, rules, and protocols;

*As we have noted in the past, per SDCL 1-27-1.5(7), personnel information, other than salary and directory information, is not a public record open to inspection or copying. These records are also confidential pursuant to ARSD 55:09:02:01. Therefore, DSS cannot provide personnel records. Salary and routine directory information can be found for state employees at <https://open.sd.gov/employees.aspx> and <https://apps.sd.gov/dp51SWPB/DP51InternetSearch.aspx>.*

3. Understand that servicing “needed level of care” exists without “human” resources.

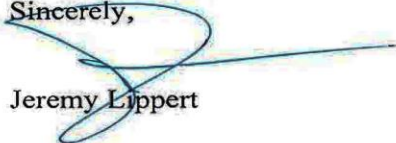
*It is unclear to which department and which records you may be referring. If you would clarify the nature and scope of the records you are seeking, DSS would review that request and provide a further response.*

You also request all records and documents that define “personnel” as it relates to all laws referenced in denial of your previous requests for documents.

*As we have noted in the past, SDCL 1-27-1.5(7) states that “personnel information, other than salaries and routine directory information,” is not a public record open to inspection or copying. The “personnel file and all personnel records pertaining to applications for employment, personnel investigations, performance appraisals, donation or receipt of vested leave, health or retirement benefits, and competitive examination materials” are also confidential pursuant to ARSD 55:09:02:01.*

To the extent you consider this to be a denial, in whole or in part, please refer to SDCL §§ 1-27-35 through 1-27-44 for any remedies that may be available to you.

Sincerely,



Jeremy Lippert



- 7) To continue working with STATE and NATIONALLY LICENSED “medical service” and “medical equipment” providers such as NUMOTION and REHABILITATION MEDICAL SUPPLY to subject me to “INVOLUNTARY SERVITUDE” in violation of the THIRTEEN AMENDMENT through forced DEBT SLAVERY as shown in the just RECENT documentation below for the ONE month of only APRIL 2022:



# Medicare Summary Notice for Part B (Medical Insurance)

Page 1 of 7

The Official Summary of Your Medicare Claims from the Centers for Medicare & Medicaid Services



12856 2 AV 0.423  
AUTOSCH 5-DIGIT 57730  
DAVID SCHIED  
PO BOX 321  
SPEARFISH, SD 57783-0321

**This Is Not A Bill**

## Notice for David Schied

Medicare Number **2TT-2J-V4AD25**

Date of This Notice **April 1, 2022**

Claims Processed **January 1 -**  
Between **April 1, 2022**

## Your Claims & Costs This Period

Did Medicare Approve All Items and Services? **YES**

See page 2 for how to double-check this notice.

**Total You May Be Billed \$2,820.75**

## Your Deductible Status

Your deductible is what you must pay for most health services before Medicare begins to pay.

Part B Deductible: You have now met your \$233.00 deductible for 2022.

## Suppliers with Claims This Period

January 13 - February 13, 2022  
Numotion

March 9, 2022  
Rehabilitation Medical Su

wheel chair  
mobility device

prosthetic legs  
modifications  
BOTH prescribed by  
doctor

## Be Informed!

Getting a COVID-19 booster shot is important to keep you and those around you safe. It's easy and available at no cost to people with Medicare. Go to [Vaccines.gov](https://www.vaccines.gov) to find and schedule a booster shot near you.



REHABILITATION MEDICAL SUPPLY  
1020 W 18TH STREET  
SIOUX FALLS, SD 57104-4707  
(605) 444 9700

**Howell and Lippert profess on behalf of the ADMINISTRATIVE "DEEP" STATE that they cannot comprehend that "MEDICAL SUPPLY" does not constitute "HUMAN SERVICES" when "answering" OPEN RECORDS under DUTIES to the LAWS.**

# Invoice

## Misc

Print Date 4/12/2022  
First Print 4/12/2022  
Invoice 134139  
Order 57396  
Account No.

## Customer

DAVID SCHIED  
PO BOX 321  
SPEARFISH, SD 57783-0321

Qty	Date	Description	Charges/Debits	Payments/Credits
		<b>Total</b>	\$16,582.96	\$14,007.82
		<b>Balance</b>	\$2,575.14	

**Payment** Cash ☐ Check ☐ Charge ☐  
Comments \_\_\_\_\_  
Name \_\_\_\_\_  
CC # \_\_\_\_\_  
Expires \_\_\_\_\_

**PAY THIS AMOUNT : \$2,575.14**

A 5% Discount is available for  
balances paid in full by the due  
date.

THANK YOU! *\$2,446.38*  
*Due: 4/26/22*

## **HERE IS HOW the STATE's BAR attorneys Jenna Howell and Jeremy Lippert are "playing stupid" under a "conspiracy to deprive of rights"**

3. Proof that the state agents affiliated with your case understand that servicing needed level of care exists without human resources:

The Department does not understand what records are being requested. If you wish to provide clarification as to what type of records you are requesting, we will review that request and provide a response.

Sincerely,

*Jenna E. Howell*

3. Understand that servicing "needed level of care" exists without "human" resources.

It is unclear to which department and which records you may be referring. If you would clarify the nature and scope of the records you are seeking, DSS would review that request and provide a further response.

Sincerely,

*Jeremy Lippert*

In fact, the STATE's BAR attorneys Howell and Lippert have long known about my plight to get help in paying for doctor prescribed durable medical equipment since minimally 6/2/21 when I challenged the STATE's refusal to provide me with a cash reimbursement on my out-of-pocket cost for replacement batteries for a second hand electric wheelchair that I had paid for in an emergency to keep from being bedridden at home just three months after I arrived to South Dakota from out of STATE. In that instance, the STATE asserted that they would refuse to pay for the "one-time" reimbursement unless I would sign a W-9 "TAXPAYER" document "under penalty of perjury" declaring that I was a "SOLE PROPRIETORSHIP" or another type of business CORPORATION. Many times since I have reminded them and many of their hierarchy of cohorts about this FACT, with no address whatsoever from any of the STATE's "principals and agents" in reply to my COMPLAINTS and still OUTSTANDING CLAIMS for this cost that is still owed back to me. (See below.) As a matter of the PUBLIC RECORD, I have posted my 116 page letter explaining all of what was going on then nearly a year ago online at the following URL: [http://www.ricobusters.com/wp-content/uploads/2022/02/061921 DAMAGESofbillsunreimbursedcosts.pdf](http://www.ricobusters.com/wp-content/uploads/2022/02/061921_DAMAGESofbillsunreimbursedcosts.pdf)

My (other previous) email dated 6/2/21 – addressed to Mary Rea and copied to her supervisor Rogine Page, to her cohort Laura Nord [a.k.a. Laura Charter who got married after being the first to determine that I do NOT qualify for the "HOPE WAIVER PROGRAM" part of the STATE "MEDICAL ASSISTANCE" program(s), and copied to many others – is what resulted when the 6/19/21 letter of 116 pages, as copied to the GOVERNOR Kristi Noem, was not answered.

This 6/2/21 letter was challenging Rea's, Nord/Charter's, and Page's *conspiracy* to "frame" me (by way of a "W-9 FORM") into declaring that I am a "CORPORATE TAXPAYER" (at minimum a "SOLE PROPRIETOR" of some kind of "business") while making such a FRAUDULENT declaration "under penalty of [criminal] perjury" in order to get a simple reimbursement on replacement electric wheelchair batteries needed URGENTLY, and for which Laura Nord had previously been unwilling to provide for when I had previously notified her of my suspicions that the batteries would soon be failing and she instead informed me about the COSTLY (unwritten apparently) "procedure" for having "FEDERAL TAXPAYERS" pay for a whole new electric wheelchair by referral from my MONUMENT HEALTH doctor instead (which I later did in 2021 and now have a NEW electric wheelchair paid for – at 80% only – through MEDICARE).

### Substitute W-9



DO NOT send to IRS

### Taxpayer Identification Number (TIN) Verification

#### Print or Type

Please see attachment or reverse for complete instructions.

This form can be made available in alternative formats to qualified individuals upon request.

<p>➤ Legal Name (as entered with IRS) <u>If Sole Proprietorship enter your Last, First MI</u></p> <p>➤ Business Name If doing business as (DBA) or <u>enter business name of Sole Proprietorship</u></p> <p>➤ Order Address (where order should be mailed) PO Box or Number and Street, City, State, ZIP + 4</p> <p>➤ Remit Address (where check should be mailed) PO Box or number and street, City, State, ZIP + 4</p>	<p>➤ Entity Designation (check only one) <b>Required</b></p> <p><input type="checkbox"/> Individual / <u>Sole Proprietor</u></p> <p><input type="checkbox"/> Partnership</p> <p><input type="checkbox"/> C Corporation</p> <p><input type="checkbox"/> S Corporation</p> <p><input type="checkbox"/> Limited Liability Company - Individual</p> <p><input type="checkbox"/> Limited Liability Company - Partnership</p> <p><input type="checkbox"/> Limited Liability Company - Corporation</p> <p><input type="checkbox"/> Governmental Entity</p> <p><input type="checkbox"/> Hospital Exempt from Tax or Government Owned</p> <p><input type="checkbox"/> Long Term Care Facility Exempt from Tax or Government Owned</p> <p><input type="checkbox"/> Trust/Estate</p> <p><input type="checkbox"/> All Other Entities (specify e.g. 501(c)(3), etc.)</p>
--	---

The 6/2/21 full letter is located in the "public record" at: [http://www.ricobusters.com/wp-content/uploads/2022/02/060221 CRIMINALPENALTYOFPERJURY reimbursement.pdf](http://www.ricobusters.com/wp-content/uploads/2022/02/060221_CRIMINALPENALTYOFPERJURY_reimbursement.pdf)

Also important is the FACT that my 6/2/21 letter and my 6/19/21 letter both contained OPEN RECORDS REQUESTS (a.k.a. "Freedom of Information Act" or "FOIA"), which went totally ignored by all of the following individuals employed as the NOEM



ADMINISTRATION's "DEEP STATE" undermining the will of the sovereign People as placed in the elected offices of the GOVERNOR and the ATTORNEY GENERAL of the STATE OF SOUTH DAKOTA.

The proof of my receipts, as well as the documentation of the types of DAMAGES that I was then sustaining as a result of all of this discriminatory gross negligence and criminal malfeasance back then in the middle of 2021 – which was sent to can be collectively found in a single file also provided to the STATE, as located at:

[http://www.ricobusters.com/wp-content/uploads/2022/02/072321 DAMAGESofbillsunreimbursedcosts.pdf](http://www.ricobusters.com/wp-content/uploads/2022/02/072321_DAMAGESofbillsunreimbursedcosts.pdf)

**IMPORTANTLY, I NEVER DID GET REIMBURSED** for my costs in trying to resolve this first issue myself both simply and quickly rather than to initially follow Nord/Charter's that I involve EXPENSIVE COSTS associated with:

- a) having a doctor visit to get a prescription for a new electric wheelchair, followed by...
- b) having a physical therapist visit for determining what TYPE of electric wheelchair would serve me best, followed by...
- c) having a meeting with the corporate Agent for the electric chair manufacturer to be properly measured for the new electric wheelchair, followed by...
- d) having the "FEDERAL TAXPAYERS" paying for the new electric wheelchair through MEDICARE insurance, followed by ...
- e) seeing this whole Marxist/Socialist/Feminist/Anarchist shenanigan COERCING me to either contract for payment on the remaining 20% of the CORPORATE COST for the new electric chair, or to complete (with no fingers) an extensive, intrusive, and humiliating "HARDSHIP APPLICATION."

When the "medical equipment provider" subsequently made clear that they would NOT make delivery of the prescribed chair until I contract with that CORPORATION for the payment of the other 20% of the cost or else complete (with no fingers) an extensive, intrusive, and humiliating "HARDSHIP APPLICATION," I was thus "coerced" by the STATE (and Laura Nord/Charter) to "choose" the latter of these two evils – while being informed that these were my only two alternatives without "STATE MEDICAID" to pay the remaining 20% that MEDICARE did not cover.

**Furthermore, my "OPEN  
RECORDS" requests-turned-  
demands were never properly  
or satisfactorily answered**



The events of the above had taken place just after I had established my **FIRST REPORT OF MEDICARE AND MEDICAID FRAUD** and had demanded my **FIRST APPEAL**, which was **DENIED DUE PROCESS** more than a full year ago in the **DENIAL OF MEDICAID / "MEDICAL ASSISTANCE"**. (See again, below dated 3/31/21.)

David Schied  
P.O. Box 321  
Spearfish, South Dakota  
(all calls recorded)  
605-580-5121

3/31/2021 (completed on 4/1/21)

Dear Ms. Sharon Maher,

**ATTENTION!**

This "APPEAL" contains a  
**WHISTLEBLOWER REPORT OF  
MEDICARE AND MEDICAID FRAUD!**

I just received your correspondence yesterday as dated 3/25/21 and mailed to my post office box address.

I am copying this email to you also to Linda Williams at Western Resources as your handwritten note asserts that you tried to telephone me and got no answer and no message service. I question if either she wrote the number down wrong on my behalf, or if you dialed it wrong, because between the time of Linda providing me assistance in completing that application and the date of your letter to me, my phone and answering service have been, to my knowledge, fully functional.

As such, I have gone through great pains to RECORD the FACTS of this entire past year literally showing that I have been "blowing the whistle" on the STATE's corruption and **FINANCIAL CRIMES** related to **MEDICAID FRAUD** and **ABUSE AND NEGLECT** and **DISCRIMINATION** against me as an elderly, poor, and disabled Anglo-American man and reported CRIME VICTIM ... all to no avail from the STATE *principals* and *agents* who have been perpetually engaging for this entire past year in "*secondary*" levels of criminal RICO coverup of these "*predicate*" levels of CRIMES.

**The STATE's attorneys Jenna Howell  
and Jeremy Lippert, at the helm of the  
DHS and DSS, have been orchestrating  
these CRIMES on behalf of the DHS  
and DSS DEPARTMENT  
"SECRETARIES" appointed by the  
GOVERNOR, Kristi Noem.**

**I WISH TO KNOW WHY I AM NOT BEING PROVIDED WITH “EXTRA HELP”  
AS I BELIEVE THAT I HAVE BEEN ELIGIBLE SINCE MY ARRIVAL TO THIS STATE  
AS A BONA-FIDE “TOTALLY AND PERMANENTLY DISABLED QUAD-AMPUTEE”**



DEPARTMENT OF HEALTH & HUMAN SERVICES Centers for Medicare & Medicaid Services

7500 Security Boulevard  
Baltimore, MD 21244-1850

\*\*\*\*\*AUTO\*\*MIXED AADC 840 AA 7365\_P41\_T25

April 2022

SPEARFISH SD 57783

You're getting this notice because you automatically qualify for Extra Help paying Medicare Part D drug coverage costs. Please keep this notice for your records.

**What does it mean to automatically qualify for Extra Help?**

Getting Extra Help means you'll pay no more than \$0 for a generic drug and no more than \$0 for a brand-name drug in a Medicare Part D drug plan in 2020. You automatically qualify for this help starting April 1, 2022 at least until December 31, 2022.

Note: You can only get Extra Help if you live in one of the 50 states or Washington D.C.

**Medicare will enroll you in a Part D drug plan**

Medicare will enroll you in a plan to make sure you get help paying for drug coverage. You'll get a yellow or green notice from Medicare telling you what plan you'll be enrolled in.

If you need drug coverage after April 1, 2022 but before your new Medicare drug plan starts, your pharmacist can bill Medicare's Limited Income Newly Eligible Transition (NET) Program.

Also, if you paid for any prescriptions before you got this notice, and you were eligible for Medicare and Medicaid, you may be able to get back part of what you paid. Call Medicare's Limited Income NET Program for more information at 1-800-783-1307. TTY users can call 711.

**What if I don't want a Medicare Part D drug plan?**

If you don't want to be in any Medicare drug plan, you can opt out of this drug coverage. Call 1-800-MEDICARE (1-800-633-4227) and tell them you want to "opt out." TTY users can call 1-877-486-2048. **Caution:** If you opt out, you won't get Medicare drug coverage or Extra Help paying your drug costs.

**What if I'm already in a Medicare drug plan?**

If you've had any prescriptions filled since April 1, 2022, you may be able to get back part of what those prescriptions cost. Call your plan for more information.

**Get help & more information**

For help understanding this notice, call your State Health Insurance Assistance Program at 1-800-536-8197 for free, personalized health insurance counseling. Or, call 1-800-MEDICARE (1-800-633-4227) for help. TTY users can call 1-877-486-2048.



CMS Product No. 11166 - PURPLE  
December 2021



**THIS DOCUMENT IS BEING FILED IN WASHINGTON, D.C. AS A  
“DISCRIMINATION” AND “TORT” COMPLAINT**

**Nondiscrimination Notice** - The Centers for Medicare & Medicaid Services (CMS) doesn't exclude, deny benefits to, or otherwise discriminate against any person on the basis of race, color, national origin, disability, sex, or age. If you think you've been discriminated against or treated unfairly for any of these reasons, you can file a complaint with the Department of Health and Human Services, Office for Civil Rights by:

- Calling 1-800-368-1019. TTY users can call 1-800-537-7697.
- Visiting [hhs.gov/ocr/civilrights/complaints](https://hhs.gov/ocr/civilrights/complaints).
- Writing: Office for Civil Rights, U.S. Department of Health and Human Services, 200 Independence Avenue SW, Room 509F, HHH Building, Washington, D.C. 20201

**Notice of Availability of Auxiliary Aids & Services** - We're committed to making our programs, benefits, services, facilities, information, and technology accessible in accordance with Sections 504 and 508 of the Rehabilitation Act of 1973. We'll take appropriate steps to make sure that people with disabilities, including people who are deaf, hard of hearing or blind, or who have low vision or other sensory limitations, have an equal opportunity to participate in our services, activities, programs, and other benefits. We provide various auxiliary aids and services to communicate with people with disabilities, including:

- Relay service — TTY users can call 1-877-486-2048.
- Alternate formats — This notice is available in alternate formats, including large print, Braille, data CD and audio CD. To request your notice in an alternate format, call 1-800-MEDICARE (1-800-633-4227). TTY users can call 1-877-486-2048.

**THIS DOCUMENT IS BEING FILED WITH THE U.S. ATTORNEY AND THE USDOJ  
AS A “CRIMINAL RICO,” “NEGLECT AND ABUSE (of an elderly and disabled),” AND  
“WHISTLEBLOWER” COMPLAINT**

In light of the EVIDENCE contained herein that the STATE “*principals and agents*” are treating me as if I am a CORPORATION or otherwise should be filing W-9 “TAXPAYER” and other CORPORATION documents, I believe I am entitled by Right to be filing not only this CRIMINAL COMPLAINT as a bona fide “*disabled*” man with CLAIMS and EVIDENCE of “*NEGLECT AND ABUSE*” by those named in my very many letters throughout this entire past year as employed by the STATE OF SOUTH DAKOTA and under the leadership of the DHS and DSS “*SECRETARIES*” Shawnie Rechtenbaugh and Laurie Gill and GOVERNOR Kristi Noem, as I am truthfully declaring myself as a RECENT “*totally and permanently disabled quad-amputee;*” but that I am also entitled by Right to be filing the same as a bona fide and proven CRIME VICTIM.

**OBJECTION and DENIAL of attempt to COERCE misapplication of OPEN RECORDS LAWS on government transparency**

---

From: David Schied ([deschied@yahoo.com](mailto:deschied@yahoo.com))

To: [jenna.howell@state.sd.us](mailto:jenna.howell@state.sd.us); [jeremy.lippert@state.sd.us](mailto:jeremy.lippert@state.sd.us); [shawnie.rechtenbaugh@state.sd.us](mailto:shawnie.rechtenbaugh@state.sd.us); [dssinfo@state.sd.us](mailto:dssinfo@state.sd.us); [kim.malsam-rysdon@state.sd.us](mailto:kim.malsam-rysdon@state.sd.us)

Cc: [scott.odendbach@sdlegislature.gov](mailto:scott.odendbach@sdlegislature.gov); [mary.fitzgerald@sdlegislature.gov](mailto:mary.fitzgerald@sdlegislature.gov); [katy.murray1@mail.house.gov](mailto:katy.murray1@mail.house.gov); [james\\_selchert@rounds.senate.gov](mailto:james_selchert@rounds.senate.gov); [deschied@yahoo.com](mailto:deschied@yahoo.com)

Date: Tuesday, September 28, 2021, 10:05 AM MDT

**ATTENTION Jenna Howell, Jeremy, Shawnie Rechtenbaugh, Kim Malsam-Rysdon, Laurie Gill, and Kristi Noem:**

By this letter, I am hereby OBJECTING to and DENYING your assertion that you need six (6) more weeks – beyond the previous three (3) weeks you stated you needed, which is beyond the previous six weeks that you forcefully TOOK prior to that (by failure altogether to even acknowledge my SECOND "Open Records" reminder that my FIRST "Open Records Request for Documents" had remained totally ignored by your collective STATE "Departments" of the DOH, the DHS, and the DSS - to "answer" my SECOND "Open Records Request for Documents".

**Let's review the past RECORD of dereliction for possible consideration that it may so GROSSLY NEGLIGENT and with demonstrated MALFEASANCE as to warrant CRIMINAL allegations:**

3) In good faith, I waited the entirety of those three weeks before referencing the above correspondence as an outright LIE when explaining just a smidgen of the DAMAGES that have begun to accumulate against me by such DERELICTION and GROSS NEGLIGENCE by the STATE refusing to meet my disability needs and meet the requirements of the FEDERAL LAWS in my letter to "Senior Companions" pertaining to its failure to meet my transportation needs in light of the STATE DEPARTMENTS' decision to DISHONOR and DENY my having arrived to this STATE as a reported CRIME VICTIM with MEDICAID coverage from the STATE OF MICHIGAN.

David Schied  
P.O. Box 321  
Spearfish, South Dakota 57783  
605-580-5121 (all calls recorded)

9/11/2021

Attn: Kristin Fox, Project Director  
SENIOR COMPANIONS OF SOUTH DAKOTA  
P.O. Box 5038  
Sioux Falls, SD 57117  
[kfox1@good-sam.com](mailto:kfox1@good-sam.com)

This letter of COMPLAINT is also being copied to the following STATE government officials:

Gov. Kristi Noem  
Senator Mike Rounds  
Congressman Dusty Johnson  
State Rep. Mary Fitzgerald  
State Rep. Scott Odenbach  
State Attorneys – Jenna Howell (DHS)  
and, Jeremy Lippert (DSS)

Re: Quad-Amputee "Complaint" against "Senior Companion" Arlette Stelter in SPEARFISH, SD.

Dear Ms. Fox,

...

My initial experiences with Arlette Stelter were first documented in my letter of COMPLAINT to the following STATE agents and their principal, Gov. Kristi Noem, in response to my being deprived of the MEDICAID (state "benefits") that I otherwise had arrived to South Dakota with from Michigan as provided by need this past three years after my two legs and seven of my fingers were surgically amputated.

6/19/2021 (finished on 8/3/21)

**ATTENTION: Kristi Noem, SOUTH DAKOTA GOVERNOR**

**Kim Malsam-Rysdon, SECRETARY and SENIOR ADMINISTRATOR for DOH –**  
[Kim.Malsam-Rysdon@state.sd.us](mailto:Kim.Malsam-Rysdon@state.sd.us)

**Shawnie Rechtenbaugh, SECRETARY and SENIOR ADMINISTRATOR for DHS –**  
[shawnie.rechtenbaugh@state.sd.us](mailto:shawnie.rechtenbaugh@state.sd.us)

**Laurie Gill – SECRETARY and SENIOR ADMINISTRATOR for DSS –**  
[DSSInfo@state.sd.us](mailto:DSSInfo@state.sd.us)

**Mary Rea –** [mary.rea@state.sd.us](mailto:mary.rea@state.sd.us)

**Leslie Lowe –** [leslie.lowe@state.sd.us](mailto:leslie.lowe@state.sd.us)

**Rogine Page –** [rogine.page@state.sd.us](mailto:rogine.page@state.sd.us)

**Laura (Nord) Charter –** [laura.charter@state.sd.us](mailto:laura.charter@state.sd.us) ; [laura.nord@state.sd.us](mailto:laura.nord@state.sd.us)

**Sharon Maher –** [Sharon.Maher@state.sd.us](mailto:Sharon.Maher@state.sd.us)

**Nancy Giovanetti –** [nancy.giovanetti@state.sd.us](mailto:nancy.giovanetti@state.sd.us)

**Jennifer Lewis –** [jennifer.lewis@state.sd.us](mailto:jennifer.lewis@state.sd.us)

**Val Clauser –** [val.clauser@state.sd.us](mailto:val.clauser@state.sd.us)

**SOUTH DAKOTA DEPARTMENT OF SOCIAL SERVICES – PROGRAM INTEGRITY**  
[ProgramIntegrity@state.sd.us](mailto:ProgramIntegrity@state.sd.us)

**John Osburn – ADMINISTRATOR, SOUTH DAKOTA DEPT. OF HEALTH, OFFICE**



**OF HEALTH PROTECTION – [john.osburn@state.sd.us](mailto:john.osburn@state.sd.us)**

Adding insult to the injury these above-listed STATE agents have already inflicted by leaving me without the “*benefit*” of MEDICAID paying for my needs to be transported to doctors, therapists, etc. as for these past three and a half years I no longer can legally drive; but so too my COMPLAINT on 6/19/21 (finished on 8/3/21) pertained to the STATE forcing me into debt-slavery on all other medical expenses too, which MEDICARE does not pay or does not cover at the STATE level (which is the remaining 20% MEDICAID also covers besides the costs of public transportation). This includes the illustrious STATE GOVERNOR, all of whom I had written to separately at least twice BEFORE the above letter of 8/3/21 (began on 6/19/21).

...

The bottom line for me, on the other hand, is that I will need to continue my “*battle*” with the *agents* of a noncompliant and nonresponsive STATE whose very existence is predicated (in relevant part) upon “*services*” to the poor, the elderly, and the disabled such as me.

Sincerely,

/s/ David Schied

Cc.

Gov. Kristi Noem –

[https://lqconnect.lmhostediq.com/lqextranet/EForm.aspx?cid=FSL SD GOV&fid=2100060](https://lqconnect.lmhostediq.com/lqextranet/EForm.aspx?cid=FSL%20SD%20GOV&fid=2100060)

Senator Mike Rounds – [james\\_selchert@rounds.senate.gov](mailto:james_selchert@rounds.senate.gov)

Congressman Dusty Johnson – [katy.murray1@mail.house.gov](mailto:katy.murray1@mail.house.gov)

State Rep. Mary Fitzgerald – [marv.fitzgerald@sdlegislature.gov](mailto:marv.fitzgerald@sdlegislature.gov)

State Rep. Scott Odenbach – [scott.odenbach@sdlegislature.gov](mailto:scott.odenbach@sdlegislature.gov)

Assistant Attorney General Jenna Howell – via DHS SECRETARY Shawnie Rechtenbaugh  
[shawnie.rechtenbaugh@state.sd.us](mailto:shawnie.rechtenbaugh@state.sd.us) and [Jenna.Howell@state.sd.us](mailto:Jenna.Howell@state.sd.us)

State Attorney Jeremy Lippert – via DSS SECRETARY Laurie Gill  
[DSSInfo@state.sd.us](mailto:DSSInfo@state.sd.us) and [Jeremy.Lippert@state.sd.us](mailto:Jeremy.Lippert@state.sd.us)

4) It was clear by the DATED EVIDENCE that Jenna Howell and Jeremy Lippert - acting as STATE BAR attorneys, and the “representatives” of the Laurie Gill and Shawnie Rectenbaugh, as well as representatives of the STATE DEPARTMENTS and the STATE itself with Kristi Noem at the helm and the “non-contested” alleged CRIMINAL of the STATE ATTORNEY GENERAL Jason Ravensborg as their “chief law enforcement official” and “of counsel” legal advisor -- have no intention of honoring either the spirit or the letter of the AMERICANS WITH DISABILITIES ACT in providing “reasonable accommodations” or the DUTIES OF OFFICE relative to fulfilling my needs as an elderly person, as a disabled person, or as a poor person, being of the three most “vulnerable” class of people existing in our American society. The PROOF is in the “pudding” as in the EVIDENCE both above and below.

Both Howell and Lippert waited until the very last day of their FRAUDULENT “3-Week Notice” - leaving me to write the above letter on 9/11 when I had still not received their innuendo about receiving their “response” within three weeks (to my SECOND OPEN RECORDS REQUEST) - to actually “write” one freakin’ paragraph to inform me that they intended to TAKE SIX MORE WEEKS whether I like it or not ... and not even sending that letter out to me until 9/10 knowing full well that I would not be receiving it until AFTER the very EXTREME end of that first FRAUDULENT 3-week period of COERCED wait against me as a disabled person, an elderly person, and a poor person in clear need of “MEDICAL ASSISTANCE” and responsible enforcement of FEDERAL SOCIAL SECURITY LAWS as well as the STATE laws that I had referenced in my multiple UNANSWERED COMPLAINTS. (See below as the letter and date-stamped envelope sent by the STATE agents of Howell and Lippert.)



5) The EVIDENCE of the above shows that the LAWS of the STATE and the UNITED STATES are being blatantly violated by Howell and Lippert, as well as the rest of you who will likely altogether follow your "chief legal counsel" Ravensborg in claiming "NO CONTEST" in the face of my both "civil" and "criminal" allegations of GROSS NEGLIGENCE and MALFEASANCE in the continually DENYING me and the PEOPLE (i.e., "TAXPAYERS") OF SOUTH DAKOTA our respective Right(s) to "Honest Government Services".

The laws MANDATE that I be provided with the appropriate "Medical Assistance" IMMEDIATELY - not merely after numerous indefinite DELAYS as is shown herein above.

The laws MANDATE that the FEDERAL FUNDS provided to the STATE be used to ELIMINATE DEPENDENCY of the disabled, not INCREASE DEPENDENCY upon the indefinite and FRAUDULENT promises of STATE attorneys and "DIRECTORS" and the complete negligence of their boss, the GOVERNOR, to respond to the plethora of correspondence sent to her.

The laws MANDATE people who are "eligible for services" under the SOCIAL SECURITY ACT - who are otherwise "unable to protect their own interests" relative to not be subject to "service fees" or "neglect or abuses" by way of seeking remedies against the same - NOT BE SUBJECT TO THE SAME ABUSE FROM THOSE WITH WHOM THEY ARE SEEKING HELP.

The laws MANDATE that NOBODY FALL THROUGH THE CRACKS in the bureaucracy!

The law also MANDATES that the direct responsibility for all of the enforcement of the above be placed squarely on the shoulders of the "principal" of the ATTORNEY GENERAL and his/her "agents". In this case, that is Jason Ravensborg and his agents of Jenna Howell and Jeremy Lippert, with Kristi Noem as the "Governor" responsible for keeping them all in line with FEDERAL MANDATES tied to the funding of the above to people like me.

6) For any of YOU who are unwilling to admit that Howell and Lippert are the agents of the "the accused manslaughterer" AG Ravensborg, think again:

7) This NOTICE includes not only a reminder of Howell's and Lippert's "secured" PERFORMANCE OBLIGATIONS to me and to the rest of the Sovereign People - as BONDED and/or INSURED under OATH and DUTIES under the STATE and UNITED STATES constitutions; but also now BONDED by this NEW CONTRACT effective immediately. The terms of this new contract are simple. As these STATE "representatives" are COERCING me to do their WORK for them, while expecting also that I do such labors of "INVOLUNTARY SERVITUDE" without "just compensation" - being a persistent violation of the THIRTEENTH AMENDMENT - I am submitting the FEE SCHEDULE below. Each and every instant whereby I am forced by circumstance to do administratively what they are otherwise duty-bound to perform under the law, I will be CLAIMING a new debt of \$2,000,000, first on behalf as myself in DAMAGES, and second on behalf of the other Sovereign People of the STATE and UNITED STATES as "taxpayers" who are pay the undeserved salaries of these "deadbeats". Future CLAIMS will be made against these amounts under both STATUTORY LAW and the COMMON LAW. Again, this contract begins IMMEDIATELY.

Be hereby advised that you are being DENIED the referenced "six (6) weeks" you are attempting to COERCE by abuse against a "totally and permanently disabled quad-amputee", and an elderly and poor white American male.

As such, **you have five (5) days to provide your ANSWERS to BOTH the COMPLAINTS and the OPEN RECORDS REQUESTS presented to you (the STATE) on 6/2 and 8/7** as provided by reference (graphically as irrefutable PROOF). **Failure to provide such ANSWERS as DEMANDED will indeed result in my taking these matters totally out of the hands of the EXECUTIVE BRANCH and placing them into the JUDICIAL BRANCH with my administrative CLAIMS (as according to the FEE SCHEDULE above) attached by COMMON LAW actions against YOU in your "private" as well as your "public" capacities**, given that you are clearly acting OUTSIDE the scope of your dutiful legal performance.



**NOTE THAT AS I WAS ATTEMPTING TO COMPLETE THIS DOCUMENT OF COMBINED "OBJECTION," DISCRIMINATION AND CRIMINAL "COMPLAINTS," AND "NEW" OPEN RECORDS DEMAND, I THE FOLLOWING "HEARING NOTICE" LESS THAN FIVE (5) BUSINESS DAYS BEFORE THE UNILATERALLY SCHEDULED HEARING**

STATE OF SOUTH DAKOTA )  
COUNTY OF LAWRENCE )  
DEPARTMENT OF SOCIAL SERVICES  
OFFICE OF ADMINISTRATIVE HEARINGS

OAH # 22-365 case # 001286794

**IN THE MATTER OF THE  
ADMINISTRATIVE HEARING  
FOR DAVID SCHIED**

**NOTICE OF HEARING**

**I OBJECT TO THIS!**

**YOU ARE HEREBY NOTIFIED** That you, your witnesses, and your exhibits and documents intended to be introduced into evidence must be present at the hearing scheduled for the **5<sup>th</sup> day of May, 2022, commencing at 8:30 a.m. (Mountain Time)/ 9:30 a.m. (Central Time) at the Department of Social Services Office, 2200 W. Main Street, Sturgis, South Dakota**. If you or an authorized representative fails to attend the hearing without a good cause reason beyond your control, the hearing request will be dismissed. The undersigned Administrative Law Judge will preside. If you need to reschedule, you must immediately contact the Legal Assistant, Office of Administrative Hearings, 700 Governors Drive, Pierre, South Dakota (not your local DSS office) toll free at (866) 352-544.

**ISSUE**

**Whether David Schied is eligible for Medical Assistance as an individual, and whether the Department may deny him eligibility for another Medical Assistance program because a level of care determination could not be made?**

**The statement of the issue(s) is based upon the notice of adverse action and/or the hearing request. Opportunity shall be afforded all interested parties to respond and present evidence on issues of fact and argument on issues of law or policy.**

**THIS instant writing IS such TIMELY NOTICE!**

**YOUR RIGHTS:**

**If the amount in controversy exceeds two thousand five hundred dollars or if a property right may be terminated, any party to the contested case may require the agency to use the Office of Hearing Examiners by giving notice of the request no later than ten days after service of a notice of hearing.**

**You have a right to be present, and a right to present your case or have it presented by your attorney or other person such as a friend or relative without undue interference but, you must appear or this matter will be dismissed against you in favor of the Department. You have a right to be present during the giving of all evidence, to have reasonable opportunity to inspect all documentary evidence before and during the hearing, to examine and cross-examine witnesses, to submit evidence in support of your interests, and to bring witnesses, and may request the Administrative Law Judge to issue subpoenas to compel the attendance of witnesses or the production of evidence on your behalf. These and other due process rights will be lost if they are not exercised at the time of the hearing. A corporation must be represented by an attorney.**

**THESE above Rights are being exercised NOW, with such Rights extended to the HEARING!**

Free legal services may be available at a Legal Services office in your area. The Department of Social Services has no responsibility to pay your legal fees or costs. The Department of Social Services is not responsible for the expenses of individuals appearing on your behalf.

The evidence against you is located at the Department of Social Services Office. You may examine the case file prior to the hearing. To obtain a copy of the evidence please contact the Division of Economic Assistance, Department of Social Services, PO Box 2440, Rapid City, South Dakota. 57709. Phone: 605.394.2525.

If requested, that Office will provide you a free copy of documents it intends to offer as evidence at the hearing. A brochure explaining hearing procedures is enclosed.

A conference with individuals involved in the adverse action is optional and shall not delay or replace the fair hearing process. You are entitled to an impartial Administrative Law Judge who does not have any personal stake or involvement in the case.

This is an adversary adjudicative proceeding pursuant to South Dakota Codified Laws (SDCL) Title 28 and chapter 1-26 and Administrative Rules of South Dakota (ARSD) chapter 67. The decision based on the hearing may be appealed to the Circuit Court and the South Dakota Supreme Court as provided by law.

Dated this 21<sup>st</sup> April, 2022.

This is but one example of how the ADMINISTRATIVE "DEEP" STATE "weaponizes" DUE PROCESS and commits CRIMES under "color of law" and "procedure." If the fellow BAR attorneys of this guy Eric Monson acting as so-called "judges of the CIRCUIT and SUPREME court" in the STATE OF SOUTH DAKOTA are ...

*Eric H. Monson*

Eric H. Monson, Administrative Law Judge  
Office of Administrative Hearings  
Department of Social Services  
700 Governors Drive  
Pierre, SD 57501  
(605) 773-6851

... even half as corrupt as they are in the STATE OF MICHIGAN, then the corruption of the "Rule of Law" is total and complete, becoming sedition, treasonous, insurrectionism and domestic terrorism by the STATE BAR.

### CERTIFICATE OF SERVICE

The undersigned hereby certifies that she served a true and correct copy of the foregoing Notice of Hearing upon the individuals named below at their last known addresses on this 21<sup>st</sup> day of April, 2022.

These are STAMPS made to look like human signatures of people who are feinting like they actually care enough to seriously consider the full impact of their actions.

*Melody Hackett*

Melody Hackett, Legal Assistant

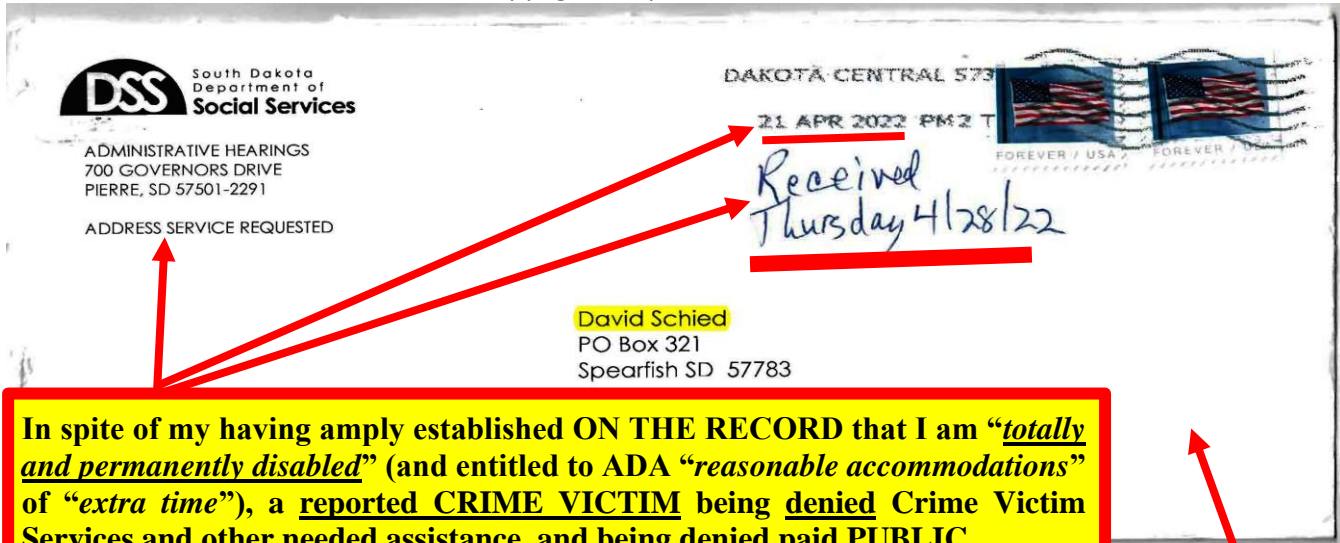
If they will not take the time to actually SIGN the legal document entered into the RECORD, how much actual consideration can I really expect to be given to my case?

David Schied  
PO Box 321  
Spearfish SD 57783  
(U.S. Mail, first-class postage prepaid)

Wade Reimers  
Special Assistant Attorney General  
Department of Social Services  
700 Governors Drive  
Pierre SD 57501  
(U.S. Mail, first-class postage prepaid)

This STATE BAR attorney works for and takes direction from the attorney general who was standing trial and pleading "no contest" to MANSLAUGHTER when I arrived to South Dakota a year ago.

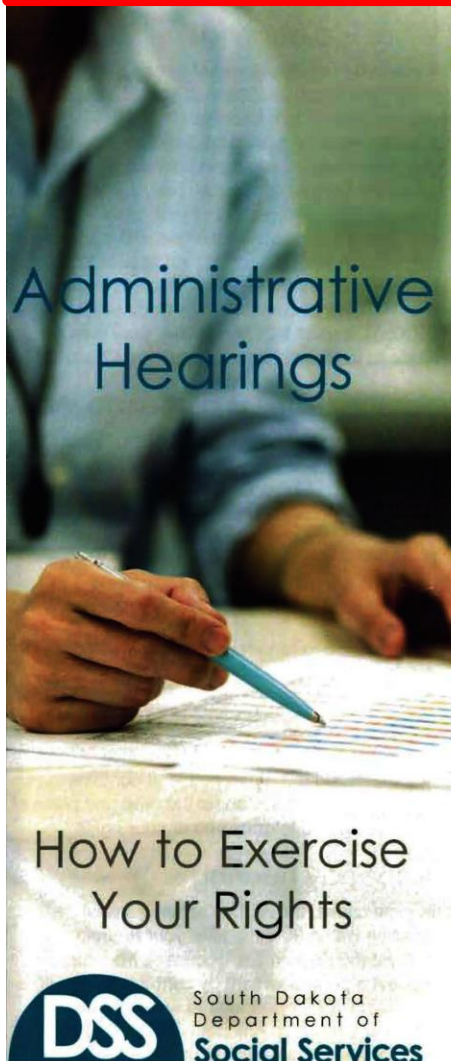




David Schied  
PO Box 321  
Spearfish SD 57783

In spite of my having amply established ON THE RECORD that I am “totally and permanently disabled” (and entitled to ADA “reasonable accommodations” of “extra time”), a reported CRIME VICTIM being denied Crime Victim Services and other needed assistance, and being denied paid PUBLIC TRANSPORTATION through the DENIAL OF MEDICAID (and therefore must beg and grovel for private courtesies to the mailbox at the dependent convenience of others), these STATE “principals and agents” still yet REFUSE TO COOPERATE in simply working with me on proper scheduling and transportation arrangements.

This envelope  
included this  
BROCHURE.



### What is a hearing?

If you feel the Department of Social Services (DSS) has made a mistake in your case, you may be entitled to a hearing. During this legal proceeding, an impartial administrative law judge (ALJ) conducts a hearing to become informed about the facts of your case. The ALJ has not had any prior involvement in your case. The ALJ will view the evidence presented at the hearing and issue a written decision. An appeal of that decision may be made to circuit court under the requirements of South Dakota Codified Law (SDCL) Chapter 1-26. An appeal may then be made to the South Dakota Supreme Court.

### How to request a hearing

You must request a hearing in writing to the DSS Office of Administrative Hearings. However, a Supplemental Nutrition Assistance Program (SNAP) or Medical Assistance hearing request may be made verbally to the department, and may be made electronically such as email or FAX. You should request a hearing as soon as possible after an adverse action occurs.

The deadline to request a hearing is stated in the department's Notice of Action.

### Read the Notice of Hearing

You will receive advance written notice of the hearing. Read the entire notice. It contains important information about the time and place of the hearing and informs you of your rights.

### A speedy hearing

In most cases, the ALJ must issue a final decision within 90 days after your hearing request (60 days in SNAP cases). You may request a postponement by contacting the Office of Administrative Hearings at least 10 days before the hearing. Any delay caused by your postponement extends the deadline for a final

decision in your case.

### Access

All interested parties have a right to participate. Hearings are conducted by telephone, videoconference or in person. If any party or witness is physically disabled, has a speech, hearing or vision impairment, or speaks a language other than English, notify the Office of Administrative Hearings so arrangements may be made. If the hearing is set by telephone, you may request an in-person hearing.

### You do not have to go alone

A relative, friend or other authorized person may appear with and assist you at the hearing. You have a right to the assistance of legal counsel at your own expense. Do not wait until the day of the hearing to seek legal advice. In some cases, free legal assistance may be available from legal aid providers. The ALJ does not have authority to appoint or select an attorney for you or to order any party to pay another's legal or other costs.

### Your rights

You have the right to:

- Reasonable advance notice.
- See evidence before the hearing. At your request, the agency representative will provide you a free copy of documents or other exhibits it will offer as evidence during the hearing.
- Be present when all evidence is taken.
- Participate fully. You will be allowed to testify, bring witnesses, present exhibits and ask questions or cross-examine witnesses.
- Be assisted by a friend, relative or your lawyer.
- A decision made by an impartial official based solely on the evidence presented.



I have gone through great pains this past full year to ensure that – particularly given my RECORDS about STATE “principals and agents” engaging in multi-tiered “wheel” and “chain” CRIMINAL conspiracies (to deprive of rights) and to use the STATE’s BAR attorneys (Howell and Lippert) to “deprive of rights [to know, to participate in my own medical decision-making, and for access to documents under the OPEN RECORDS LAW] under color of law” – I have established my own PUBLIC RECORDS library and archives with many hundreds of pages of EVIDENCE AGAINST THE “ADMINISTRATIVE ‘DEEP’ STATE” operating in S. Dakota.

## Preparation

You must attend the hearing. Before the hearing, plan what you want to present. Note questions you want to ask, arguments you want to make and key points you may want to refute. Keep in mind witnesses need sufficient advance notice of their need to appear.

If the hearing is by telephone, you must submit a copy of your exhibits to the ALJ and the DSS representative at least five days before the hearing. This way, the exhibits are available to all during the hearing. Save a copy for yourself so you have your exhibits during the hearing.

Witness testimony must concern facts about which he or she has personal knowledge. The ALJ will consider only the evidence produced for the record during the hearing, so it is vital you present all information you want considered.

## During the hearing

Hearings are kept as informal as possible, but are conducted in a manner consistent with the rights of the parties and with respect and dignity to all persons involved.

The ALJ will open the hearing by explaining how the hearing will be conducted and the parties’ rights.

- Listen carefully.
- Be prepared to explain your position fully and truthfully.
- Bring a pen and paper for notes.
- Avoid repetition.
- Ask short, to-the-point questions.
- State legal objections and the ALJ will make a ruling.

Note: This brochure is not intended as a substitute for legal representation.

## An impartial hearing official

The ALJ makes a decision based only on the evidence presented at the hearing. He or she ensures all parties have a fair opportunity to be heard and that the record is complete.

The ALJ will not participate in a discussion with you or anyone else about the facts or merits of your case outside of a scheduled hearing.

For more information on hearing procedures:

- South Dakota Codified Law (SDCL) Chapter 1-26
- Administrative Rules of South Dakota (ARSD) Chapter 67:17

## Contact Information

Office of Administrative Hearings  
700 Governors Drive  
Pierre, SD 57501-2291  
Phone: 605.773.6851  
Fax: 605.773.6873  
Online: dss.sd.gov



Printed on recycled paper | August 2021  
Alphagraphics | 500 copies | \$0.25 per copy  
DSS03

The BROCHURE printed by the STATE itself (see previous page above) states that “arrangements” will be made for people who are deemed “physically disabled.” **THAT WAS NOT DONE IN THIS CASE.**

It also admits that I have the (“due process”) Right to “reasonable notice”; and what is “reasonable” for a “totally and permanently disabled quadriamputee” **when being DENIED ACCESS** to the community by paid PUBLIC TRANSPORTATION is **NOT simply “TWO WEEKS”** when I also have the “Right” to “plan ... for the RECORD to be complete” and “be present when all evidence is taken” and/or “produced for the record during the hearing” and “see evidence before the hearing” – and have ADA-required “REASONABLE ACCOMMODATIONS” of “EXTRA TIME” and “ALTERNATIVE FORMAT” being provided as herein demanded.

I will be DEMANDING “reasonable accommodations” of RECORDING the HEARING since I do not have the ability to take “pen and paper notes.” Additionally, I will be DEMANDING “reasonable accommodations” of INTERNET ACCESS at the HEARING so as to “present at HEARING” the plethora of EVIDENCE stored and accessible in the PUBLIC RECORD planned and created in advance as the means of my exercising my Right to the “LEAST RESTRICTIVE ENVIRONMENT” and personal independence ... which is in stark contrast to the STATE continually attempting to cost TAXPAYERS much ...

... more by having expensive, undependable, and questionably “qualified” GOVERNMENT CONTRACTORS and CORPORATE SERVICE PROVIDERS coercing me into giving up my “right to privacy” by having them “shower and dress” me when I can doing these things reasonably well enough most of the time with DURABLE MEDICAL EQUIPMENT such as a working BATTERY OPERATED electric wheelchair for getting in and out of the shower, with assistance in dressing reserved for only more formal events.



# Again, I OBJECT!

I wholeheartedly OBJECT to the STATE's complete "railroading" of these instant "administrative proceedings" while COERCING me to participate as a matter of THEIR course and FRAUD in claim that they are doing all of this "FOR DAVID SCHIED."

STATE OF SOUTH DAKOTA )	DEPARTMENT OF SOCIAL SERVICES
)	
COUNTY OF LAWRENCE )	OFFICE OF ADMINISTRATIVE HEARINGS
	OAH # 22-365 case # 001286794
IN THE MATTER OF THE ADMINISTRATIVE HEARING FOR DAVID SCHIED	<b>I OBJECT TO THIS!</b> NOTICE OF HEARING

I OBJECT to the precise wording of the "ISSUE" as it has been concisely defined by the so-called "impartial" ADMINISTRATIVE LAW JUDGE who has allowed somebody else to construct and "sign" this "official" document with a STAMP as if he has no personal accountability or "stake" in the integrity of this "legal" event set to go to the CIRCUIT COURT for "review" should I not like the results.

## ISSUE

Whether David Schied is eligible for Medical Assistance as an individual, and whether the Department may deny him eligibility for another Medical Assistance program because a level of care determination could not be made?

The statement of the issue(s) is based upon the notice of adverse action and/or the hearing request.

The FACT is that I never put to question "whether the DEPARTMENT [DSS] may deny me eligibility FOR ANOTHER MEDICAL ASSISTANCE PROGRAM because a LEVEL OF CARE DETERMINATION COULD NOT BE MADE." The FACT is that I have been in CIVIL COMPLAINT and CRIMINAL COMPLAINT that all levels and "divisions" and "departments" of the STATE REFUSE TO DEFINE IN WRITING what "eligible for Medical Assistance" actual is in terms of written laws, policies, procedures, and people involved (and the PROVEN questionable qualifications of "SEXUAL DISEASE" specialists and "DOMESTIC VIOLENCE" specialists and PROVEN FEDERAL LAWSUIT "HUMAN RESOURCES" specialists deemed to be legally AT FAULT in "RACIAL DISCRIMINATION" cases are doing making "medical need decisions" about my specialized "case" as a RECENT "quad-amputee" with continuing "post-gangrenous" internal complications and needs for "mobility DEVICES" and PAID PUBLIC TRANSPORTATION).

The FACT is that I have been in CIVIL COMPLAINT and CRIMINAL COMPLAINT that all levels and "divisions" and "departments" of the STATE REFUSE TO DEFINE IN WRITING

what “**MEDICAL ASSISTANCE**” even is other than in terms of “**HUMAN**” resources, the **FACT** that the STATE “*principals and agents*” **REFUSE** to acknowledge “*needed level of care*” in terms of “*durable medical equipment*” (but are instead fixated upon HUMAN solutions fostering **DEPENDENCE** upon other STATE “*actors*” and their **CORPORATE CONTRACTORS** instead of fostering **INDEPENDENCE** as the *letter* and *spirit* of the laws otherwise require), and the **FACT** that when “*eligible for Medical Assistance*” will not be properly defined, it is impossible to define “*eligibility for ANOTHER Medical Assistance program*” and still keep a straight face when asserting that I – as the so-called “**BENEFICIARY**” of all of this **administrative shit** by these fiduciary CO-TRUSTEES of the **PUBLIC TRUST** of the STATE – am being “*fully informed*” by a “*transparent*” government otherwise “*serving*” the sovereign People of this sovereign State of the sovereign United States of America.

The **FACT** is that I do not like the results of **THIS** instant action and **THEREFORE, I AM DEMAND THE FOLLOWING:**

- 1) **I DEMAND** – **UNDER THE “OPEN RECORDS LAWS”** of the **STATE OF SOUTH DAKOTA** – **copies of all written OATHS OF PUBLIC OFFICE and PERFORMANCE BONDS, individual or “BLANKET” INSURANCE POLICIES, “ERRORS AND OMISSIONS” INSURANCE policies and/or insurance “riders,” and TERRORISM COVERAGE insurance policies and/or “riders” or OTHER SURETY for the “faithful performance” of job duties** for following named individuals associated with the multi-tiered “*wheels*” and “*chains*” of **DEPARTMENTS, BUREAUS, DIVISIONS, SECTIONS, UNITS, OFFICES, and AGENCIES** comprising the so-called “**STATE OF SOUTH DAKOTA**” as it stands as both an “*administrative state*” bureaucracy and as an “*elected state*” of the sovereign body politic “*electors*” of the People. **NOTE:** If no such bonds or insurance or other surety exists and these individuals and STATE “*actors*” and “*officials*” are “*self-insured*” and/or are standing on the sole grounds of their “*corpus*” being the surety for their performance (being subject to arrest and incarceration until bonding can be set by a competent Court of We, The People), then please state this affirmatively in writing.

- |   |                    |
|---|--------------------|
| - Melody Hackett                                      | - Mary Rea         |
| - Wade Reimers  | - Leslie Lowe      |
| - Eric Monson   | - Rogine Page      |
| - Catherine Williamson                                | - John Osburn      |
| - Scott Bolinger                                      | - Sharon Maher     |
| - Kristi Noem   | - Nancy Giovanetti |
| - Beth Hollatz  | - Jennifer Lewis   |
| - Ryan Brunner  | - Val Clauser      |
| - Kim Malsam-Rysdon                                   |                    |
| - Shawnie Rechtenbaugh                                |                    |
| - Laurie Gill   |                    |
| - Jason Ravensborg                                    |                    |
| - Yvette Thomas                                       |                    |
| - Tom Eads  |                    |
| - Kelli Werner  |                    |
| - Laura Nord  |                    |
| - Laura Charter (may be the same woman as Laura Nord) |                    |
| - Jenna Howell  | - Jeremy Lippert   |
| - Angie Reichert                                      |                    |
| - Richard Bauman (investigator for Attorney General)  |                    |

**This is also to be  
considered as the  
WITNESS  
LIST**

The **DEMAND** for these documents are also being provided to the STATE by formal SUBPOENA related to the case captioned at the front page of this instant “**OBJECTION**” letter; along with all documents not yet provided by all of the **OPEN RECORDS “requests for documents”** submitted – but not yet provided or “*affirmative answered*” – since 2021, with anything other than **FRAUDULENT DENIALS** and **TACIT AGREEMENTS** with the allegations that the STATE’s actions this past year have been **CRIMINALLY UNLAWFUL**.



- 2) **I DEMAND ADVANCED PAYMENT from the STATE** – in accordance with the previously submitted **FEE SCHEDULE / FEE STATEMENT** below as cost of providing my administrative services to the STATE on short notice and under subservient command that I “**MUST**” appear at this unilaterally scheduled “**HEARING**” or suffer the consequences of having this “**DUE PROCESS ... FOR DAVID SCHIED**” being “**DISMISSED ... under color of law.**” **NOTE:** As this **FEE SCHEDULE** had already been submitted on numerous previous occasions in both 2021 and 2022 with TACIT AGREEMENT having been already acknowledged by the STATE by its silence on the matter IN COMMERCE and ON THE RECORD, in lieu of advanced payment, **I – acting as a “BENEFICIARY” of the PUBLIC TRUST** (as the constitutions of the State and the United States) and as **PRIVATE, PUBLIC PROXY** on behalf of the sovereign men and women (i.e., as one of the sovereign “**People**”) **living on the land of South Dakota and NOT** being either a CORPORATE “**fiction**” or doing this work for free as a “**subject**” of the STATE but otherwise instead by unlawful institution by the STATE of INVOLUNTARY SERVITUDE (being a violation of the **THIRTEENTH AMENDMENT**) – am willing to magnanimously accept the amount of **\$20,000,000** (backed by precious metals only given that the “**fiat currency**” has long ago become virtually worthless, as has the “**full faith and credit**” of the American people on the world scale) **as PAYMENT IN FULL** against the accumulated DEBT that this **STATE OF SOUTH DAKOTA** has already incurred by its **FRAUDULENT** and **WEAPONIZED** past actions against me and against the **TAXPAYERS** of the **STATE OF SOUTH DAKOTA.**

David Schied © (“**CREDITOR**”)

PRIVATE PUBLIC PROXY

P.O. BOX 321

SPEARFISH, SD 57783

**FEE SCHEDULE AND INTEREST COMPOUNDED (QUARTERLY)**

(updated 4/30/22 to begin in effect immediately and included in the next billing cycle for 2022) \*\*\*

QUASI-GOVERNMENT AGENTS  
AND/OR CORPORATE LICENSEES  
OF ANY STATE OR THE “UNITED STATES”

AND/OR EMPLOYEES OR OTHER  
 SUBCONTRACTORS OF ANY  
 GOVERNMENT DEPARTMENT,  
 BUREAU, DIVISION, SECTION,  
 UNIT, AGENCY, OR OFFICE

REF. ACCNT Nos. / AGENCY CLAIMS

- 1) All separate account  
 or “case” numbers  
 referencing David Schied  
 or DAVID SCHIED
- 2) CLAIMS include  
 EACH and the  
 accumulation of every  
 fraudulent entry to the  
 RECORD for case(s)

Any others (known or unknown)

DAMAGE ASSESSMENTS,  
PUBLIC PROSECUTIONS  
COSTS \*

PER VIOLATION  
\$ 2,000,000

FAILURE TO RESPOND /  
CONTINUED DEFAULT

REFUSAL TO PAY ON  
DEBT COLLECTION

\$ 2,000,000  
(each billed agency)

NOTICES \*\*  
\*\*\*

COMPOUNDED QUARTERLY  
INTEREST AT THE LOW RATE

OF

5 %

\* This cost is evenly distributed amongst the Consortium of All Listed “Quasi-Government Agents” and “Corporate Licensees” Participating in the Common Objectives of Damaging the Man of David Schied © in Any Way Whatsoever, Including “In Commerce”

\*\* This fee is a punitive amount added for the continued Common Law “tor” violations in damaged personal credit and persisting fraud upon the public for which future litigation may be necessary.

\*\*\* Additionally, “Golden Opportunities” may be magnanimously offered in good faith in effort to “settle” the “accounts” on an individual bases at the discretion of David Schied © as “CREDITOR”

- 3) **I DEMAND** that upon my arrival to the above-referenced **“HEARING,”** **that all of the SUBPOENAED list of “WITNESSES”** (listed herein above on a previous page) **and all previously “requested” and then “demanded” so-called “OPEN RECORDS” DOCUMENTS be presented to me;** and that I am to be allowed adequate time to INSPECT all for COMPLETENESS prior to the beginning of the HEARING. **Should the STATE be found in FAULT on this “due process Right to fairness in the proceedings” the above-referenced OFFER TO SETTLE IN FULL will be retracted, the FEE SCHEDULE will be reinstated at once (with interest applied), and an ADMINISTRATIVE COST of \$2,000,000 will be added immediately to whatever is later determined to be the full balance from inception through the date of this instant correspondence ENTERED HEREIN AS A MATTER OF OFFICIAL RECORD.**
- 4) **IDEMAND to RECORD the “HEARING” myself,** for multiple reasons – not the least of which is because I am a disabled **“beneficiary”** without fingers on either of my hands and on my dominant **“writing”** hand as a **“quad-amputee”** – and while acting also in my sovereign People capacity as PRIVATE, PUBLIC PROXY to establish, as a matter of the PUBLIC RECORD, the manner in which **“government operates”** when otherwise proven to be acting deceptively and WITHOUT TRANSPARENCY under OPEN RECORDS LAWS.

**“SWORN AFFIDAVIT OF TRUTH”, “CERTIFICATE OF SERVICE” AND  
AS “CRIMINAL COMPLAINT” AND “OFFICIAL NOTICE” TO ALL “FEDERAL” AND  
“UNITED STATES” AUTHORITIES EMPLOYED BY THE “USDHHS” AND THE “USDOJ”**

I, David Schied, on this date of May 2<sup>nd</sup>, 2022, hereby swear to God Almighty that the FACTS and STATEMENTS herein in the previous thirty (30) pages herein and above are the TRUTH, being complete and accurate. To the best of my knowledge and belief, I am asserting – have been long been RECORDING my assertions – that I am a bona fide CRIME VICTIM of both **“RICO”** crimes and FINANCIAL crimes by the named **“ACCUSED”** as also listed **“WITNESSES”** to the plethora of criminal **“RICO”** events described in other referenced documents in the PUBLIC RECORD as posted openly. These documents PROVE the many ways that **“the Accused”** have been both DISCRIMINATING against and RETALIATING against me because of my **“disability,”** because of my **“political”** views as one sovereign American People, and for reasons of both **“gender”** and **“race”** because I was born as an Anglo-American male.

By my digital signature below, signed by no less power and authority than signatures shown herein produced by STAMP of the **“Administrative Law Judge”** and his **“legal assistant”** who are both held to the same standards of integrity as I in such **“signing”** – by OATH and DUTIES OF OFFICE are subject to criminal prosecution for PERJURY – doing so **“under my own free will”** and **“under penalty of perjury.”** **I HEREBY ACCEPT both OATHS and DUTIES “FOR VALUE.”**

I swear that today, May 2<sup>nd</sup>, 2022, I placed an exact copy of this 30-page document into the **“CERTIFIED”** mail addressed to the sovereign People’s **“TRUSTEE” GOVERNOR Kristi Noem,** with another **“true and correct”** copies sent to **“CO-TRUSTEES” ALJ Eric Monson and his “assistant” Melody Hackett** by First Class Mail. I sent the same to all of the **“UNITED STATES addressees”** by at each of their last known E-Mail addresses as indicated on page 1 herein. I fully intend to send all other copies of SUBPOENAES and **“OPEN RECORDS”** DOCUMENT demands (as described above) by E-mail later this week via the last known valid E-mail address of these named **“WITNESSES.”**

/s/ David Schied – **“Beneficiary”** and **“Private, Public Proxy”**  
(authorized with **“all rights reserved”**)



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Pierre, SD 57501

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<input type="checkbox"/> Return Receipt (electronic)	\$0.00
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<input type="checkbox"/> Adult Signature Required	\$0.00
<input type="checkbox"/> Adult Signature Restricted Delivery	\$0.00

Postage \$2.16

**Total Postage and Fees \$8.96**

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MAY 2 2022  
0783 20  
05/02/2022  
USPS

Sept 70  
Krsti Nomen, OAA  
500 East Capitol Ave.  
Pierre, SD 57501

PS Form 3800, April 2015 / SN 7530-02-000-9047 See Reverse for Instructions



SPEARFISH  
120 YANKEE ST  
SPEARFISH, SD 57783-9998  
(800)275-8777

05/02/2022 10:37 AM

Product	Qty	Unit Price	Price
First-Class Mail®	1		\$2.16
Large Envelope			
Pierre, SD 57501			
Weight: 0 lb 5.20 oz			
Estimated Delivery Date			
Thu 05/05/2022			
Cert of Mailing			\$1.65
<b>Total</b>			<b>\$3.81</b>

First-Class Mail®	1		\$2.16
Large Envelope			
Pierre, SD 57501			
Weight: 0 lb 5.20 oz			
Estimated Delivery Date			
Thu 05/05/2022			
Certified Mail®			\$3.75
Tracking #:			
70211970000054151306			
Return Receipt			\$3.05
Tracking #:			
9590 9402 6973 1225 5360 81			
<b>Total</b>			<b>\$8.96</b>

Grand Total: \$12.77

Credit Card Remitted \$12.77

Card Name: VISA  
Account #: XXXXXXXXXXXX3144  
Approval #: 003701  
Transaction #: 350  
AID: A0000000031010  
AL: VISA CREDIT  
PIN: Not Required  
Chip

\*\*\*\*\*  
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P.O. Box 321  
Spearfish, SD 57783

To: Eric Monson & Melody Hacker  
STATE OF SOUTH DAKOTA  
OAH-OHE 700 Governors Dr.  
Pierre, SD 57501

Postmark Here  
MAY - 2 2022  
0783 20  
05/02/2022  
USPS

PS Form 3817, April 2007 PSN 7530-02-000-9065

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Mr. & Mrs. Noem Governor  
STATE OF SOUTH DAKOTA  
OFFICE OF THE GOVERNOR  
500 East Capitol Ave  
PIERRE, SD 57501



9590 9402 6973 1225 5360 81

2. Article Number (Transfer from service label)

7021 1970 0000 5415 1306

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature

**X** **CENTRAL MAIL SERVICES** Agent  
1320 E SIOUX AVE  
PIERRE SD 57501

B. Received by (Printed Name) C. Date of Delivery

MAY 04 2022

D. Is delivery address different from item 1? ☐ Yes  
If YES, enter delivery address below: ☐ No

3. Service Type

- |  |   |
|--|---|
| <input type="checkbox"/> Adult Signature                         | <input type="checkbox"/> Priority Mail Express®                     |
| <input type="checkbox"/> Adult Signature Restricted Delivery     | <input type="checkbox"/> Registered Mail™                           |
| <input checked="" type="checkbox"/> Certified Mail®              | <input type="checkbox"/> Registered Mail Restricted Delivery        |
| <input type="checkbox"/> Certified Mail Restricted Delivery      | <input type="checkbox"/> Signature Confirmation™                    |
| <input type="checkbox"/> Collect on Delivery                     | <input type="checkbox"/> Signature Confirmation Restricted Delivery |
| <input type="checkbox"/> Collect on Delivery Restricted Delivery |   |
| Insured Mail   |   |
| Insured Mail Restricted Delivery (over \$500)                    |   |