

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

4/30/2021

Attn: Clerk of the Court – Matthew Thelen
UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH DAKOTA
400 S. Phillips Ave.
Sioux Falls, SD 57104
Matt.Thelen@sdd.uscourts.gov

RE: Damages associated with **your** DISCRIMINATION and DENIAL OF ACCESS TO THE COURT to a “*quad-amputee*” by the latest of another “*agent*” of the UNITED STATES as the “*Principal*” named in the “*backward-looking-access-to-court*” case being DENIED for filing to effectively discourage and further delay and “*obstruct*” such filing

Clerk of the Court Matthew Thelen,

I am writing today in follow-up to the last two differing correspondences with your subordinate agent, Tammy Ludeman, a member of the STATE BAR OF SOUTH DAKOTA.

As a “*totally and permanently disabled quad-amputee*” wishing to file my case in what is supposed to be a “*federal*” ARTICLE III COURT OF RECORD that is also supposed to be operating FOR THE SOVEREIGN PEOPLE of these united States of the UNITED STATES OF AMERICA, I attempted to make special arrangements the week of 4/19/21 to have someone drive me the forty-five (45) miles to Rapid City so that I may take care of all of my needs for filing at **your** “*clerk’s*” counter and walk away with my date-stamped copies of my cover pages. However, when I telephoned your general phone number, I was told by one of your agents, “*Sarah in Pierre*”, (after a long hold) that your office in Rapid City was “*closed*” with only a “*drop box*” available – without anyone to issue date stamps or even a “*receipt*” for what was expected to be simply *dropped* into a box that was purportedly “*checked about four times a day*”.

I wish first to notify you of my disagreement with your apparent “*policy and practice*” of barring the sovereign People from entering your clerks’ office without providing accommodations for “*pro se*” filers that are on-par with the level of services that you provide to STATE BAR attorneys that otherwise are allowed to correspond directly with your office – with direct and timely tracking of their valuable CLAIMS / documents without having to “*drop*” their work product into some unattended “*box*” without the ability to even get a receipt for its delivery. Such a policy already creates an unfair BIAS against the sovereign People simply because they choose to handle things *independently* rather than to be forced to pay into a system that many across this country refer to as an unlawful “*monopoly on the courts*” by BAR member attorneys and judges giving one another an already unfair advantage.

Needless to say, this was an impediment to me as a “*BENEFICIARY*” of this “*federal*” court system, and as an intended “*e-filer*” not yet registered with the CM/ECF system as attorneys are already also easily registered by the nature and “*pattern*” of their practice. So, recognizing

the importance of my being able to prove the actual “*date of filing*” by the date of my “*mailing*” – or in the alternative – the date **my properly constructed documents** were “*received*” by the court for filing, I elected to save the travel costs and unprovable delivery to a “**box**” in a public hallway, and instead use “*TRACKING*” by personal delivery from a THIRD PARTY (being USPS) to guarantee “*witness*” to the date my valuable CLAIMS would be TIMELY delivered to and otherwise filed by your office.

All of that was undermined however, when your agent – Tammy Ludeman – intervened and failed to use common sense and proper application of the LAW; by her using procedural “*rules*” to undermine substantive LAWS and THE CONSTITUTION OF THE UNITED STATES otherwise governing the “*Civil Rights*” of disabled Americans and the guarantee to all Americans of “*access*” to the COURTS of the UNITED STATES justice system. **This was a blatant violation of the RULES ENABLING ACT OF 1934, particular given the FACT that the UNITED STATES was listed as the very first “counterclaimant / TRUSTEE” against whom this case was being filed, for whom both YOU and Tammy Ludeman are acting *de facto* agents.**

As shown by the documents embedded herein, my “*court filings*” were received by YOU and your fellow agents on 4/22/21, clearly marking as accompanying FACT that I am a QUAD-AMPUTEE, a written “*prima facie*” on the face of every one of my properly constructed “*ORIGINAL*” filings, which were ALL PROPERLY SIGNED using the same digital signature being used freely by YOU (as found on the Internet), by Tammy Ludeman (in denying me access to the federal court), and *admittedly* by virtually all attorneys wishing to file their new cases with YOUR court.

5) In favor of Plaintiff Aaron Peters and against Defendants the City of Wagner, the City of Wagner Police Department, Officer Desarae Gravatt, Officer Brian McGuire, and James Does 1-6 in the amount of \$96,000, which includes cost of \$56,000.

Dated August 18, 2020 https://www.aclUSD.org/sites/default/files/field_documents/riis_clerks_judgment.

HERE: Matthew Thelen awards himself the “*privilege*” of signing using the typewritten “/s/” device.

/s/ Matthew W. Thelen
Clerk
U.S. District Court
400 S. Phillips Avenue
Room 128
Sioux Falls, South Dakota 57104
Matt_Thelen@sdd.uscourts.gov

HERE: Matthew Thelen and BAR attorney Tammy Ludeman allow Ludeman the “*privilege*” of signing using the typewritten “/s/” device.

Sincerely,

/s/ Tammy A. Ludeman

Tammy A. Ludeman
Deputy in Charge

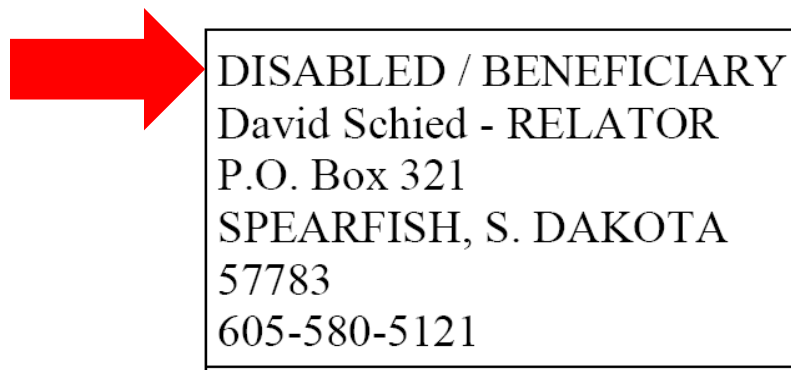
As provided next to my “signature” on EVERY document meant for file, including my cover letter dated 4/21/21 addressed directly to YOU, Matthew Thelen as “Clerk of the Court”, is reference to the FACT that I am a “disabled” person entitled to “reasonable accommodations” .

9) This instant PROOF OF SERVICE (2 pages)

Cordially submitted,

/s/ David Schied

Date: 4/21/21



Tracking Number: 9505513370561111770694

Your item was delivered to the front desk, reception area, or mail room at 2:15 pm on April 22, 2021 in RAPID CITY, SD 57701.

USPS Tracking Plus™ Available ✓

✓ Delivered, Front Desk/Reception/Mail Room

April 22, 2021 at 2:15 pm
RAPID CITY, SD 57701

Further, by reference to the FACT that my filings all referenced me as “*BENEFICIARY*”, anyone should have recognized “*at first glance*” that all of my filings were being delivered to YOU by clear notice that I am filing as one of the sovereign People (i.e., of the Posterity of “*We, The People*”) who have created and ordained the sacred CONSTITUTION OF THE UNITED STATES for the **People of the United States of America** (i.e., being collectively the “*BENEFICIARIES*”) of the PUBLIC TRUST that YOU, Matthew Thelen, have sworn an OATH and have a DUTY to uphold and support by your “*faithful performance*”.

DISTRICT COURT OF THE UNITED STATES
FOR THE DISTRICT OF SOUTH DAKOTA,
WESTERN DIVISION

David Schied, one of the *Sovereign People*;

Recognized by the U.S. CONSTITUTION

“*BENEFICIARY*” / *RELATOR*

v.

UNITED STATES OF AMERICA, et al

“*TRUSTEES*”

Civ. No. _____

JUDGE _____

PROOF OF SERVICE

This is to certify that today, 4/21/21, BENEFIVIARY David Schied established his ARTICLE III COURT OF RECORD by serving the DISTRICT COURT OF THE UNITED STATES FOR THE DISTRICT OF SOUTH DAKOTA – by placing into the U.S. (“*Priority*”) MAIL – with “*ORIGINALS*” of the following documents for purposes of opening this instant FALSE CLAIMS ACT and CIVIL RIGHTS case and receiving time/date stamped copies back from the Court as assured would occur by the Clerk of the Court during a phone conversation dated Monday, 4/19/21:

As shown by the PROOF OF SERVICE header above (at the bottom of the preceding page), it is clear that the lead “*COUNTERCLAIMANT / TRUSTEE*” named by this case was the UNITED STATES OF AMERICA; and therefore, as an agent acting on behalf of the UNITED STATES, special care should have been taken by YOU and your agents to ensure not even the “appearance” of impropriety in OBSTRUCTING the filing of my case against the “USA”, which could be seen as a “*conflict of interest*” on YOUR part to keep me from otherwise establishing my CLAIMS and notifying all “*counterclaimants / CO-TRUSTEES*” in a timely fashion.

Yet, you did not – YOU and your agents did just the opposite. YOU instead held my documents for six (6) days and then mailed them all back to me in blatant DISMISSAL of all of my efforts and costs in getting these documents to an appointed ARTICLE III “*judge*”, and DENYING me “*access*” to the forum of this ARTICLE III COURT OF RECORD. This was an egregious CONSTITUTIONAL VIOLATION.

DISTRICT COURT OF THE UNITED STATES
FOR THE DISTRICT OF SOUTH DAKOTA,
WESTERN DIVISION

David Schied, one of the Sovereign American People; a totally and permanently disabled RECENT QUAD-AMPUTEE, CRIME VICTIM; Common Law and Civil Rights sui juris GRIEVANT / CLAIMANT / BENEFICIARY (“BENEFICIARY” / RELATOR)

v.
UNITED STATES OF AMERICA;
Donald Trump, in his public capacity as former U.S. PRESIDENT for the UNITED STATES
Denise Page Hood, in her private capacity and public capacity as “*chief judge*” for the USDCEDM;
Victoria Roberts, in her private capacity and public capacity as “*senior judge*” for the USDCEDM;
Avern Cohn, in his private capacity and public capacity as “*senior judge*” for the USDCEDM;
U.S. DISTRICT COURT FOR THE EASTERN DISTRICT OF MICHIGAN (“USDCEDM”)
Kinikia Essix, in her private capacity and public capacity as “*Clerk of the Court*” for the USDCEDM;
OFFICE OF THE U.S. ATTORNEY FOR THE EDM
Matthew Schneider, in his private capacity and public capacity as former ASSISTANT AG for the STATE OF MICHIGAN and as U.S. ATTORNEY for the EDM;
Barbara McQuade, in her private capacity and public capacity as former U.S. ATTORNEY for the EDM;
Terrence Berg, in his private capacity and public capacity as former U.S. ATTORNEY and as U.S. District Court “*judge*” for the EDM;
Stephen Murphy, in his private capacity and public capacity as former U.S. ATTORNEY and as U.S. District Court “*judge*” for the EDM;
Michael Horowitz, in his private and public capacities, as USDOJ-OIG and CHAIR of PANDEMIC RESPONSE ACCOUNTABILITY COMMITTEE, a DIVISION of the COUNCIL OF INSPECTORS GENERAL ON INTEGRITY AND EFFICIENCY
Nina Witkofski, in her private capacity, and in her public capacity as CHIEF OF STAFF, for the ... CENTER FOR DISEASE CONTROL AND PREVENTION;
William Barr in his private capacity, and in his public capacity as former U.S. ATTORNEY GENERAL (“USAG”);
Jeffrey Rosen, in his public capacity as former USAG;
Merrick Garland, in his public capacity as USAG;
Eric Dreiband, in his private capacity, and in his public capacity as former ASST. U.S. ATTORNEY GENERAL

**BENEFICIARY’S MOTION
TO FILE DECLARATIONS
AND SERVICE “ON
ADVERSE PARTY
CONSTITUTING NOTICE
TO OTHER PARTIES”
UNDER RULE 5 OF FRCP**

**AND
BENEFICIARY’S MOTION
FOR INDIGENT AND
DISABLED FILER TO
AVOID EXPENSIVE COPY
AND MAIL COSTS BY
WAIVER AS A CME/CF
“E-FILER”**

on
Case Involving
“Backward Looking”
CONSTITUTIONAL and
COMMON LAW TORTS
Inextricably Intertwined and
Compound “Wheel” and
“Chain” Conspiracies
Against Totally and
Permanently Disabled
Quad-Amputee
and Other Sovereign
American People, as
“BENEFICIARIES” of the
PUBLIC TRUST(s), Who
Have Been Similarly Situated
in Being the Victims of
Insurrection and Domestic
Terrorism by “Government
Imposters” and “Usurpers of
the Sovereign Peoples’ Power”

DISABLED / BENEFICIARY
David Schied -RELATOR
P.O. Box 321
SPEARFISH, S. DAKOTA
57783
605-580-5121

YOUR deliberate act of returning back to me all of my expensively printed and pre-paid mailings tortuously undermined the “*prima facie*” basis of my ORIGINAL INTENT in filing these documents in the first place – which was to work in this ARTICLE III COURT OF RECORD in the same capacity as all others – as STATE BAR (“*monopoly*”) members – as an “E-FILER” with the privilege of signing my documents using the same typewritten “/s/” device that they use, that YOU use, and that all others of your agents use, like Tammy Ludeman.

Further, the cover pages of this and all other of my “MOTION(S)...” and “ORIGINAL COMPLAINT”, each provided clear notice of the NATURE OF MY DISABILITY being that of a “quad-amputee”, as well as a CRIME VICTIM.

United States District Court
District of South Dakota
Andrew W. Bogue Federal Building
& United States Courthouse
Office of the Clerk
515 Ninth Street, Room 302
Rapid City, SD 57701

Matthew W. Thelen
Clerk of Court

April 23, 2021

David Schied
P.O. Box 321
Spearfish, SD 57783

Telephone
(605) 399-6000

RE: New Case documents

David Schied
P.O. Box 321
Spearfish, SD 57783

RE: New Case documents

Dear Mr. Scheid,

We received your new case documents in the mail on April 22, 2021. The documents you sent did not have your original signature. Original signatures are required per Rule 11(a) of the Federal Civil Judicial Procedure and Rules. The documents are being returned to you. If you wish to file the new case documents, please provide them to the Clerk's Office with original signatures.

Sincerely,

/s/ Tammy A. Ludeman
Tammy A. Ludeman
Deputy in Charge

00052

00052

fedex.com 1800.GoFedEx 1800.463.3339

Express

RTD
FZ 0

5421
04-20

FedEx
Express

Package
US Airbill

FedEx Tracking Number 8139 2388 5421

1 From
Date
Sender's Name
Company **CLERK US DISTRICT CRT**
Address **515 9TH ST STE 302**
City **RAPID CITY** State **SD** ZIP **57701-2673**

2 Your Internal Billing Reference

3 To
Recipient's Name **David Schied** Phone
Company
Address
We cannot deliver to P.O. boxes or P.O. ZIP codes. Dept./Floor/Suite/Room
Address
Use this line for the HOLD location address or for continuation of your shipping address.
City State ZIP **57783**

4 Express Package Service * To most locations. Packages up to 150 lbs. Not available for FedEx Standard Overnight, FedEx 2Day A.M., or FedEx Express Saver.

Next Business Day
☐ FedEx First Overnight
Earliest next business morning delivery to select locations. Friday shipments will be delivered on Monday unless Saturday Delivery is selected.

2 or 3 Business Days
☐ FedEx 2Day A.M.
Second business morning. Saturday Delivery NOT available.
☐ FedEx 2Day
Second business afternoon. Thursday shipments will be delivered on Monday unless Saturday Delivery is selected.
☒ FedEx Express Saver
Third business day. Saturday Delivery NOT available.

5 Packaging * Declared value limit \$500.
☐ FedEx Envelope* ☐ FedEx Pak* ☐ FedEx Box ☐ FedEx Tube ☐ Other

6 Special Handling and Delivery Signature Options. Fees may apply. See the FedEx Service Guide.
☐ Saturday Delivery
NOT available for FedEx Standard Overnight, FedEx 2Day A.M., or FedEx Express Saver.
☐ No Signature Required
Package may be left without affixing a signature for delivery.
☐ Direct Signature
Someone at Recipient's address may sign for delivery.
☐ Indirect Signature
If no one is available at Recipient's address, someone at a neighboring address may sign for delivery for residential deliveries only.
Does this shipment contain dangerous goods?
☒ No ☐ Yes
As per applicable Department's Declaration. Yes Shipper's Declaration Not required. Dry Ice Dry Ice, 9 UN 1845. Restrictions apply for dangerous goods - see the current FedEx Service Guide. ☐ Cargo Aircraft Only


7 Payment Bill to:
Sender Bill Acct. No. in Section 1 below. ☐ Recipient ☐ Third Party ☐ Credit Card ☐ Cash/Check
Sender FedEx Acct. No. or Credit Card No. below. ☐ Bill Me ☐ Bill to Me

0131942312

Going even further, it can be logically inferred that YOU and YOUR AGENT resorted to *criminal* MAIL FRAUD and “*DEPRIVATION OF RIGHTS UNDER COLOR OF LAW*” (as well as executing “*LEGAL ACTS IN ILLEGAL MANNERS*”) by asserting that such DENIAL of my access to the court was based upon your collective assertion that “*FRCP Rule 11(a)*” required “*original signatures*”, when in FACT that is outright FRAUD by both the “*letter*” and the “*spirit*” of the law/rule being referenced. As shown by the screen shot of that *RULE 11(a)* immediately below, YOU and your agent Tammy Ludeman blatantly misrepresented both the wording and the intent of this “*enabling [court] rule*”. It said nothing of the sort.

 Cornell Law School

Legal Information Institute [LII]
OPEN ACCESS TO LAW SINCE 1992



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LII > Federal Rules of Civil Procedure > **Rule 11. Signing Pleadings, Motions, and Other Pa**

Rule 11. Signing Pleadings, Motions, and Other Papers; Representations to the Court; Sanctions

(a) SIGNATURE. Every pleading, written motion, and other paper must be signed by at least one attorney of record in the attorney's name—or by a party personally if the party is unrepresented. The paper must state the signer's address, e-mail address, and telephone number. Unless a rule or statute specifically states otherwise, a pleading need not be verified or accompanied by an affidavit. The court must strike an unsigned paper unless the omission is promptly corrected after being called to the attorney's or party's attention.

(b) REPRESENTATIONS TO THE COURT. By presenting to the court a pleading, written motion, or other paper—whether by signing, filing, submitting, or later advocating it—an attorney or unrepresented party certifies that to the best of the person's knowledge, information, and belief, formed after an inquiry reasonable under the circumstances.

As shown above, RULE 11(a) never references the words “original signature” as FRAUDULENTLY claimed by Tammy Ludeman, who by the way, carries the titles of “Deputy-In-Charge” and “Operations Manager” for this UNITED STATES DISTRICT COURT. (See next page below)

It would appear that **Tammy Ludeman** – being a card-carrying STATE BAR attorney – this agent of the UNITED STATES, agent of the USDC for the “*WESTERN DIVISION*” of SOUTH DAKOTA, and agent for “*CLERK OF THE COURT*” Matthew Thelen **has an OATH and a DUTY to not only “know” the law, but to also “follow” the law.** Yet, instead, she LIED about

the law; doing so through the use of WIRE FRAUD to create a “digital signature” on a document she then used in MAIL FRAUD.

THESE ARE SERIOUS CRIMES

As found on 4/30/21 at <https://www.linkedin.com/in/tammy-ludeman-7b66a026>



Tammy Ludeman
Deputy-in-Charge at U.S. District Court
Rapid City, South Dakota Area · 54 connections

 **U.S. District Court**

 **The University of South Dakota
School of Law**

Experience

Jul 2008 - Present · 12 years 10 months
Rapid City, South Dakota Area
Operations manager--Western Division

These are also **SERIOUS**
CIVIL RIGHTS and
CONSTITUTIONAL
VIOLATIONS

The FACT is that other UNITED STATES DISTRICT COURTS readily advertise their acceptance “ORIGINAL DOCUMENTS” along with an “*electronic signature*” OR the “/s/ SIGNATURE” device. This applies for anyone submitting a new case, even those WITHOUT missing fingers and legs as I, BENEFICIARY David Schied, am certifiably conditioned.



[Home](#)

What is the procedure for filing a new complaint?

Answer:

One of two methods:

1. Complaints should now be filed online. See the instructions under Initiating a New Civil Case.

OR

2. File an original document and provide one copy for the judge. Include a **completed** civil cover sheet and a copy for the judge. Attorneys filing civil complaints on paper must also submit the opening document(s) and cover sheet on a disc in PDF format. All documents on the disc must include an *electronic signature or the /s/ signature*. Provide a check for \$400.00, made payable to: "Clerk, U.S. District Court". Bring completed summons to be issued by the clerk.

Meanwhile, even the average legal neophyte – STATE BAR member or not – can find the “*legal definition of ‘signature’*” readily available on the Internet, defined as follows on top of the next page:

Signature legal definition of signature

<https://legal-dictionary.thefreedictionary.com/signature>

Correct all you're your grammar errors instantly. Try it now.

signature

A mark or sign made by an individual on an instrument or document to signify knowledge, approval, acceptance, or obligation.

The term *signature* is generally understood to mean the signing of a written document with one's own hand. However, it is not critical that a signature actually be written by hand for it to be legally valid. It may, for example, be typewritten, engraved, or stamped. The purpose of a signature is to authenticate a writing, or provide notice of its source, and to bind the individual signing the writing by the provisions contained in the document.

Because a signature can obligate a party to terms of a contract or verify that the person intended to make a last will and testament, the law has developed rules that govern what constitutes a legally valid signature. The Internet and other forms of telecommunication have created the need to transact legally binding agreements electronically. Almost all states have passed laws that recognize the validity of "digital signatures."

Requisites and Validity

When an instrument must be signed, it is ordinarily adequate if the signature is made in any commonly used manner.

Variations between the signature and the name appearing in the body of the instrument do not automatically invalidate the instrument.


In the absence of a statutory prohibition, an individual can use any character, symbol, figure, or designation he wishes to adopt as a signature, and if he uses it as a substitute for his name, he is bound by it. For example, . . .

So why would this nearly THIRTEEN (13) YEAR “Operations Manager” as agent of the UNITED STATES not even pick up the phone and call me, the BENEFICIARY David Schied, in a courtesy response to claiming doubts about the authenticity of my signature being a valid “original”, except for the FACT that she tortuously intended to interfere and OBSTRUCT in my CONSTITUTIONALLY GUARANTEED RIGHT TO ACCESS and TO FILE in this ARTICLE III COURT OF RECORD?

Similarly, with all of the *prima facie* references to me, BENEFICIARY David Schied, being a totally and permanently disabled “QUAD-AMPUTEE”, what would possess this THIRTEEN (13) YEAR “DEPUTY-IN-CHARGE” to mandate that I as a “quad-amputee” should be discriminatorily separated away from her peer group of other attorneys and the public-at-large as a “filer without attorney representation”, and be made instead to provide her with a “hard”, “wet-ink”, “hand-written” type of legally-binding signature when BAR attorneys regularly sidestep that requirement?

On 4/29/21, I wanted to know the answers to the above two rational questions also as I telephoned the same number I had called weeks earlier when I had spoken with “Sarah”, as also being the number advertised on the Internet as the one for reaching YOU, Matthew Thelen, as the “Clerk of the Court”. Only this time when I called, the person confirmed to be at the other end of my phone line was Tammy Ludeman herself! Of course, Tammy must have known that I was calling her from a RECORDED phone line, because she personally responded to my initial

“filing” of documents, which included my cover letter dated 4/21/21 to YOU, Matthew Thelen, the “Clerk of the Court”. (See below)

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

4/21/21

Attn: Clerk of the Court
UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH DAKOTA
515 Ninth Street
Rapid City, SD 57701

RE: Opening a new case in the federal Article III Court of Record; issuance of case number and filing of the accompanying documents; and returning date-stamped cover pages

Dear Clerk of the Court,

Upon my discovering that it was Tammy Ludeman herself on the line, I immediately informed her about my first call to the “*Clerk of the Court*” and what your agent, “*Sarah*,” had informed me about the Clerk’s office being closed; and why I chose to use the USPS mail delivery rather than simply dropping my valuable documents in an unguarded box without verification of my delivery. **I also expressed my gratitude for having the good fortune of asking Ludeman directly about how she might justify her letter and denial of filing my case, in spite of my being a quad-amputee, by reason of needing an “original signature” when her reference to RULE 11 (a) had no such wording or intended meaning.**

Rather than to directly answer my question, Tammy Ludeman acted as if she had “*just been caught with her hand in the cookie jar*”. Saying that she wanted my name and address for purposes of “*tracking*” down the letter she had written to me. Yet, **over the course of the entire thirty-nine minutes of this call with her, she disappointingly NEVER admitted to having located her letter in spite of being right there at her computer.**

Moreover, Ludeman claimed at first to not even having any recollection of writing that letter, suggesting that she had been working from home with someone else at the U.S. DISTRICT COURT, **leaving me with nothing else to believe but that Lederman had allowed another coworker of the Clerk’s office to fraudulently use her signature in the letter purportedly “signed” by her on the correspondence written to me just a very few days earlier on 4/23/21 as shown above. She stated that she was “sure [Ludeman’s] name is on that letter” rather than to state that she was sure that she “signed” it, as if she was not even willing to admit that she was the very one to affix “that name” on the letter, as if it might have been someone else**

instead who had “*used [her] name*” with her prior permission, as if in “*pattern and practice*” while she “*works*” at home.

Reinforcing my belief in the above as a matter of fact, was in the RECORDED manner in which Ludeman’s voice showed surprise and her words signaled confusion when – after I gave her the entire timeline of days that I had verifiably charted in mailing out my “PROOF OF SERVICE” and cover letter with all of my other documents for filing (on Monday 4/21), the date the USPS verified the delivery of my package to the federal Court (4/22), the date of the letter questionably “*signed*” by Ludeman as the “*Deputy in Charge*” and “*Operations Manager*” (4/23), and the date my package was actually sent back to me (4/28) – **Ludeman kept saying that she could not understand why it took two (2) days for her to address a letter to me (i.e., from Tuesday to Wednesday) and another five (5) days for the package to be mailed out and back to me the following Monday.**

Was this week of holding on to my documents to provide enough time for everyone in your clerk’s office to become aware of the content of my filings against your PRINCIPAL of the UNITED STATES?

Again, Ludeman was acting ON THE RECORDED LINE as if she had no recollection whatsoever of having previously dealt with this matter or even having signed the above-referenced letter. This then reeks of *FRAUD UPON THE COURT*, *PERJURY*, *WIRE FRAUD*, and *MAIL FRAUD*, as well as *COMMON LAW TORT*, and criminal *DEPRIVATION OF RIGHTS UNDER COLOR OF LAW*. **An immediate investigation should ensue upon this entire matter using all documentary EVIDENCE and other available RECORDS that I have.**

Throughout this lengthy 39-minute conversation with Ludeman, each time I brought up this matter being “*discriminatory*” and a matter akin to being a violation of the AMERICANS WITH DISABILITIES ACT or whatever law should be applying at the “*FEDERAL*” level holding U.S. DISTRICT COURT employees civilly accountable, “Deputy in Charge” **Ludeman continually evaded the issue by claim that she knows nothing about disability law**, despite her admitting (on this RECORDED line) to being a card-carrying STATE BAR member and the *Operations Manager* of this Court doing business with the public, and **needing to provide services and “reasonable accommodations” – under the law – to disabled people.**

On this RECORDED line, Lederman evaded my assertions and questions about HER obligations under the disability laws by stating that “*it sounds like you are asking ‘legal’ questions so I cannot answer that*” (in spite of my immediate reminder that I already knew that she was a “*STATE-licensed*” attorney) and by stating that she “*cannot give legal advice*”, instead of attempting to actually help me to understand more about this “*disability accommodations*” matter in the same context in which I was presenting it to her.

In reply to her twisted assertion that I was “*seeking legal advice*” from her, I immediately corrected her to assert that I was instead questioning if – or to what extent – she, herself, was familiar with disability laws as the “*Deputy In Charge*” of the entire “*WESTERN DIVISION*” of this “*federal*” Court. On this RECORDED line, after stuttering and tripping upon her own deceptive wording, Lederman completely changed the subject back to the FACT that she, for some unknown reason, “*could not get [her own recent letter to me that she or someone else had written with her legally binding ‘signature’ attached] up in front of her*” on the computer.

Ludeman attempted to deflect this matter upon me by claim that though she had a “*vague recollection*” of a thick package arriving to the Court, she could remember nothing showing on the face of my documents to indicate that I was a “*quadriplegic*”. **I immediately corrected her, again insinuating that her unfamiliarity with the differences between “*quadriplegic*” and “*quad-amputee*” relative to her barring my access to the court based upon a “*hard signature*” – given that my disability status was on the face of every document I had sent for filing – was significant matter of concern for me; particularly since she (as “*Operations Manager*”) appeared neither to know anything about the laws governing federal employees and Court employees relative to people with disabilities and their needs for certain “*reasonable accommodations*” to be provided to them.**

This prompted me to then question – on a RECORDED line – whether Ludeman had even looked at the face of my documents before writing her “*denial of access*” letter to me and spelling my name in two differing ways within the same letter. Instead of answering my question, she again sought a diversion by questioning any alternative spelling of my name as found in her own letter, while still being unsuccessful in finding her own “*signed*” letter in her own database as the “*Deputy In Charge*” of this Court’s “*operations*”, even when searching the multiple spellings that she (or someone else) purportedly used when affixing her “*legal signature*” by wire to that fraudulent document sent to me through the mail.

It was around the middle of our 39-minute conversation that Ludeman surmised that on the day that she “*must have signed that letter*”, she was likely working from home and was communicating with someone else at the Court who was in possession of my filing documents – leading her to eventually ADMIT ON A RECORDED LINE that she ACTUALLY HAD NEVER EVEN SEEN ANY OF THE DOCUMENTS that I had painstakingly printed, packaged, and mailed to the Court at my expense.

Essentially, Ludeman was attempting to claim that because it was the “*Court policy*” to have all letters go out under the “*supervisor’s name*” rather than any “*individual deputy’s*” name, that this somehow should be an “*excusable*” offense by her. I countered that assertion by maintaining that my “*ORIGINAL COMPLAINT*” denied by her and sent back to me addressed this “*principal-agent*” relationship, and that according to the theory behind respondeat superior, the principal controls the agent’s behavior and must then assume responsibility for the agent’s actions.

At which point I was engaging Lederman in the discussion about other federal Courts allowing other forms of legal signatures to be affixed upon “*original*” filing documents, I also pointed out that while her actions discriminated against “*pro se*” filers and me as a “*quad-amputee*” filer by allowing attorneys more leeway for legally signing documents when opening a new case, that even UNITED STATES policies and practices concerning (legal and illegal) immigrants entering the UNITED STATES OF AMERICA are given more leeway too when entering this country that given to me as a Natural Born American! (See next page for what is publicly posted by the U.S. CITIZENSHIP AND IMMIGRATION SERVICES regarding what constitutes legally valid “*signatures*” according to the UNITED STATES outside of Ludeman’s own terse BAR attorney interpretation of “*Rule 11a*”).)



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Chapter 2 - Signatures

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A. Signature Requirement

USCIS requires a valid signature on applications, petitions, requests, and certain other documents filed with USCIS.^[1] Except as otherwise specifically authorized, a benefit requestor must personally sign his or her own request before filing it with USCIS.^[2]

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B. Valid Signature

A valid signature consists of any handwritten mark or sign made by a person to signify the following:

- The person knows of the content of the request and any supporting documents;
- The person has reviewed and approves of any information contained in such request and any supporting documents; and
- • The person certifies under penalty of perjury that the request and any other supporting documents are true and correct.

A valid signature does not need to be legible or in English, and may be abbreviated as long as this is consistent with how the person signing normally signs his or her name. A valid signature does not have to be in cursive handwriting. A person may use an "X" or similar mark as his or her signature. A signature is valid even if the original signature on the document is photocopied, scanned, faxed, or similarly reproduced. Regardless of how it is transmitted to USCIS, the copy must be of an original document containing an original handwritten signature, unless otherwise specified. The regulations do not require that the person signing submit an "original" or "wet ink" signature on a petition, application, or other request to USCIS.

Every one of Lederman's responses to me, again and again, was not only evasive...but also misleading, even insulting. In addressing my concerns about even immigrants being afforded more leeway than "pro se" sovereign American People as new case filers, Ludeman oversimply replied – on a RECORDED line – by stating that her office has nothing to do with immigration or immigration laws, and left me only with that.

Clearly, Lederman was persistently employing deceptive and evasive tactic for DENYING me rightful "access" to the Court. At first, she claimed to "vaguely remember seeing" my large

package; but in a slip of her conscience later in the same RECORDED conversation, she later admitted to never seeing anything while reasoning away her excuse that she was working from home and working with someone else at the office. She also persistently refused to either promise to pay for the immediate return mailing costs of securely sending my documents back to the federal Court “as is”.

Operations Manager Ludeman had only a single consolation of stating that if it was determined that the Court might grant my “request” to accept my documents based upon my assertion that the “mailing date” should be used as the “date of original filing” – as this is an accommodation that all convicted criminals receive – that the Court might grant a backdating of my documents to 4/21/21 as the official “filing date”. Further, she stated her “hope” to get back with me this very same day of (Thursday) 4/29/21, but she then failed to get back with me either that day or Friday 4/30/21.

I ended this 39-minute RECORDED call by stating that she had three (3) days in which to reach a conclusion with me before I take further action to report these civil rights and constitutional rights violations to higher level authorities in both the public and private sectors. YOU, Matthew Thelen, as “CLERK OF THE COURT” are the first of many that I am now beginning to report this instance to for immediate remedy.

I cannot see how YOU or anyone else at the UNITED STATES DISTRICT COURT might try to reason away how you can both REFUSE to allow people – especially those who are disabled quad-amputees – inside your door to validate their own “signatures” in person, while also REFUSING to accept legally valid (electronically produced) *signatures* that you otherwise mandate are to be impersonally handled through third-parties (e.g., USPS or FED-EX) or through an unattended “drop box” instead. You are certainly free to give it your best shot, however.

I suggest that you use the address that I provided to Tammy Ludeman over the phone to promptly send me a “postage prepaid” sticker and/or a transportation courier or taxi for me to get to the post office and back home (since I must schedule with and pay for transportation to the post office) so that I can rightfully return my documents for BACKDATED filing on my originally intended filing date of 4/22/21 when they were first delivered to YOU at my own sacrificial cost.

You shall note that the following documents were inclusive of all that I had initially provided to you on that 4/22/21 filing date, which apparently YOU and YOUR AGENTS likely cannot otherwise verify since Ludeman has apparently also lost her own (or another’s own) letter DENYING MY ACCESS TO THE UNITED STATES ARTICLE III COURT OF RECORD with Luderman’s “name” as a “legal signature” affixed to that fraudulent “lost” document.

- 1) “BENEFICIARY’s MOTION TO PROCEED IN DISTRICT COURT WITHOUT PREPAYING FEES OR COSTS; WITH ACCOMPANYING COMPLETED ‘APPLICATION’ FOR THE SAME”; (19 pages)
- 2) Beneficiary’s “APPLICATION TO PROCEED IN DISTRICT COURT WITHOUT PREPAYING FEES OR COSTS”; (2 pages)
- 3) “BENEFICIARY’s COMBINED MOTIONS WARRANTING ‘GOOD CAUSE’ FOR GRANTING BENEFICIARY AN ‘E-FILING’ STATUS, AND ALLOWING ‘SERVICE OF PRINCIPALS’ TO BE EQUATED WITH ‘SERVICE OF AGENTS’ AT BOTH STATE AND

NATIONAL LEVELS OF LEGAL SERVICE TO ALL OF THE CO-TRUSTEES,” inclusive of EXHIBITS 1-5; (38 pages *excluding* exhibits with many additional pages as referenced)

- 4) CM/ECF PRO SE LITIGANT APPLICATION FORM (3 pages)
- 5) “BENEFICIARY’s MOTION FOR CERTIFICATION OF SERVICE OF SUBPOENAS AND COMPLAINTS BY U.S. MARSHALS WITHOUT PREPAYING FEES OR COSTS” inclusive of EXHIBIT presented with individual pages numbered 1 through 95 for *Proof of Service* by U.S. MARSHALS SERVICE; (12 pages *excluding Proof of Service* pages)
- 6) Individual pages numbered 1 through 95 for *Proof of Service* by U.S. MARSHALS SERVICE; (95 pages)
- 7) “BENEFICIARY’s / RELATOR’s ORIGINAL ‘QUI TAM’ WHISTLEBLOWER COMPLAINT FOR REMEDY UNDER THE FALSE CLAIMS ACT on Case Involving ‘*Backward Looking*’ CONSTITUTIONAL and COMMON LAW TORTS Inextricably Intertwined in Compound ‘*Wheel*’ and ‘*Chain*’ Conspiracies Against Totally and Permanently Disabled Quad-Amputee and Other Sovereign American People, as ‘*BENEFICIARIES*’ of the PUBLIC TRUST(s), Who Have Been Similarly Situated in Being the Victims of Insurrection and Domestic Terrorism by ‘*Government Imposters*’ and ‘*Usurpers of the Sovereign Peoples*’ Power”” with “DEMAND FOR JURY TRIAL”; (262 pages)
- 8) AFFIDAVIT OF BENEFICIARY / RELATOR David Schied in STATEMENT OF TRUTH Submitted Herein Under “*Penalty of Perjury*” (included as the final two pages 261-262 of the “*ORIGINAL COMPLAINT*” listed directly above.
- 9) This instant PROOF OF SERVICE (2 pages)

Truthfully submitted,

/s/ David Schied

Date: 5/2/21

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