

**UNDER THE U.S. CONSTITUTION and the SOUTH DAKOTA CONSTITUTION  
and the SPIRIT and LETTER of ALL LAWS COMPORTING WITH THE  
COMMON LAW(S) OF THE LAND, AND THIS “ARTICLE III COURT OF RECORD”**

**IN THE MATTER OF:**

David Schied, one of the sovereign American People living in South Dakota as a totally and permanently disabled quad-amputee; a **BENEFICIARY** of the social welfare system; a Common Law **GRIEVANT** / **CRIME VICTIM** and **CLAIMANT** acting in his *Sui Juris* Private capacity; as well as in his “*EX REL*” capacity of a **PRIVATE, PUBLIC PROXY** on behalf of the South Dakota and American “*TAXPAYERS*” “*Beneficiary / Private Public Proxy*”

**FOR THE ADMINISTRATIVE HEARING  
SET UP THROUGH FRAUDULENCE OF  
“Chief Hearing Examiner” Catherine  
Williamson and “Commissioner” Scott  
Bolinger acting on behalf of and under  
leadership of GOVERNOR Kristi Noem as  
the sovereign People’s “ELECTOR”**

**Located in the real world & at the fictional:  
“OFFICE OF HEARING EXAMINERS”  
523 E. Capitol Ave.  
PIERRE, S.D. 57501**

v.

The ADMINISTRATIVE “*DEEP*” STATE of the STATE OF SOUTH DAKOTA as represented by multiplicity of GOVERNOR Kristi Noem, ATTORNEY GENERAL and his agents as “*assistants*,” the S.D. DEPARTMENT OF HUMAN SERVICES and the S.D. DEPARTMENT OF SOCIAL SERVICES acting by and through their respective BAR attorneys Jenna Howell, Jeremy Lippert, Eric Monson, Wade Reimers, and SUBPOENAED named others as “DOES #1-26” operating as a proven Corrupt Racketeering Criminal Enterprise “*CO-TRUSTEES*” acting in their Private and Public capacities

**WITH NOTICE OF  
CLAIM OF CONUSANCE**

and

**DEMAND FOR MULTI-  
COUNTY CRIMINAL GRAND  
JURY INVESTIGATION**

**BENEFICIARY / PRIVATE PUBLIC PROXY David Schied’s**

- 1) “COMMON LAW ‘**WRIT OF ERROR CORAM NOBIS**’ IN OPPOSITION TO PRIMA FACIE EVIDENCE OF ‘*CRIMINAL FRAUD AND CONSPIRACY TO DEPRIVE OF RIGHTS*’ INVOLVING A ‘*JUDICIAL USURPER*’ AND ‘*ADMINISTRATIVE BUREAUCRATS*’ AS ‘*AGENTS*’ OF THE NAMED ‘*CO-TRUSTEES*’ OF THE CASE CAPTIONED ABOVE”;
- 2) “‘**FINDING OF CONTEMPT**’ AND “‘**CERTIFICATION OF FAULT/DEFAULT WITH  
DEFAULT JUDGMENT**’ AND COMMON LAW ‘**LEDGER OF [TREBLE] DAMAGES**’”;
- 3) “‘**NOTICE OF ‘CLAIM OF APPEAL’** FOR THE REASONS CITED ABOVE AND BASED UPON ‘*OVERRIDING AND PALPABLE ERRORS*,’ GROSS OMISSIONS OF FACTS, THE ‘*ACCARDI DOCTRINE*,’ AND; INTENTIONAL **[TORTUOUS]** VIOLATIONS OF THE ‘*RULES ENABLING ACT*,’ AND ‘*OTHER CONSTITUTIONAL GUARANTEES*’”

“**OBJECTION**” dated 4/22/22-4/30/22 and filed with a “**SWORN AFFIDAVIT OF TRUTH**” and signed “**CRIMINAL COMPLAINT**” remains unrebutted, sustained and fully enforceable.

**DEMAND FOR SACTIONS AND DISBARMENT OF BAR**  
ATTORNEYS Howell, Lippert, Monson, Reimers  
based on proven year-long history of FRAUD and  
DISCRIMINATION and other “*secondary*” RICO coverups of  
“*predicate*” instances and formalized REPORTS of both  
DISCRIMINATION and CRIMINAL COMPLAINTS

David Schied, *Beneficiary* and *Private Public Proxy*  
EX REL, People of the State of South Dakota  
P.O. Box 321  
SPEARFISH, SOUTH DAKOTA 57793  
605-340-4439 (all calls recorded)

This is a formal **“FILING TO CORRECT THE RECORD”** as administratively needed by the sovereign People to address the CO-TRUSTEES’ continual attempts to create a FRAUDULENT PAPER TRAIL of so-called “facts” for successive “*administrative reviews*” and/or “*judicial reviews.*”

Names and locations of those “served” with this document:

Eric Monson – ADJ; Wade Reimers – Ass’t AG  
OFFICE OF ADMINISTRATIVE HEARINGS  
DEPT. OF SOCIAL SERVICES  
c/o Laurie Gill, DSS SECRETARY  
700 Governors Drive  
Pierre, SD 57501

[DSSInfo@state.sd.us](mailto:DSSInfo@state.sd.us)

Scott Bolinger and Catherine Williamson  
OFFICE OF HEARING EXAMINERS  
Emails: [admhrngs@state.sd.us](mailto:admhrngs@state.sd.us)

GOV. Kristi Noem c/o Mary Beth Hollatz  
Email: [marybethhollatz@gmail.com](mailto:marybethhollatz@gmail.com)

OFFICE OF THE SOUTH DAKOTA  
ATTORNEY GENERAL – c/o Wade Reimers  
Email: c/o Mary Beth Hollatz and DSS (above)

COMES AGAIN the sovereign People, by and through one “*totally and permanently disabled quad-amputee*” named in the Common Law as “**David Schied**” as “*Beneficiary*” of the PUBLIC TRUST documents of the SOUTH DAKOTA and UNITED STATES constitutions.

These instant “DEFAULT JUDGMENT”, “COMMON LAW WRIT”, and “NOTICE OF CLAIM(S)” actions come in opposition to the dated and signed (and undated and unsigned) actions deliberately taken by the actors and jesters who have long been collectively operating a “*CONTINUING FINANCIAL CRIMES ENTERPRISE*” as the so-called “*STATE OF SOUTH DAKOTA*” operating by and through its CORPORATIZED QUASI-GOVERNMENT “*principals and agents*” of the “*DEPARTMENT OF SOCIAL SERVICES*,” the “*DEPARTMENT OF HUMAN SERVICES*,” its “*BUREAU OF ADMINISTRATION*,” “*OFFICE OF HEARING EXAMINERS*,” and its “*OFFICE OF THE ATTORNEY GENERAL*,” that are individually and severally usurping the sovereign Power of the sovereign People of the State of South Dakota and the United States as carried out between BUTTE COUNTY, LAWRENCE COUNTY, MEADE COUNTY, and HUGHES COUNTY – at minimum – within the STATE OF SOUTH DAKOTA of the UNITED STATES OF AMERICA.

The basis for this “*notice*” is by Reason and Evidence that the “*official*” ACTS of the multiplicity of “*principles and agents*” numbering well over thirty (30) have long been engaging in much more than the mere “*appearance*” of a “*DEEP STATE*” criminal conspiracy to commit SEDITION, TREASON, and INSURRECTION against the sovereign People, against the STATE

OF SOUTH DAKOTA and against the UNITED STATES, using a plethora of combined RICO CRIMES, SEDITION, TREASON, INSURRECTION, and DOMESTIC TERRORIST ACTS.

**NOTICE OF INSTITUTING COMMON LAW “WRIT OF ERROR CORAM NOBIS”**

The “*writ of error coram nobis*” is strictly a common law writ and does not issue out of a court of chancery. *Reid v. Strider*, 7 Gratt. 76 (Va. 1850) - (or 48 Va. 39). Hence, this Writ comes from the “*officer*” of this instant ARTICLE III COURT OF RECORD, with BENEFICIARY/RELATOR and PRIVATE, PUBLIC PROXY (hereafter “*B/R / PPP*”) David Schied operating under FEDERAL “*WHISTLEBLOWER*” protections and in the public’s interest under the FALSE CLAIMS ACT, against “*judicial usurper and imposter*” **Eric Monson and co-conspiring others** (both named already and those to still be added), effectively functioning as an organized crime syndicate, for which there is ample evidence that these individuals are operating under “*fraud*” and criminally under “*color of law*” as the “*ADMINISTRATIVE ‘DEEP’ STATE*,” being also agents of the named CO-TRUSTEES for this case, **the STATE OF SOUTH DAKOTA (et alia)**. (Bold emphasis added)

This “*WRIT OF ERROR CORAM NOBIS*” is written in response to the most recent of the latest conspiracy of actions committed by and through the CO-TRUSTEES of the STATE OF SOUTH DAKOTA (hereafter referred to as the “*STATE*”) as depicted in the following two pages constructively referenced as “*FINAL ORDER OF DISMISSAL*,” on a matter of an “*administrative hearing*” purportedly “*FOR*” – i.e., as opposed to being “*AGAINST*” B/R PPP David Schied – otherwise MISREPRESENTED as being a licensed PUBLIC CORPORATION called “*DAVID SCHIED*” (written in ALL CAPS of lettering) which is a name otherwise copyrighted by David Schied, one of the sovereign American People recognized by the OFFICE OF THE SOUTH DAKOTA GOVERNOR. (See next two pages for this fraudulent document written and signed by digital “*stamp*” by the STATE’s “*principal*” and “*agent*,” Eric Monson on behalf of the “*DEPARTMENT OF SOCIAL SERVICES*.”)

South Dakota Governor



# Kristi Noem

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**South Dakota:** *Under God, the People Rule*

STATE OF SOUTH DAKOTA     )  
  )  
COUNTY OF LAWRENCE        )

DEPARTMENT OF SOCIAL SERVICES  
  
OFFICE OF ADMINISTRATIVE HEARINGS  
OAH # 22-365 case # 001286794

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

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**FINAL ORDER OF DISMISSAL**

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**WHEREAS** by notice of action dated February 23, 2022 the Department of Social Services denied David Schied eligibility for South Dakota Medical Assistance (Medicaid) as an individual. This was a partial/interim denial because the notice stated that he may be eligible due to his (disabling) conditions. The notice further stated that the Department will contact him to obtain additional information to determine whether he may be eligible for Medical Assistance (as a disabled person) under another Medical Assistance program, and

**WHEREAS** the Department sent a letter dated March 3, 2022 to David Schied that stated it may require additional information to determine his eligibility and that he should receive a final determination by March 24, 2022. The letter further stated that the Department was waiting for his level of care to be determined and that he must cooperate with the assessment process in order for this to occur, and

**WHEREAS** the Department received David Schied's request for hearing via email on March 17, 2022, and

**WHEREAS** by notice of action dated March 24, 2022 the Department denied David Schied eligibility for Medical Assistance (as a disabled person) on the basis his level of care could not be determined, and

**WHEREAS** an in-person hearing concerning the two notices of action mentioned above was scheduled for May 5, 2022 at the Department's local office in Sturgis, South Dakota, and

**WHEREAS** David Schied appeared at the hearing with two recording devices actively recording, and after the Administrative Law Judge's opening statement informing him of his rights in this matter, the Administrative Law Judge asked him to turn off the recording devices several times, David Schied adamantly refused to turn off the recording devices, and

**WHEREAS** no audio or video recording may be performed at a non-public administrative hearing without the court's permission under SDCL 16-20-3(a) et al., the Administrative Law Judge terminated the hearing, it is hereby

**ORDERED** this matter is dismissed.

Dated this 12<sup>th</sup> day of May, 2022.

*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

AN APPEAL MAY RESULT IN A REVERSAL OF THE DECISION. A PERSON WHO IS ADVERSELY AFFECTED BY A FINAL DECISION IS ENTITLED TO JUDICIAL REVIEW UNDER THE REQUIREMENTS OF SDCL CHAPTER 1-26. NOTICE OF APPEAL MUST BE FILED WITH THE STATE CIRCUIT COURT PURSUANT TO SDCL § 1-26-31 WITHIN THIRTY (30) DAYS AFTER THE DATE OF THIS NOTICE.

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that she served a true and correct copy of the foregoing Final Order of Dismissal upon the individuals named below at their last known addresses on this 12<sup>th</sup> day of May, 2022.

*Melody Hackett*

Melody Hackett, Legal Assistant

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)
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Most courts, which today recognize the “WRIT OF ERROR CORAM NOBIS”, require a sworn affidavit showing to a reasonable certainty error of fact resulting in the erroneous decision. In this case there is a record of irrefutable and UNREBUTTED “*sworn affidavits*” and/or sworn “*CRIMINAL COMPLAINTS*” being central to this case at hand. Therefore, there is much more than mere “*reasonable*” certainty that “*error of facts*” exists in the “*administrative hearing*” record. There is, in fact, reasonable certainty that the **CO-TRUSTEES as “*officers*” of the STATE OF SOUTH DAKOTA and its members of the BUREAU OF ADMINISTRATION (and its OFFICE OF HEARING EXAMINERS), the DEPARTMENT OF SOCIAL SERVICES (hereafter “DSS”), the DEPARTMENT OF HUMAN SERVICES (hereafter “DHS”), and its OFFICE OF ATTORNEY GENERAL (hereafter “OAG”) – acting through their respective “*principals*” and “*agents*” – have been acting for a very long time in Treason and a Conspiracy to Treason as “*INDURRECTIONISTS*” and “*DOMESTIC TERRORISTS*” to deprive litigants like BR / PPP David Schied and the sovereign People as “*TAXPAYERS*” of their rightful claims to justice as otherwise constitutionally guaranteed by the FIRST AMENDMENT by “*access to the court*” for meaningful “*redress of grievances*” by constitutionally guaranteed “*due process*.”**

The purpose of this WRIT is not to authorize any court to review its own SEDITIOUS “*ORDER OF DISMISSAL*”, but only to vacate some [PRETENDED] adjudication [FRAUDULENTLY] made [*Madden v. Ferguson*, 182 Ill. App. 210 (1913)].

The above two pages comprising Eric Monson’s “FINAL ORDER OF DISMISSAL” is FACTUAL EVIDENCE of criminal “*FRAUD UPON THE [ADMINISTRATIVE] COURT*” by the “*agents*” of the “*principal*”, being the CO-TRUSTEES of this instant case, the “DSS,” the “PAG,” and the “*STATE OF SOUTH DAKOTA*”.

**The named so-called “WITNESSES” – being also the named “ACCUSED” criminal co-conspiracy of “predicate” and “secondary” levels of named perpetrators – though individually served with subpoenaed, never even showed up to the HEARING as directed.** This was a blatant violation of B/R / PPP David Schied’s “*RIGHT*” as stated openly into the HEARING RECORD by the ADMINISTRATIVE LAW JUDGE (hereafter “*ADJ*”) Eric Monson, just prior to dismissing the HEARING, being done without addressing the refusals of these twenty-nine witnesses to show up as previously directed; and while also denying B/R / PPP David Schied’s other Rights to constitutionally guaranteed “*due process*,” as well as his Right to “*reasonable*

*accommodations*” under the guarantees of the AMERICANS WITH DISABILITIES ACT (hereafter “ADA”).

Rather than be an unbiased and “*objective*” third party “*judge*,” this ALJ Monson *sua sponte* acted “*arbitrarily and capriciously*” as the co-conspiring agent of “*the Accused*” at the HEARING. Monson also created a “*FRAUDULENT OFFICIAL RECORD*” using the official “*titles*” and “*delegated authorities*” of the sovereign People of the STATE OF SOUTH DAKOTA and its OFFICE OF ADMINISTRATIVE HEARINGS, as well as that of the COUNTY OF LAWRENCE, in spite of the FACT that the criminal actions carried out by ADJ Monson at the HEARING were actually FRAUDULENTLY carried out in the COUNTY OF MEADE.

Considering the context of other relevant FACTS surrounding Monson’s FALSE CLAIM ON THE RECORD that B/R / PPP David Schied was “*waiving [his] Rights*” to this DUE PROCESS hearing by simply recording the meeting because he had no fingers to take handwritten notes <sup>1</sup> Monson purportedly did all of this to hide the actual names of the many other CO-TRUSTEES that B/R / PPP David Schied was actually naming as “*witnesses*,” as well as to hide the amount that B/R / PPP David Schied (being “*I*,” the writer of this instant WRIT) was claiming in REMEDY against the STATE OF SOUTH DAKOTA “*CO-TRUSTEES*” in this “*whistleblower*” (i.e., “FALSE CLAIMS ACT”), “RICO ACT,” “FOURTEENTH AMENDMENT” and “ADA violations” legal dispute.

In this case, the ACTS of the STATE to sustain and reinforce the underhanded CRIMINAL ACTS of the named CO-TRUSTEES without consideration for the FACTS or AFFIDAVIT(s) that explain the who, what, when, and how of the basis for such alleged “*CIVIL*”

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<sup>1</sup> B/R / PPP David Schied is a certified recent (2018) “*totally and permanently disabled quad-amputee*” with only two thumbs and a *pinky* finger on his *nondominant* left hand, being entitled under the Congressional legislation of the ADA to “*reasonable accommodation*” of recording the meeting (or the guarantee of being provided transcripts of Monson’s own recording without cost as otherwise refused by Monson as a matter of the official RECORD) because he is otherwise unable to collect handwritten notes of substantive importance.

Conspicuously, ALJ Monson DISCRIMINATINGLY and in CO-CONSPIRACY with SOUTH DAKOTA “*SPECIAL ASSISTANT ATTORNEY GENERAL*” Wade Reimers committed serious “*ERRORS AND OMISSIONS*” on behalf of the STATE OF SOUTH DAKOTA by constructing a FRAUDULENT “*OFFICIAL*” DOCUMENT that completely omitted B/R / PPP David Schied’s clearly articulated reasons for requesting/demanding federally required “*reasonable accommodations*” to be honored under the AMERICANS WITH DISABILITIES ACT based upon the “*reasons*” cited above in this footnote, as well as in numerous EXHIBITS of DOCUMENTS referenced as a matter of that ADMINISTRATIVE HEARING RECORD created on 5/5/22.



and “*CRIMINAL*” actions OCCURRED – by the combined criminal enterprises of the named CO-TRUSTEES as “*aided-and-abetted*” by the “*actors and jesters*” of the STATE throughout 2021 and this first half of 2022 – is inexcusable. As such, B/R / PPP David Schied has the right to reinstate the integrity of his own good name and reputation, as well as the good name of the CO-TRUSTEES’ and the Sovereign Peoples’ “*STATE OF SOUTH DAKOTA*.”

Likewise, B/R / PPP David Schied has the right to pursue all other just remedies due to the Sovereign American People inhabiting the Land(s), widely recognized by their Metes and Bounds, of South Dakota, and of the United States of America, as founded solidly in the MAXIMS OF COMMON LAW.

Whereas, this Federal case has been – in pattern and practice RECORDED in many “cases,” civil discrimination and criminal “complaints,” “appeals,” “notices,” etc. –that have been maliciously and tortuously “denied,” tacitly “disregarded,” malfeasantly mishandled, and fraudulently “dismissed” **without proper acceptance or prior litigation of the merits of the underlying basis for that any many other substantive filings of this case**, there is even more clear EVIDENCE that for the past full year and a half, public taxpayers have been paying for a sham operation of domestic terrorists passing themselves off as a legitimate STATE “departments,” “bureaus,” “divisions,” “sections,” “agencies,” “units,” and “offices” while “weaponizing due process” through each to overwhelm a “*totally and permanently disabled quad-amputee*” with having to “answer” and “appeal” each acting as a separate “arm” of the monstrosity known as the “STATE” at the helm and head of this “octopus” that appears to not have any accountability (or care) over what each of its “arms” are doing on its own behalf, and on the behalf of the SOVEREIGN PEOPLE.

According to the FEDERAL CODE, the FALSE CLAIMS ACT allows BENEFICIARY/RELATOR David Schied as “WHISTLEBLOWER” to be looking out for the public’s interests as well as his own private interests, being those minimally who are DISABLED and/or DISCRIMINATED AGAINST and may have “backward-looking-access” cases; giving plenty of “just cause” for this instant “WRIT OF ERROR CORAM NOBIS.”

Similarly, according to the CIVIL RIGHTS ATTORNEY’S FEES AWARD ACT of 1976, (42 U.S.C. § 1988) American “citizens” with “*skin in the game*” are encouraged to “*the poor [to] be unjustly discouraged from instituting actions to vindicate their rights*” <sup>2</sup> by way of the “PRIVATE ATTORNEY GENERAL DOCTRINE.” Herein, B/R / PPP David Schied is carrying out a similar role, but instead while acting solely in the “spirit” of COMMON LAW (i.e., while having

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<sup>2</sup> Fleischmann Distilling Corp. v. Maier Brewing Co., 386 U.S. 714, 717 (1967)

statutory authorities at his disposal, as do apparently “*administrative law judges*” use their “*discretion*” and “*informal proceedings*” ... “*under color of law*”) and outside of the “*letter*” of authority of both STATE and NATIONAL “*statutory*” laws and codes.

**“CERTIFICATION OF FAULT/DEFAULT WITH ‘DEFAULT JUDGMENT’ AND  
COMMON LAW ‘LEDGER OF [TREBLE] DAMAGES’”**

As a matter of significant FACT, the STATE OF SOUTH DAKOTA – acting through its “*principals and agents*” under the auspices of acting on behalf of being the GOVERNOR, the ATTORNEY GENERAL, the DSS and the DHS and their innumerable sub-categorical “*quasi-governmental*” CORPORPORATE “*DEEP STATE*” administrative hierarchy – has together exhibited a long “*chain*” of history in the pattern and practice of FRAUDULENT “*SUMMARY DISMISSALS*” of “*MEDICAL ASSISTANCE*” (a.k.a. “*MEDICAID*”) applications and addendums, ADMINISTRATIVE APPEALS, DISCRIMINATION and CRIMINAL “*complaints*,” and “*NOTICES OF OPEN RECORDS VIOLATIONS*,” which date back to March of 2021, whereby at the beginning B/R / PPP David Schied was acting on his own behalf but soon afterwards submitted his FEE SCHEDULE to these wayward STATE “*actors*” while seeing his need to also be acting on the behalf of other SIMILARLY SITUATED “*disabled, poor, and elderly*” sovereign Americans being “*abused and neglected*,” as well as acting on behalf of the STATE and UNITED STATES “*TAXPAYERS*” footing the costs of this “*CONTINUING FINANCIAL CRIMES ENTERPRISE*” operating under FRAUD, SEDITION, INSURRECTION, TREASON, and DOMESTIC TERRORISM, against the **populations** of both the “*disabled, poor, and elderly*” and the legitimate “**governments** ... *by, for, and of the People.*”

In many earlier informal and formal filings for this case listing AT LEAST an estimated twenty-nine (29) total CO-TRUSTEES are to be found in the opening pages of these documents going back to March 2021, now included as EVIDENCE for this ARTICLE III COURT OF RECORD initially showing “*predicate RICO*” crimes of foul play and subsequently, of “*secondary RICO*” crimes of “*cover-up*” and most recently, of “*OBSTRUCTION OF JUSTICE.*”

NOTE THAT THE ENTIRETY OF THESE ORIGINAL “*COMPLAINTS*” – along with all other documents listed as “*filed*” into this ARTICLE III COURT OF RECORD are incorporated hereby by reference as if written again herein verbatim; as are the previously referenced EXHIBITS that are SUPPOSED to be “*presented*” by the CO-TRUSTEES’ in response to the various “*administrative ‘due process’ hearings*” being carried out by the BUREAU OF

ADMINISTRATION and its OFFICE OF ADMINISTRATIVE HEARINGS like “*dog and pony shows*,” “*clown performances*,” and other “*circus acts*.”

This instant “*case*” has been – in pattern and practice – RECORDED as maliciously and tortuously mishandled, and summarily “*denied*” and “*dismissed*” without proper acceptance or prior proper address of the “*merits*” of the underlying basis for these many previous other substantive filings in this case. Thus, there is even more clear EVIDENCE that for the past year and a half, public taxpayers have been paying for a sham operation of domestic terrorists passing themselves off, individually and severally, as a legitimate “*principals and agents*” of STATE “*departments*,” “*bureaus*,” “*divisions*,” “*sections*,” “*agencies*,” “*units*,” and “*offices*.” As such, the FALSE CLAIMS ACT allows B/R / PPP David Schied as “WHISTLEBLOWER” – to be looking out for the public’s interests as well as his own private interests, being those minimally who are “*similarly situated*” with previous “*backward-looking-access*” cases, whereby they are being “DENIED” of their sovereign Rights and “DISMISSED” of their many case, giving plenty of “*just cause*” for this instant “DEFAULT JUDGMENT’ AND COMMON LAW ‘LEDGER OF [TREBLE] DAMAGES” to be filed also on their behalf, as well as on the behalf of STATE and UNITED STATES “taxpayers.”

For the above-referenced reasons, the same long history of EVIDENCE supports the basis for MONETARY CLAIMS under the Laws of Commerce, as herein being issued against all of the named “CO-TRUSTEES”, which includes more recently the named “*administrative law judge*” Eric Monson and all others employed by the DSS, the DHS, the BUREAU OF ADMINISTRATION (hereafter “BOA”), its OFFICE OF HEARING EXAMINERS (hereafter OHE”), by the OFFICE OF THE ATTORNEY GENERAL, and the OFFICE OF THE GOVERNOR ... in both their individual and corporate government capacities.

Some of these individuals are persons who have been operating individually and severally along with the other named CO-TRUSTEES – as “*principals and agents*” of the those calling themselves the “STATE OF SOUTH DAKOTA,” being predominantly common representative members of the STATE BAR OF SOUTH DAKOTA, and those others who have, thus far, held an ILLEGAL MONOPOLY over the People’s STATE and UNITED STATES courts. They are the ones “*affirmative acting*” tortuously and with criminal gross negligence and malfeasance in response to sworn AFFIDAVITS and CRIMINAL COMPLAINTS formally proffered and/or properly “*filed*” in other “*legal*” venues with CO-TRUSTEES as “*fiduciary authorities*,” who are supposed to be otherwise operating under the “PUBLIC TRUST” of the U.S. CONSTITUTION and respective “STATE” constitutions.

**“NOTICE OF ‘CLAIM OF APPEAL’ FOR THE REASONS CITED ABOVE AND BASED UPON ‘OVERRIDING AND PALPABLE ERRORS’ AND GROSS OMISSIONS OF FACTS; AND INTENTIONAL [TORTUOUS] AND UNCONSTITUTIONAL VIOLATIONS OF BOTH THE “SPIRIT” AND THE “LETTER” OF THE ‘RULES ENABLING ACT’”**

By reason of the above submitted UNREBUTTED (except in summary fashion by blatant fraud) FACTS, STATEMENTS, and ARGUMENTS submitted to this ARTICLE III COURT OF RECORD in accordance with common sense and Common Law, the following is herein established as a matter of official record:

1) The above-named “*officers of the court*” (minimally consisting of Monson, Reimers, Lippert, and Howell) being herein found in “*contempt of [administrative] court*,” and **should be immediately arrested** by CO-TRUSTEES, the “*new*” STATE ATTORNEY GENERAL <sup>3</sup> and his/her “*agents*” of the CO-TRUSTEES of the OFFICE OF THE SOUTH DAKOTA ATTORNEY GENERAL; and thereafter, should be subjected to criminal proceedings as based upon the sworn FACTS and EVIDENCE levied against each of them as found in the numerous “*Sworn Affidavits*”, sworn “*Criminal Complaints*” and other submitted and referenced documents of “*STATE filings*” found in and referenced by this instant Article III COURT OF RECORD;

2) All personal bonds, performance bonds, blanket bonds, blanket insurance, “*errors and omissions*” insurance, and/or “*terrorism*” insurance should be immediately surrendered and made public for EACH of the individuals named by the Criminal Complaint(s) and as “*et al*” (shown on the Title Page captioned as “**DOES 1-26**”).

3) The instant case is to be “*appealed*” to the SOUTH DAKOTA CIRCUIT COURT most appropriate for having jurisdiction over “*multi-county*” CORRUPTION and RACKETERING by STATE “BAR” members engaged and employed on behalf of the STATE and/or calling themselves “*ADMINISTRATIVE LAW JUDGE*,” “*SPECIAL ASSISTANT ATTORNEY GENERAL*,” “*ASSISTANT ATTORNEY GENERAL*,” and other “*court officers*” who have affirmatively acted with “*BAD BEHAVIOR*” by executing “*legal acts in illegal manners*” and using

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<sup>3</sup> To the proper knowledge of B/R / PPP David Schied as of the date of this writing on 5/22/22, the identity of this individual is still unknown as the replacement for Jason Ravensborg, the former ATTORNEY GENERAL that the STATE took to a full year-and-a-half to IMPEACH and to place on criminal trial after his “*HIT AND RUN*” automobile HOMICIDE of a pedestrian male, AFTER having first received several speeding tickets (without any apparent consequences for these repeated offenses against the People of this STATE) and while “*TEXTING WHILE DRIVING*” at the time he killed this innocent South Dakota man ... to which he pled “*no contest*” and was thereafter CONVICTED.

“*color of law to deprive of rights*,” being altogether, also FEDERAL CRIMES worthy of honoring the DEMAND herein for a federal “SPECIAL GRAND JURY INVESTIGATION.”

In this instant case as a matter of RECORD, B/R / PPP David Schied herein is reserving his sovereign Right to file this case in a Superior COMMON LAW COURT, for rightful “*litigation on the merits*” in Common Law and with a Jury Demand; with such litigation of the merits beginning with the legitimacy of the CLAIMS, as based upon the unrebutted STATEMENTS and irrefutable EVIDENCE presented by this instant “case” against the STATE, et alia.

4) The SOUTH DAKOTA “STATE SENATE” should be hereby put on NOTICE and should be directed to carry out “*impeachment trials*” against Eric Monson and other “STATE BAR” members of the OFFICE OF THE ATTORNEY GENERAL named as being in criminal violation of the laws of this STATE and the UNITED STATES, for their malfeasance of fiduciary responsibilities, and for what may also be interpreted by many other sovereign South Dakotans and other Americans (should they be allowed to find out by these and other UNDISCLOSED activities withheld from public scrutiny by their abuses of OPEN RECORDS legislation) as their SEDITION and TREASON;

5) When this case is “*appealed*” to a “*higher*” and more appropriate “STATE CIRCUIT” court with a “*multi-county*” jurisdictional judiciary, were one to assume that such a “*Third Branch*” operates as an ARTICLE III “COURT OF RECORD,” should reassign this instant case to an ARTICLE III “*independent*” judge with “*lifetime employment*” in accordance with the U.S. CONSTITUTION as the “*Supreme Law of the Land*”;

6) As a proximate cause of the itemized damages incurred against B/R / PPP David Schied and others “*enjoined*” as aggrieved litigants in these FALSE CLAIMS ACT (“*Qui Tam*”), multi-county “*RICO*,” “*discrimination*,” “*ADA / CIVIL RIGHTS*,” and “*criminal*” matters, against EACH of the named individuals as “CO-TRUSTEES” in this case – all acting in their private capacities to be “*aiding and abetting*” in ongoing “*secondary-level*” crimes, and/or acting to “*aid and abet*”, and/or as “*accessories after the fact*” in covering up the tortuous common law and statutory “*predicate*” crimes as has been repeatedly reported – should be assessed, charged with, and mandated to PAY the following in accordance with the “*FEE SCHEDULE*” as previously submitted in this case, to be tallied in the amount of \$2,000,000 PER OCCURRENCE and totaling now in an amount of more than a HALF A BILLION DOLLARS – as accrued by way of TREBLE

DAMAGES – which is also to be secured by precious metals, and not by the worthless fiat U.S. paper “*currency*” of the UNITED STATES.<sup>4</sup>

Now again, because of the latest TORT evidenced by this latest “*case dismissal*” on the sole behalf of the named CO-TRUSTEES of the STATE’s *principals and agents* of the “DSS”:

- a) EACH should pay the “*original*” (see below) claimed by previous filings to this case;
- b) EACH should pay the (see below) for participating in “*Continuing Financial Crimes Enterprises*” by their “*Frauds and Swindles*” upon the BENEFICIARY/IES / RELATOR and upon the Public at Large;
- c) EACH should pay the (see below) as statutory fines for the listed FELONY offenses;
- d) EACH should pay the (see below) for their itemized infractions against the STATE CONSTITUTION and U.S. CONSTITUTION.

For the above-stated reasons, and for additional reasons reserved and NOT included herein, B/R / PPP David Schied has determined that any “*Order*” signed by Eric Monson constitutes official FRAUD and “*conspiracy to defraud and to deprive of rights.*”

**LEDGER OF “COUNTS” IN COMMERCE DEPICTING DEBTS NOW COMPOUNDED UPON THE PREVIOUS DEBTS STILL OWED TO BENEFICIARY/RELATOR DAVID SCHIED – AND TO THE PUBLIC AT LARGE –BY THE “CO-TRUSTEES” OF THE “STATE OF SOUTH DAKOTA, ET ALIA”; AND ADDITIONALLY OWED BY THE CO-TRUSTEES OTHERWISE Eric Monson AND Wade Reimers AS “AGENTS” AND “PRINCIPALS” OF THE STATE**

Still acting herein by himself as a STATE and NATIONAL “*Whistleblower,*” and while also in the capacity of PRIVATE ATTORNEY GENERAL on behalf of other Sovereign People of South Dakota, and the Sovereign People of the United States of America as “*TAXPAYERS,*” B/R / PPP David Schied has documented in his many previous STATE filings – right up until and including this instant filing in creation of this instant COMMON LAW ARTICLE III COURT OF

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<sup>4</sup> Let this instant RECORD show that the STATE has previously received a similar demand in lawful money that is backed by precious metals (i.e., not backed by the worthless fiat U.S. paper “*currency*” of the UNITED STATES). This DEMAND was previously “*served*” by third party “*certified*” U.S. POST OFFICE deliveries upon the GOVERNOR and the BUREAU OF ADMINISTRATION in the “*inexplicably intertwined sister case*” to this one, as captioned, “**BENEFICIARY / PRIVATE PUBLIC PROXY David Schied’s REPLY to the STATE’s BAR ATTORNEYS Jenna Howell and Jeremy Lippert’s FRAUDULENT “JOINT RESPONSE” FILED ON BEHALF OF THE STATE’s UNELECTED “CORPORATE FICTIONS” of the “DEPARTMENTS” of “HUMAN SERVICES” and “SOCIAL SERVICES” (as received via U.S. Mail delivery on 5/13/22).**

RECORD – that his notices upon various “*officers*” of the STATE, being all jointly and severally members of affiliated (“CO-TRUSTEES”) “*STATE BAR*” (OF SOUTH DAKOTA) “*illegal monopoly*” and crime syndicate and domestic terrorist network, all clarify that there are debts owed to B/R / PPP David Schied and other BENEFICIARIES as “*CLAIMANT(s)*” and “*CRIME VICTIM(s)*,” by the FACT that B/R / PPP David Schied has long been working on each of these filings in the public’s interest.

Thus, as each of the CO-TRUSTEES are accountable for the “*aiding and abetting*” in the “*predicate*” and “*secondary*” level (or factually speaking, for the third, fourth, or higher levels) of crimes of a grand conspiracy to cover-up the predicate level of crimes, they EACH are additionally culpable for the “*compounding*” debt claims of these BENEFICIARIES against the CO-TRUSTEES “*STATE OF SOUTH DAKOTA*” as previously noticed (numerous times as found at the link below) by way of TREBLE DAMAGES being applied and added to the previous CLAIMS OF DAMAGES, which are now estimated at a HALF-BILLION DOLLARS in value, with the CO-TRUSTEES named by this instant case being deemed as criminal “*accessories after the fact.*”

As of the date of this instant “*WRIT OF CORAM NOBIS*” document, links to the EVIDENCE in support of my case against the STATE are still to be found accessible as having been publicly posted for the past few months and prior to the STATE’s BAR attorney Eric Monson’s fraudulent 5/5/22 “*HEARING*” and subsequent fraudulent “*ORDER OF DISMISSAL*,” without objection or rebuttal from any of the CO-TRUSTEES who have thus, by default, “*acquiesced*” to these longstanding CLAIMS OF DAMAGES. These documents, as addressed directly to the OFFICE OF THE SOUTH DAKOTA GOVERNOR Kristi Noem and many others of her ADMINISTRATIVE “*DEEP*” STATE *principals and agents*, dated 3/17/22 is found at:

[http://www.ricobusters.com/?page\\_id=1105](http://www.ricobusters.com/?page_id=1105)

Note that “*AIDING AND ABETTING*” is defined as “*To assist someone in committing or encourage someone to commit a crime. Generally, an aider and abettor is criminally liable to the same extent as the principal. Also called ‘aid or abet’ and ‘counsel and procure.’*” [See [https://www.law.cornell.edu/wex/aid\\_and\\_abet](https://www.law.cornell.edu/wex/aid_and_abet) with reference to *Stoneridge Inv. Partners, LLC. v. Scientific-Atlanta, Inc.* 552 U.S. 148 (2008)]

Further, **31 CFR** (Code of Federal Regulations) **§50.80** maintains: “(a) *General. If the Secretary certifies an act as an act of terrorism pursuant to section 102 of the Act, there shall exist a Federal cause of action for property damage, personal injury, or death arising out of or resulting from such act of terrorism, pursuant to section 107 of the Act, which shall be the exclusive cause of action and remedy for claims for property damage, personal injury, or death arising out of or*

*relating to such act of terrorism, except as provided in paragraph (c) of this section. (b) Effective period. The exclusive Federal cause of action and remedy described in paragraph (a) of this section shall exist only for causes of action for property damage, personal injury, or death that arise out of or result from acts of terrorism that occur or occurred during the effective period of the Program. (c) Rights not affected. Nothing in section 107 of the Act or this Subpart shall in any way: (1) Limit the liability of any government, organization, or person who knowingly participates in, conspires to commit, aids and abets, or commits any act of terrorism; (2) Affect any party's contractual right to arbitrate a dispute; or....”*

**The Secretary of State’s office and the FBI’s website define “domestic terrorism” as in accordance with 18 U.S.C. § 2331 and 31 CFR 594.311 which state the following:** “*the term ‘domestic terrorism’ means activities that — (A) involve acts dangerous to human life that are a violation of the criminal laws of the United States or of any State; (B) appear to be intended— (i) to intimidate or coerce a civilian population; (ii) to influence the policy of a government by intimidation or coercion; or (iii) to affect the conduct of a government by mass destruction, assassination, or kidnapping; and (C) occur primarily within the territorial jurisdiction of the United States.*”

**18 U.S.C. § 2331.** “The term terrorism means an activity that: a) Involves a violent act or an act dangerous to human life, property, or infrastructure; and b) Appears to be intended: 1) To intimidate or coerce a civilian population; 2) To influence the policy of a government by intimidation or coercion; or 3) To affect the conduct of a government by mass destruction, assassination, kidnapping, or hostage-taking.

**31 CFR § 594.311:** In 1913, the New York Supplement (Vol. 143, p.209) This resource was located on 10/1/16 and again on 2/18/21 and 5/25/22 at:

[https://books.google.com/books?id=aeIKAAAAYAAJ&pg=PA209&lpg=PA209&dq=so%20threatening%20as%20to%20constitute%20an%20impending%20danger%20to%20persons%20in%20the%20enjoyment%20of%20their%20legitimate%20rights.%20Cochran%20v.%20Sess.%20168%20N.Y.%20372.%2061%20N.E.%20639&source=bl&ots=8Fk0nxERiz&sig=dwDwW9GzDmUqsX3Y4PjII6Ada3s&hl=en&sa=X&ved=0ahUKEwiixeK\\_kc\\_KAhXGbSYKHdsUBtoQ6AEIHDAAC#v=onepage&q=so%20threatening%20as%20to%20constitute%20an%20impending%20danger%20to%20persons%20in%20the%20enjoyment%20of%20their%20legitimate%20rights.%20Cochran%20v.%20Sess%20C%20168%20N.Y.%20372%20C%2061%20N.E.%20639&f=false](https://books.google.com/books?id=aeIKAAAAYAAJ&pg=PA209&lpg=PA209&dq=so%20threatening%20as%20to%20constitute%20an%20impending%20danger%20to%20persons%20in%20the%20enjoyment%20of%20their%20legitimate%20rights.%20Cochran%20v.%20Sess.%20168%20N.Y.%20372.%2061%20N.E.%20639&source=bl&ots=8Fk0nxERiz&sig=dwDwW9GzDmUqsX3Y4PjII6Ada3s&hl=en&sa=X&ved=0ahUKEwiixeK_kc_KAhXGbSYKHdsUBtoQ6AEIHDAAC#v=onepage&q=so%20threatening%20as%20to%20constitute%20an%20impending%20danger%20to%20persons%20in%20the%20enjoyment%20of%20their%20legitimate%20rights.%20Cochran%20v.%20Sess%20C%20168%20N.Y.%20372%20C%2061%20N.E.%20639&f=false)

The above depicted that the case of *Hermann v. City of Buffalo, et al* citing from *Cochran v. Sess*, 168 N.Y. 372, 61 N.E. 639 had defined “acts” that are “*dangerous to human life*” as being acts “*so threatening as to constitute an impending danger to persons in the enjoyment of their legitimate rights;*” and thus, allowed for determining the extent of defendant’s liability. In the



instant case, such liability is being levied against the performance bonds, blanket bonds, the risk management insurance, malpractice insurance, errors and omissions insurance, and/or terrorism insurance coverage or policy procured by each of the named “*persons*” (i.e., “*the accused*”) herein identified as “CO-TRUSTEES”.

### **ARGUMENT**

The MAXIM OF LAW is that “*Fraud vitiates everything*” and renders it invalid. Further, any “*judge*” who commits fraud is NOT immune from prosecution for the crime of fraud, nor from civil damages resulting from such fraud.

In law, the **Accardi Doctrine** refers to the legal standing which holds that an agency must abide by its own regulations. This doctrine is named after the Supreme Court decision from which the doctrine was developed, *US ex rel Accardi*. The Accardi doctrine provides that when an agency fails to follow its own procedures or regulations, that agency's actions are generally invalid. Therefore, an agency's failure to afford an individual procedural safeguards required under its own regulations may result in the invalidation of the ultimate administrative determination.

### **CONCLUSION AND “FINDING OF CONTEMPT”**

*Prima facie*, the above STATEMENTS, referenced EVIDENCE and ARGUMENTS prove intentional FRAUD and a collusion between all of the named CO-TRUSTEES acting in their individual and/or their corporate capacities. As such, the natural man, B/R / PPP David Schied, acting within the scope of his human rights to self-preservation and self-defense, in common law, and under the Law of Nations, issues this instant FINDING OF CONTEMPT against the CO-TRUSTEES for their engagement of FRAUD in their Affirmative Acts, both inside and outside the scope of “*administrative proceedings*”, and under the false pretense of conducting one or more “*impartial*”, “*independent*”, and/or “*discretionary*” government actions.

**THIS “NOTICE OF CLAIM OF APPEAL”, “NOTICE OF DEFAULT”, “WRIT OF ERROR CORAM NOBIS,” “FINDING OF CONTEMPT,” AND “LEDGER OF DAMAGES” IS BASED IN THE EVIDENCE OF A LONG HISTORY OF “AIDING AND ABETTING” IN CRIMINAL ACTS BY “INSURRECTIONISTS” as CO-TRUSTEES, BEING “RICO” CRIME SYNDICATE MEMBERS OF THE “STATE BAR” ENGAGING THE “STATE”, ITS BUREAUCRACY OF “PRINCIPALS AND AGENTS,” AND ITS “ADMINISTRATIVE COURTS,” IN A “DOMESTIC TERRORIST NETWORK.”**

CO-TRUSTEES have more recently in 2021-‘22 been continuing their previous *pattern and practice* of acting unconstitutionally in their private and individual capacities, under *color of law* and/or in such matter that “*shocks the conscience*” of any rational person.

The malicious and tortuous “*affirmative acts*” of all of the STATE’S BAR attorneys involved, particularly those of the CO-TRUSTEES of Eric Monson, Wade Reimers, Jenna Howell, Jeremy Lippert, and Jason Ravensborg, that placed B/R / PPP David Schied as a *bona fide* “*WHISTLEBLOWER*” first in fear of losing his life and all of his worldly possessions through EVICTION and, secondly, by persistent attack upon his personal integrity and hard-sought reputation, constitutes “*State Created Dangers*,” which altogether comprise the elements supporting the longstanding allegations that the fiduciary CO-TRUSTEES are “*Insurrectionists*” and “*Domestic Terrorists*”; bringing “*just cause*” for B/R / PPP David Schied to establish herein his formalized “*CLAIMS OF DAMAGES IN COMMERCE*”.

The allegations, supported by EVIDENCE OF FACTS and at least one irrefutable sworn and notarized “AFFIDAVIT” with himself and others as WITNESSES, contend that NONE of the named CO-TRUSTEES had any jurisdiction whatsoever for the commission of the alleged “*acts of terrorism*”; and that, as a result, no amount of “*immunity*” is to be afforded to those deemed to be affirmatively acting unconstitutionally and/or in ways that provide “*comfort and safe harbor*” to others committing criminal acts as is being alleged, and by which proper “*remedy*” and penal action is warranted as a matter of state, federal, and international laws. This is not even to mention that which may also be warranted by Customary Laws, Common Laws, Human Rights Laws, the Law(s) of Nations, and the Laws of Commerce.

Since the onset of this instant case, FACTS, EVIDENCE and UNREBUTTED SWORN STATEMENTS submitted by at least one NOTARIZED AFFIDAVIT have been entered into this instant ARTICLE III COURT OF RECORD calling attention to the corrupt *pattern and practice* being used by the many common members of the very same STATE “*actors*” as all being BAR attorneys. Moreover, the so-called STATE’s “*administrative law judge*” has affirmatively chosen to act tortuously and criminally, with dereliction, gross negligence, misfeasance, and/or malfeasance, in the face of having either no jurisdiction or shirking such jurisdiction in defiance

of B/R / PPP David Schied's legitimate attempts to have "access" to these "continuing financial crimes enterprises" – otherwise referred to by the STATE as an "administrative 'due process' hearing" by depending upon his RIGHT to "federal" ADA compliance and "reasonable accommodations" of recording the meeting as it was being criminally RAILROADED by the STATE's BAR member attorneys Eric Monson and Wade Reimers, because B/R / PPP David Schied is a "totally and permanently disabled quad-amputee" who cannot take handwritten notes because he has only two thumbs and a single pinky finger on his nondominant left hand.

Through their "railroaded" hearings, *ex-parte* communications with one another, and sandbagging "summary dismissal", these CO-TRUSTEES – being a conspiracy of judicial usurpers – perpetrated "repeated frauds" upon me (B/R / PPP David Schied) and AGAINST THE SOVEREIGN PEOPLE, as well as upon this instant ARTICLE III COURT OF RECORD.

Again, the more recent acts and inactions of the "STATE BAR crime syndicate" and other domestic terrorist members adds to a long and well-documented history of this ongoing pattern and practice of affirmatively CRIMINAL acts undermining this railroaded STATE "court" case, now with FEDERAL jurisdiction by way of my invoking the ADA and RECORDING its violations.

**At the federal level this undermining of the "call to duty" under Eric Monson's official "Oath of Office" was being carried out under the "privilege" of this "ALJ" otherwise holding a "qualified" position of authority under ARTICLE I of the U.S. CONSTITUTION in the "spirit" of ARTICLE III of that same U.S. CONSTITUTION, which is secured only on the condition that Eric Monson and Wade Reimers exhibit "good behavior". Such "bad behavior" otherwise justifies not only his removal or IMPEACHMENT from office, but also criminal prosecutions under a plethora of UNITED STATES CODES, including but not limited to 18 U.S.C. § 4 ("Misprision of Felony"), and 18 U.S.C. § 2382 ("Misprision of Treason") because these criminal acts constitute significant threats to the National Security of ("We") the People of the United States of America. (Bold emphasis added)**

In light of these compounded criminal offenses, being committed and covered up by these CO-TRUSTEES otherwise operating widespread crime syndicate amounting to "DOMESTIC TERRORISM" as defined by CONGRESS, the UNITED STATES SECRETARY OF STATE, and the FEDERAL BUREAU OF INVESTIGATIONS (FBI), B/R / PPP David Schied – acting in the capacity of a Private Attorney General and FEDERAL WHISTLEBLOWER under the FALSE CLAIMS ACT – is hereby DECLARING that this case having been "DISMISSED" without "litigation of the merits" having occurred, indeed with Eric Monson and his cohort Wade Reimers

“*OBSTRUCTING JUSTICE*” by Reimers objecting to even the “*serving*” of SUMMONS his “*STATE CO-TRUSTEES*,” a “criminal conspiracy to deprive of rights under color of law” (18 U.S.C. §§ 241-242) and a violation of the U.S. CONSTITUTION.

Therefore, B/R / PPP David Schied will be filing, reconstituting, and incorporating all of the previously filed (and intended filings) into his “*appeal*” to a “*higher*” ARTICLE III COURT OF RECORD at the “*circuit*” level (if any such Court can actually be found), while continuing his COMMON LAW pursuits of a TRIAL JURY with CLAIMS OF DAMAGES IN COMMERCE amounting to what has been repeatedly presented in the “*ledgers*” associated with this case and amounting to compounded TREBLE DAMAGES reflective of the FACT and MAXIM of “*Justice Delayed is Justice Denied*”.

### **CONTROLLING OR MOST APPROPRIATE AUTHORITY FOR RELIEF**

The tactics used by the STATE’s BAR attorneys Eric Monson and Wade Reimers to dismiss B/R / PPP David Schied’s assigned “*administrative jurisdiction*” in this multi-faceted and multi-tiered case against the STATE – which is being “*administratively*” and “*discretionarily*” in the same fashion that “*predicate dismissals*” of B/R / PPP David Schied’s rights to “*MEDICAL ASSISTANCE / MEDICAID*” are being carried out by the “*principals and agents*” of the DSS and DSS, and the investigation into CRIME VICTIMIZATION are being DENIED and “*dismissed*” by GOVERNOR Kristi Noem and ATTORNEY GENERAL Jason Ravnsborg and their “*agents*,” and the many OPEN RECORDS “*requests/demands for documents*” are being DENIED and DISMISSED by the STATE’s other BAR attorneys Jenna Howell and Jeremy Lippert – exemplifies the criminal intent of all these CO-TRUSTEES ... to Commit “*SEDITION*” and “*TREASON*,” which are allegations that are far from being “*frivolous*” and/or having “*no facts upon which relief may be granted*.”

In the history of filings related to the multiple “*cases*” generated by “the ACCUSED” STATE “*principals and agents*” over the course of the past year and a half as it concerns a single “*totally and permanently disabled quad-amputee*,” there have been “*predicate RICO crimes*” committed against B/R / PPP David Schied, for which “*secondary RICO crimes*” of aiding and abetting were carried out. The most recent instance was by Monson and Reimers criminally “*railroading*” B/R / PPP David Schied’s “*DUE PROCESS*” HEARING while the DSS currently conspires in a concurrent and still ongoing other case being similarly RAILROADED by the STATE’s DHS and DSS “BAR” attorneys over OPEN RECORDS violations in the venue of the

STATE's "*BUREAU OF ADMINISTRATION*" as carried out "*arbitrarily and capriciously*" by the BOA's – similarly documented as corrupt – "*OFFICE OF HEARING EXAMINERS*."

Again, these criminalized multi-faceted and multi-tiered "*administrative acts*" suppress and supplant the "*judicial*" process with the same effect of corrupt and seditious "*judicial usurpers*" as named "*principal*" leaders and "*agent*" members of the STATE BAR crime syndicate and domestic terrorist network. Thus, "*CLAIMS OF DAMAGES*" have long been already well-established against the STATE OF SOUTH DAKOTA, in multiple tiers, each with TREBLE DAMAGES applied towards the CLAIMS of each of the multi-faceted "*predicate*" RECORDED cases.

Notably, as governed by the COMMON LAW in the issuance of FEE SCHEDULES at each "*prong*" of the multi-faceted and multi-tiered "*schematic of DENIALS and DISMISSALS*" as the institutionalized application of "*weaponized due process*" against B/R / PPP David Schied, the "*fee*" of "\$2,000,000" has been applied "*per incident*," else the STATE is red-handedly violating the THIRTEENTH AMENDMENT and additionally subjecting B/R / PPP David Schied illegally to "*involuntary servitude*" in exercising his constitutional guarantees to "*Redress of Grievances*," and "*administratively*" enforcing – on behalf of the sovereign People as "*taxpayers*" – what these STATE "*principals and agents*" otherwise refuse to do, though paid to do and as they have sworn an OATH to do, by their own "*faithful performance*" to their DUTIES OF OFFICE to provide "*due process*" to B/R / PPP David Schied, and "*honest government services*" to the sovereign People as "*taxpayers*."

In light of these legitimately applied and "*LEDGERED*" COMMON LAW "*CLAIMS IN COMMERCE*," EACH of the named twenty nine (29) named "*WITNESSES*" as STATE "*principals and agents*" in this case need to surrender their "government performance bonds," their "*insurance*" and/or blanket insurance policies, their "*errors and omissions*" insurance policies, their "*terrorism*" insurance policies and "*riders*," and reveal their RISK MANAGEMENT insurance and bonding companies by name and address.

At this point in time, there is no practical sense in detailing the facts of each case or the proceedings of each instance of multi-faceted and multi-tiered RICO activity carried out in the name of the STATE and its "*principals and agents*" over the course of this past year-and-a-half, since it suffices to state simply that these multitude of cases are all now classified as "*Backward-Looking-Access*" cases. In fact, there have many other cases of this kind that have been severely mishandled in longstanding "*chain*" and "*wheel*" patterns of denials of access to many other "*poor, disabled, and/or elderly*" sovereign American People, concerning countless other sovereign

People as South Dakota “*TAXPAYERS*” named herein as “*litigants*” who have been deprived of their numerous constitutional guarantees to *due process* and *access* to “*honest government services*,” by these named CO-TRUSTEES and other insurrectionists operating with “*bad behavior*” while employed by the STATE. Therefore, the second “*tier*” of this government “*racketeering and corruption*” presents CLAIMS into the HUNDREDS OF MILLIONS OF DOLLARS, compounded with TREBLE DAMAGES + INTEREST, which altogether have not yet been calculated and factored in.

Therefore, as is clearly exemplified by the case at hand herein, “*access*” to “*services*” and any type of “*Court*” perceivably providing “*constitutional due process*” is not merely having one’s name on “*client list*” or on a “*docket*” for attending a railroaded hearing like the one carried out by the STATE’s BAR attorneys of “*ALJ*” Eric Monson and “*SPECIAL ASSISTANT ATTORNEY GENERAL*” Wade Reimers as RECORDED on 5/5/22. “*Access*” requires “*meaningful access*” to be constitutionally sanctioned. [*Ryland v. Shapiro*, 708 F.2d 967, 1261 (5th Cir. 1983)] (Bold emphasis added)

Other controlling laws, as referenced in itemized memorandums previously submitted to the CO-TRUSTEES, their “*principals*” and their “*agents*” of the so-called “*STATE OF SOUTH DAKOTA*” include but are not limited to: 18 U.S.C. § 4; 18 U.S.C. § 2382; 18 U.S.C. § 242; 18 U.S.C. § 241; 18 U.S.C. § 1341; 18 U.S.C. § 1505; 18 U.S.C. § 1512; 18 U.S.C. § 1513; and the Crime Victims’ Rights Act of 2004, and South Dakota Constitution (as amended most recently in 2020) (Art. V, § 29 – “*Rights of Crime Victims*”), among others not yet researched as pertaining to the Constitution of South Dakota.

Submitted truthfully, this day of 5/31/22 by:

/s/\_David Schied

DISABLED / BENEFICIARY / PRIVATE, PUBLIC PROXY / RELATOR  
P.O. Box 321  
SPEARFISH, S. DAKOTA 57783  
605-340-4439 (all calls recorded)

**UNDER THE U.S. CONSTITUTION and the SOUTH DAKOTA CONSTITUTION  
and the SPIRIT and LETTER of ALL LAWS COMPORTING WITH THE  
COMMON LAW(S) OF THE LAND, AND THIS “ARTICLE III COURT OF RECORD”**

IN THE MATTER OF:

David Schied, one of the sovereign American People living in South Dakota as a totally and permanently disabled quad-amputee; a **BENEFICIARY** of the social welfare system; a Common Law **GRIEVANT** / **CRIME VICTIM** and **CLAIMANT** acting in his *Sui Juris* Private capacity; as well as in his “*EX REL*” capacity of a **PRIVATE, PUBLIC PROXY** on behalf of the South Dakota and American “*TAXPAYERS*” “*Beneficiary / Private Public Proxy*”

FOR THE ADMINISTRATIVE HEARING SET UP THROUGH FRAUDULENCE OF “*Chief Hearing Examiner*” Catherine Williamson and “*Commissioner*” Scott Bolinger acting on behalf of and under leadership of GOVERNOR Kristi Noem as the sovereign People’s “*ELECTOR*”

Located in the real world & at the fictional: **“OFFICE OF HEARING EXAMINERS”**  
523 E. Capitol Ave.  
PIERRE, S.D. 57501

v.

The ADMINISTRATIVE “*DEEP*” STATE of the STATE OF SOUTH DAKOTA as represented by multiplicity of GOVERNOR Kristi Noem, ATTORNEY GENERAL and his agents as “*assistants*,” the S.D. DEPARTMENT OF HUMAN SERVICES and the S.D. DEPARTMENT OF SOCIAL SERVICES acting by and through their respective BAR attorneys Jenna Howell, Jeremy Lippert, Eric Monson, Wade Reimers, and SUBPOENAED named others as “DOES #1-26” operating as a proven Corrupt Racketeering Criminal Enterprise “*CO-TRUSTEES*” acting in their Private and Public capacities

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**BENEFICIARY / PRIVATE PUBLIC PROXY David Schied’s**  
**CERTIFICATE OF SERVICE**

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I, the undersigned, hereby certify that on 5/31/22, I served true and correct copies of the following numbered items of the documented RECORD upon the named individuals operating by and through their last known “*principals*” and/or “*agents*” comprising the STATE OF SOUTH DAKOTA, at their last known email addresses:

- 1) ***BENEFICIARY / PRIVATE PUBLIC PROXY David Schied’s “COMMON LAW ‘WRIT OF ERROR CORAM NOBIS’ IN OPPOSITION TO PRIMA FACIE EVIDENCE OF ‘CRIMINAL FRAUD AND CONSPIRACY TO DEPRIVE OF RIGHTS’ INVOLVING A ‘JUDICIAL USURPER’ AND ‘ADMINISTRATIVE BUREAUCRATS’ AS ‘AGENTS’ OF THE NAMED ‘CO-TRUSTEES’ OF THE CASE CAPTIONED ABOVE”;***
- 2) ***“FINDING OF CONTEMPT” AND “CERTIFICATION OF FAULT/DEFAULT WITH ‘DEFAULT JUDGMENT’ AND COMMON LAW ‘LEDGER OF [TREBLE] DAMAGES”;***
- 3) ***“NOTICE OF ‘CLAIM OF APPEAL’ FOR THE REASONS CITED ABOVE AND BASED UPON ‘OVERRIDING AND PALPABLE ERRORS,’ GROSS OMISSIONS OF FACTS, THE***

***'ACCARDI DOCTRINE,' AND; INTENTIONAL [TORTUOUS] VIOLATIONS OF THE  
'RULES ENABLING ACT,' AND 'OTHER CONSTITUTIONAL GUARANTEES'***

- 4) NOTICE that the “**OBJECTION**” dated 4/22/22-4/30/22 and filed with a “**SWORN AFFIDAVIT OF TRUTH**” and signed “**CRIMINAL COMPLAINT**” remains unrebutted, sustained and fully enforceable.
- 5) DEMAND FOR SCTIONS AND DISBARMENT OF BAR ATTORNEYS Howell, Lippert, Monson, Reimers based on proven year-long history of FRAUD and DISCRIMINATION and other “*secondary*” RICO coverups of “*predicate*” instances and formalized REPORTS of both DISCRIMINATION and CRIMINAL COMPLAINTS.
- 6) Formal “**FILING TO CORRECT THE RECORD**” as *administratively needed by the sovereign People to address the CO-TRUSTEES’ continual attempts to create a FRAUDULENT PAPER TRAIL of so-called “facts” for successive “administrative reviews” and/or “judicial reviews.”*
- 7) “NOTICE OF CLAIM OF CONUSANCE”
- 8) “DEMAND FOR MULTI- COUNTY CRIMINAL GRAND JURY INVESTIGATION”

Names and locations of those “*served*” with this document:

Eric Monson – ADJ; and Wade Reimers – Special Assistant Attorney General  
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Scott Bolinger – COMMISSIONER; and Catherine Williamson – CHIEF HEARING EXAMINER  
c/o OFFICE OF HEARING EXAMINERS  
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Email: c/o Mary Beth Hollatz and DSS (above)

/s/ David Schied, *Beneficiary and Private Public Proxy*  
EX REL, People of the State of South Dakota  
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605-340-4439 (all calls recorded)