

**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 “RIGHT TO APPEAL”:

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”

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

**SOUTH DAKOTA
UNIFIED JUDICIAL SYSTEM
THE “STATE CIRCUIT COURT”**
(as referred to by “ALJ” Eric Monson
on 5/12/22)
**FOURTH JUDICIAL CIRCUIT
LAWRENCE COUNTY
CLERK OF THE COURT**
P.O. BOX 626
78 Sherman Street
DEADWOOD, S.D. 57732-0626
Case # 001286794 (fraudulent)
OAH # 22-365 (fraudulent)
referenced by “CO-TRUSTEES” on 5/12/22

**WITH NOTICE OF
CLAIM OF CONUSANCE**
and
**DEMAND FOR MULTI-
COUNTY CRIMINAL GRAND
JURY INVESTIGATION**

**DEMAND FOR
TRIAL BY JURY**

BENEFICIARY / RELATOR / PRIVATE PUBLIC PROXY David Schied’s

- 1) **“CLAIM OF APPEAL”** – TIMELY-FILED AND BASED UPON “OVERRIDING AND PALPABLE ERRORS, GROSS OMISSIONS OF FACTS, THE ‘ACCORDI DOCTRINE,’ AND; INTENTIONAL [TORTUOUS] VIOLATIONS OF THE ‘RULES ENABLING ACT,’ AND ‘OTHER CONSTITUTIONAL GUARANTEES”
- 2) **“MOTION FOR EXTENSION OF TIME FOR FILING ‘BRIEF ON APPEAL”** – AS “FEDERALLY MANDATED UNDER THE ‘SPIRIT’ IF NOT THE “LETTER” OF THE ‘AMERICANS WITH DISABILITIES ACT,’ FOR A BONA FIDE ‘TOTALLY AND PERMANENTLY DISABLED QUAD-AMPUTEE’ BEING UNLAWFULLY ‘DENIED MEDICAID’ AND ‘DOCUMENTS OF GOVERNMENT TRANSPARENCY’ ABOUT ‘OPERATIONAL POLICIES’ AND ‘PERSONNEL QUALIFICATIONS’ FOR EVALUATING QUAD-AMPUTEE ‘LEVEL OF NEEDS’ WITHOUT ‘DISCRIMINATION,’ ‘ABUSE AND NEGLECT,’ AND/OR A ‘CRIMINAL CONSPIRACY TO DEPRIVE OF RIGHTS (UNDER COLOR OF LAW AND ADMINISTRATIVE AUTHORITY)”

DEMAND FOR SCTIONS AND DISBARMENT

OF BAR ATTORNEYS Jenna Howell, Anthony Lippert, Eric Monson, Wade Reimers, and Jason Ravensborg 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)

“**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.

This case includes a “**WRIT OF ERROR CORAM NOBIS**,” and a formal “**FILING TO CORRECT THE RECORD**” – “*served*” on 5/31/22 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

Scott Bolinger and **Catherine Williamson**
OFFICE OF HEARING EXAMINERS
Emails: admhrngs@state.sd.us

GOV. Kristi Noem c/o Mary Beth Hollatz
Email: 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.

The recently issued “**WRIT OF ERROR CORAM NOBIS**” served upon the STATE “CO-TRUSTEES” on 5/31/22 includes each of a *COMMON LAW* “**DEFAULT JUDGMENT**”, a “**COMMON LAW WRIT**”, and “**NOTICE OF COMMON LAW CLAIM(S)**” of actions that have 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*,” and 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.

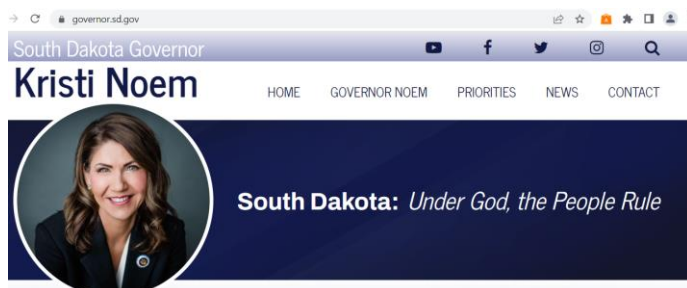
The basis for this exercise of “*Right to Appeal*” is by Reason and EVIDENCE that the “*official*” ACTS of the multiplicity of “*principles and agents*” numbering well over thirty (30)

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 in accordance with 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)

The “*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, who is being MISREPRESENTED by the STATE as otherwise 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 so-called “DEPARTMENT OF SOCIAL SERVICES.”)



STATE OF SOUTH DAKOTA)
)
COUNTY OF LAWRENCE)

DEPARTMENT OF SOCIAL SERVICES

OFFICE OF ADMINISTRATIVE HEARINGS
OAH # 22-365 case # 001286794

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

FINAL ORDER OF DISMISSAL

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 12th 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 12th 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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“CLAIM OF APPEAL” –
TIMELY-FILED 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”

The document signed by the STATE’s BAR attorney Eric Monson – acting as the “*administrative*” agent for the DSS and NOT in an unbiased “*judicial*” capacity – was signed under fraudulence with *gross errors and omissions* that can be PROVEN.

Furthermore, the document appearing on the previous two pages above was “*signed*” merely by a digital stamp bearing Monson’s name and “*served*” by his criminal accomplice, giving the *appearance* that the “*signing*” was administratively conducted by Monson’s “*assistant*,” Melody Hackett, who’s own “*signature*” about “*service of process*” of this legal document was affixed by digital stamp, giving further PROOF that the entire “*administrative process*” used to “*railroad*” the underlying “*hearing*” proceeding was done ARTIFICIALLY – in “*fake*” and “*fictional*” fashion and not in “*authentic*” and “*personal*” fashion as a matter of consistent “*pattern and practice*.”

As such, the document itself is open to question – just like the RECORDED fraudulent “*DUE PROCESS HEARING*” proceeding itself was made to only give outside the “*procedural appearance*” that constitutional due process was carried out when actually “*substantial due process*” was completely vacant – as to who actually created and signed the document, whether the signature was signed TWICE by a machine or a “*real*,” “*natural*,” flesh-and-blood human being who could be criminally imprisoned for “*simulating a legal process*” and/or for committing the “*federal*” crime of MAIL FRAUD.

“MOTION FOR EXTENSION OF TIME”

AS “FEDERALLY MANDATED UNDER THE ‘SPIRIT’ IF NOT THE ‘LETTER’ OF THE ‘AMERICANS WITH DISABILITIES ACT,’ FOR A BONA FIDE ‘TOTALLY AND PERMANENTLY DISABLED QUAD-AMPUTEE’ BEING UNLAWFULLY ‘DENIED MEDICAID’ AND ‘DENIED DOCUMENTS OF GOVERNMENT TRANSPARENCY’ ABOUT ‘OPERATIONAL POLICIES’ AND ‘PERSONNEL QUALIFICATIONS’ FOR EVALUATING SEPSIS VICTIM AND QUAD-AMPUTEE ‘LEVEL OF NEEDS’ WITHOUT ‘DISCRIMINATION,’ ‘ABUSE AND NEGLECT,’ AND/OR A ‘CRIMINAL CONSPIRACY TO DEPRIVE OF RIGHTS (UNDER COLOR OF LAW AND ADMINISTRATIVE AUTHORITY)’”

For the simple FACT that I, B/R / PPP David Schied, am a bona fide recently rendered incapacitated (2018) “*totally and permanently disabled quad-amputee*” – WITHOUT INCOME OR ASSETS to sell for hiring a “*legal assistance*,” WITHOUT TRANSPORTATION or STATE MEDICAID to pay the costs of post-amputation and “*nursing home level of care*” MOBILITY NEEDS for the rest of my natural life, and more recently because of the STATE’s RETALIATION against me by taking away the previous provision of CHORE SERVICES to assist me in buying groceries and cleaning my apartment home each week – each daily task takes me much more time to execute; and each task must also be broken down into further time-intensive elements in order to be executed to completion.

This FACT is one that, so far, the STATE “*principals and agents*” have exploited in the attempt to abusively “*squeeze*” me COERCIVELY as a disabled “*one of the sovereign People*,” into “caving” and “giving up” my Constitutional and federal statutory guarantees as the same, a “*disabled one of the sovereign People*.” Addressing these matters of PROVING such assertions – both administratively and as a matter of this ARTICLE III (compliant) COURT OF RECORD, takes a substantial amount of time, energy, and cost upon me, which I otherwise cannot readily afford. Therefore, “*extra time*” is needed.

ARGUMENT

Having timely filed this inclusive above “*CLAIM OF APPEAL*,” I herein assert that I need the “*reasonable accommodation*” of at least thirty (30) days of “*extra time*” for properly filing my “*BRIEF OF APPEAL*” to address the high level of “RECORDED” FRAUDULENCE of the STATE throughout this past year of “*administrative*” acts committed DISCRIMINATINGLY and CRIMINALLY against me this past year, inclusive of the “*administratively railroaded HEARING*” conducted by the STATE’s BAR attorneys Eric Monson and Wade Reimers FORCING me to administratively “*APPEAL*” this fraudulent “*case*” as a matter of “*self-preservation*” and “*self-defense*” given the nature of my disability as a recent “*SEPSIS*”

SURVIVOR” being reportedly “*ABUSED and NEGLECTED*” by these very same STATE “*principals and agents.*”

The RECORD of that fraudulent hearing will soon be posted, along with a plethora of underlying EVIDENCE and LEDGER OF EVENTS (i.e., “DAMAGES”) that was DENIED by the STATE’s BAR attorneys Monson and Reimers the ability to be presented and “*heard*” at the fraudulent and “*railroaded HEARING*” on 5/5/22 – as well as the referenced common law “*WRIT OF ERROR CORAM NOBIS*” – can be located online and in the PUBLIC RECORD as found at: http://www.ricobusters.com/?page_id=1105

CLAIM OF CONUSANCE

“The claim of Conusance or Cognizance of a suit is defined to be an intervention by a third person, demanding judicature in the cause against the plaintiff, who has chosen to commence his action out of the claimant's Court. It is in form a question of jurisdiction between the two Courts, and not between the plaintiff and defendant, as in the case of a plea to the jurisdiction, and therefore it must be demanded by the party entitled to conusance ...” Chitty, Joseph. *A Treatise on Pleading and Parties to Actions*. 1872. (published by G & C MERRIAM; 14th American Ed.)

Being a preceding of rare occurrence, although the CLAIM OF CONUSANCE might on first view appear to be foreign to the Courts of today, it is proper to be inquired into. This longstanding Common Law claim, when made against the jurisdiction of the courts, is confined to “*Courts of Record*” such as this instant case.

At its most basic level, a *Claim of Conusance* is notice to the Court about a “*concurrent jurisdiction.*” In this instance of filing by “*totally and permanently disabled quad-amputee*” David Schied as a “*BENEFICIARY / RELATOR*” and “*PRIVATE, PUBLIC PROXY*” (“B/R” and/or “PPP”), the case is filed in the COMMON LAW and in a concurrent “*ARTICLE III COURT OF RECORD*” jurisdiction of the “*sovereign People*” living on the dry land of the State and the United States of America [as opposed to the “*maritime,*” (Roman-style) “*civil-municipal,*” or other (Ecclesiastical, Monarchial, Dictatorial or Fascist-style) deceptive “*equity*” jurisdictions utilizing “*ARTICLE I magistrates*” and/or “*ADMINISTRATIVE LAW JUDGES*” operating in such “*inferior courts*” (otherwise authorized by CONGRESS and STATE LEGISLATURES) but proven by EVIDENCE to employ unlimited abuses by placing “*procedure over substance*” in violation of

both the *letter* and spirit of the RULES ENABLING ACT of 1934), without either recourse or accountability (i.e., through unconstitutional awards of “immunity”).

“It is an established rule of law, ‘that [conusance] must be claimed in the first instance, or at the first day,’ ... Where the writ discloses the particulars of the causes of action, it appears to have considered as legal notice [to the lord, and court] of the invasion of his jurisdiction ...”

In this case, as well as all previous cases involving B/R and/or PPP David Schied acting on the behalf of the sovereign American People since 2015-’16, B/R / PPP David Schied has made clear that he is establishing his *appearance* with his own *ARTICLE III COURT OF RECORD* while proving that the ADMINISTRATIVE “DEEP” STATE’s previous “*backward-looking access*” cases not only fails to provide “*meaningful*” address of the merits through constitutionally guaranteed “*due process*,” but that the so-called “*judges*” being employed by the STATE are merely politically appointed “*foreign agents*” masquerading as “*judges*” and only compounding what is already a multi-tiered mushrooming of *sedition* and *treasonous* series of *domestic terrorist* events.

The Virginia and Kentucky Resolutions (1798) maintain that it is the STATE(s)’ sovereign Right, as well as sovereign Responsibility to “*maintain and defend the CONSTITUTION OF THE UNITED STATES, and the CONSTITUTION of [the] STATE(s), against every aggression, foreign or domestic*”; and that...

“the several states who formed that instrument [of the U.S. CONSTITUTION], being sovereign and independent, have the unquestionable right to judge of its infraction; and that a nullification, by those sovereignties, of all unauthorized acts done under colour of that instrument, is the rightful remedy”.¹

Under the Constitution as the COMPACT between the STATES for forming the “*Federal Government*” of the UNITED STATES in the first place, David Schied – acting in his SUI JURIS status as PRIVATE, PUBLIC PROXY for the sovereign People of the “STATE(s)” has every

¹ This citation is a primary sources published by the BILL OF RIGHTS INSTITUTE as enacted by the two STATES of Virginia and Kentucky in response to perceived overreach by the new Federal government’s LEGISLATIVE BRANCH after the writing of the ALIEN AND SEDITION ACT (which was later REPEALED), as found on 12/6/21 located at:

<https://billofrightsinstitute.org/primary-sources/virginia-and-kentucky-resolutions> :

power of authority granted to both prosecutors (Executive) and judges (Judicial), so long as he acts constitutionally as the Sovereign to re-secure the STATE Rights – and enforce the STATE Responsibilities – of “*Securing the (Inalienable) Rights of the People*”.

As far as the “*form*” in which a CLAIM OF CONUSANCE can be made, the sovereign need only so “*say it*” up front; and then proceed to *demand, claim, prosecute, and defend his liberties and privileges* as that which is owed to him by due process.

“In point of form, the claim of conusance is usually supported by affidavits verifying the necessary facts. ... It being a demand of something quod sibi debetur,² it must be perfectly entered upon record, and must state everything that is to take away the general jurisdiction of the superior Court, and the whole ought to be set forth with all the proceedings in the cause in the superior Court till the instant of making the claim [...] ... to demand, claim, prosecute, and defend his liberties and privileges thereof, that is to say, to have the conusance of the plea aforesaid, because he saith, (setting out with great precision all the circumstances on which the claim is founded, and concluding thus) ...”

Once the CLAIM OF CONUSANCE has been justified ...

“A day is given upon the roll [docket] for the lord of the franchise to hold his court, and the parties are commanded to be there on that day. But the record still [also] remains in the Court above, and a transcript only is sent down to the court below, in order that if justice be not done there, as if the [sovereign as litigant #1] be a stranger, and has nothing within the franchise, by which he can be summoned, or if the judge refuse to do justice, the [sovereign as litigant] may have a re-summons upon the record in the Court above, the cause assigned in which re-summons may be traversed by the party who originally claimed conusance, and if found for him the cause will be remanded, but if found against him, the parties go on in the superior Court from the period or stage in which the cause was at the allowance of the claim, just as if such claim had never been allowed. And if a re - summons issue upon failure of right in a franchise the lord of the franchise shall never afterwards have conusance of that plea.”³

Importantly, this sets the meaningful foundation for the SEVENTH AMENDMENT guarantee of the U.S. CONSTITUTION stating:

“In Suits at common law, where the value in controversy shall exceed twenty dollars, the right of trial by jury shall be preserved, and no fact tried by a jury, shall be otherwise re-examined in any Court of the United States, than according to the rules of the common law.”

² As used by Chitty (*supra*), this Latin phrase means “to obtain what is due” and can be read in legal context as part of a larger phraseology of: *Actio est ius persequendi in iudicio, quod sibi debetur* – “Action is the right to obtain what it is due by the process of law.”

³ Chitty (*supra*)

**CONCLUSION AND REMEDY DEMAND FOR TRIAL BY JURY AND FOR GRAND
JURY INVESTIGATION OF REPORTED ALLEGATIONS OF
MULTI-COUNTY CRIMES**

The above creates sufficient “*standing*” that a case exists for “*facts upon which relief can and should be granted*” for remedy in the simple form of “*reasonable accommodations*” of “*extra time*” of thirty (30) days B/R / PPP David Schied to appropriately file his “BRIEF ON/OFF APPEAL” for this case.

Moreover, the **FACT** that B/R / PPP David Schied is but one of the “*sovereign People*” acting as an “*official*” in the capacity similar to that of a PRIVATE ATTORNEY GENERAL in the COMMON LAW as a “*PRIVATE, PUBLIC PROXY*” on the behalf of all other People designated as STATE as “*disabled*” (and facing similar unwarranted medical “*obstacles*”), and STATE and UNITED STATES “*TAXPAYERS*” – with existing provable CLAIMS IN COMMERCE in the ballpark of around FIVE-HUNDRED MILLION DOLLARS (\$500,000,000) supported by an enduring and publicly posted FEE SCHEDULE and a full LEDGER OF DAMAGES – it is mandatory that this **DEMAND FOR TRIAL BY JURY** be honored; and that this instant case be decided by the sovereign People themselves, NOT by an ARTICLE I “*magistrate*” or another such of the STATE’s BAR attorney imposters and “*judicial usurpers*” as Eric Monson, Wade Reimers, Jenna Howell, Jeremy Lippert, and Jason Ravensborg have shown themselves to corruptively be in this case.

For the same reasons as cited directly above, a MULTI-COUNT GRAND JURY of the sovereign People should be immediately assembled to investigate the referenced RECORDS and LEDGER OF DAMAGES so to provide the “*first steps*” for “*the Accused*” to be afforded their constitutional guarantees to the constitutional “*due process*” that they have long been denying to B/R / PPP David Schied and many other disabled people as exemplified by this instant “*case*.”

AFFIDAVIT OF TRUTH

I swear to God, and declare “*under penalty of perjury*,” that the statements in the above eleven (11) pages are honest, accurate, and complete as I can make them, to the best of my understanding and belief.

/s/ **David Schied** – one of the sovereign American People acting directly as “*Beneficiary*” and as “*Private, Public Proxy*” on behalf of the sovereign People as “*TAXPAYERS*” living in both the STATE OF SOUTH DAKOTA and elsewhere in the UNITED STATES
(The above signature is authorized by David Schied as a “*totally and permanently disabled quad-amputee*” with “*reasonable accommodations*” exercised by Right according to laws provided by the AMERICANS WITH DISABILITIES ACT.)

CERTIFICATION OF SERVICE

I swear that today, June 6th, 2022, I sent by “***CERTIFIED***” U.S. Mail delivery, a true and correct copy of the accompanying eleven pages (11 pp.) captioned as, **BENEFICIARY / RELATOR / PRIVATE PUBLIC PROXY David Schied’s**:

- 1) **“CLAIM OF APPEAL”** – TIMELY-FILED 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’***”
- 2) **“MOTION FOR EXTENSION OF TIME FOR FILING ‘BRIEF ON APPEAL’”** – AS “***FEDERALLY MANDATED UNDER THE ‘SPIRIT’ IF NOT THE “LETTER” OF THE ‘AMERICANS WITH DISABILITIES ACT,’ FOR A BONA FIDE ‘TOTALLY AND PERMANENTLY DISABLED QUAD-AMPUTEE’ BEING UNLAWFULLY ‘DENIED MEDICAID’ AND ‘DOCUMENTS OF GOVERNMENT TRANSPARENCY’ ABOUT ‘OPERATIONAL POLICIES’ AND ‘PERSONNEL QUALIFICATIONS’ FOR EVALUATING QUAD-AMPUTEE ‘LEVEL OF NEEDS’ WITHOUT ‘DISCRIMINATION,’ ‘ABUSE AND NEGLECT,’ AND/OR A ‘CRIMINAL CONSPIRACY TO DEPRIVE OF RIGHTS (UNDER COLOR OF LAW AND ADMINISTRATIVE AUTHORITY)’***”

... along with the embedded:

- NOTICE OF CLAIM OF CONUSANCE;
- REMEDY DEMAND FOR TRIAL BY JURY AND FOR GRAND JURY INVESTIGATION OF REPORTED ALLEGATIONS OF MULTI-COUNTY CRIMES;
- **DEMAND FOR SACTIONS AND DISBARMENT** OF BAR ATTORNEYS Jenna Howell, Anthony Lippert, Eric Monson, Wade Reimers, and Jason Ravensborg 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;
- FILING TO CORRECT THE RECORD
- CLAIMS IN COMMERCE in the estimated amount of \$500,000,000 (for service action according to the FEE SCHEDULE accepted in silence by tacit agreement by the *principals* and *agents* of the STATE on numerous occasions throughout 2021-‘22)

And along with “***MOTION FOR ‘FORMA PAUPERIS’ WAIVER OF COSTS AND FEES BASED UPON ‘INABILITY TO PAY’ FOR FILING FEES AND TRANSCRIPTS***”

... to the SOUTH DAKOTA UNIFIED JUDICIAL SYSTEM (a.k.a. THE “***STATE CIRCUIT COURT***” [as referred to by “***ALJ***” Eric Monson on 5/12/22]) FOURTH JUDICIAL CIRCUIT acting by and through the **LAWRENCE COUNTY CLERK OF THE COURT**

P.O. BOX 626

78 Sherman Street

DEADWOOD, S.D. 57732-0626

... and to the following list of CO-TRUSTEES at their last known respective email addresses: *

Eric Monson – ADJ; **Wade Reimers** – Ass’nt AG
OFFICE OF ADMINISTRATIVE HEARINGS
DEPT. OF SOCIAL SERVICES
c/o Laurie Gill, DSS SECRETARY
DSSInfo@state.sd.us

Scott Bolinger and Catherine Williamson
OFFICE OF HEARING EXAMINERS
Emails: admhrngs@state.sd.us

GOV. Kristi Noem c/o Mary Beth Hollatz
Email: marybethhollatz@gmail.com

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

Submitted this 6th day of June, 2022 by:

/s/ David Schied – one of the sovereign American People acting directly as “*Beneficiary*” and as “*Private, Public Proxy*” on behalf of the sovereign People as “*TAXPAYERS*” living in both the STATE OF SOUTH DAKOTA and elsewhere in the UNITED STATES

* The above signature is authorized by David Schied as a “*totally and permanently disabled quad-amputee*” with “*reasonable accommodations*” exercised by Right according to laws provided by the AMERICANS WITH DISABILITIES ACT.) Also, given that this “*quad-amputee*” is not being properly afforded public transportation, prosthetic legs, or mobility devices maintained by the STATE; and given that he does not “*drive*” or have a “*driver’s license*,” it is a “reasonable accommodation” to provide such a disabled individual the entitlement to “serve process” upon these CO-TRUSTEES by electronic email instead.