

Supreme Court of South Dakota

OFFICE OF THE CLERK
500 East Capitol Avenue
Pierre, South Dakota 57501-5070
(605) 773-3511

Shirley A. Jameson-Fergel
Clerk

Laura J. Graves
Chief Deputy

Amy Hudson
Deputy Clerk

Sarah L. Gallagher
Deputy Clerk

August 24, 2022

Mr. David Schied
PO Box 321
Spearfish SD 57783

Re: Correspondence received

Dear Mr. Schied:

This acknowledges receipt of your submissions dated
August 11, 2022.

We are returning the above documents as they are
not in proper statutory form to invoke this Court's appellate
or original jurisdiction.

Very truly yours,

Laura J. Graves

/ljb

Enc.

"form over substance"

SUPREME COURT OF SOUTH DAKOTA
OFFICE OF THE CLERK
100 E CAPITOL AVENUE
PIERRE SD 57501-5070

MR. DAVID SCHI
PO BOX 321
SPEARFISH SD

FIRST CLASS



US POSTAGE PAID BY PITNEY BOWES

ZIP 57501 \$ 002.16⁰
02 4W

0000350462 AUG 24 2022

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

8/11/2022

Attn: CLERK OF COURT for the
SOUTH DAKOTA SUPREME COURT
500 East Capitol Ave. Pierre, SD. 57501

**Please SEND BACK
PROOF OF
DATE-STAMPED
“MOTION”
FILINGS**

Dear SUPREME COURT CLERK,

Please file the following documents as copied to the FOURTH (4TH) CIRCUIT COURT:

- 1) **CERTIFICATION OF SERVICE** (4 pages);
- 2) **“‘FORMAL OBJECTION’ and ‘LEAVE FOR INTERLOCUTORY APPEAL TO THE ‘SOUTH DAKOTA SUPREME COURT’ ON CONSTRUCTIVE AND DISCRIMINATORY DENIALS OF MOTIONS FOR ‘IMMEDIATE CONSIDERATION’ AND FOR ‘SERVICE ON ONE CONSTITUTING SERVICE ON MANY’ ... AS BASED ON ...”** (41 pages)

Please also review and consider filing the added enclosed documents accompanying this cover letter as FIVE ATTACHMENTS; and note that I am a recent “*totally and permanently disabled quad-amputee*” requesting “*reasonable accommodations*” from this Court. The documents, inclusive of the following listing, are self-explanatory; however, if you have any questions, please notify me right away. I wish to have date-stamped copies returned to me of – at minimum – all of the following “*cover pages*” for each of these filings listed below (and on the “CERTIFICATE OF SERVICE” that were “*received*” today by the FOURTH CIRCUIT COURT, as considered thus “*filed*”:

- 1) **CERTIFICATION OF SERVICE** (4 pages);
- 2) **“‘FORMAL OBJECTION’ and ‘MOTION FOR RECONSIDERATION’ AND TO ‘SHOW CAUSE’ ON 7/29/22 INFORMAL AND DISCRIMINATORY ‘ARTICLE I MAGISTRATE’ INSTRUCTIONS IN LIEU OF HEARING, ON 7/18/22 ACTUAL FILING DATE OF MOTION FOR ARTICLE III COMPLIANT DECLARATORY STATEMENTS”** (39 double-sided pages)
- 3) **“‘MOTION FOR ‘THE COURT’ TO ‘SHOW CAUSE’ FOR ‘HIS’ SAID ‘BELIEFS’ DEEMED OTHERWISE TO BE ‘PREJUDICIAL,’ AND IN STARK VIOLATION OF THE UNITED STATES LAWS GOVERNING THE PRESERVATION AND PROTECTION OF THE ‘DIGNITY’ AND OTHER ‘RIGHTS OF DISABLED AMERICANS’ WHO – AS EXAMPLIFIED IN THIS CASE – ARE PERSISTINGLY RECLAIMING THEIR ‘SOVEREIGN’ STATUS AGAINST THE ‘ADMINISTRATIVE [DEEP] STATE’”** (40 double-sided pages)
- 4) **BENEFICIARY / RELATOR / PRIVATE PUBLIC PROXY David Schied’s: “MOTION TO CORRECT THE FOURTH (4TH) CIRCUIT COURT RECORD OF LAWRENCE COUNTY, BASED CRIMINALLY UPON FRAUD BY AGENTS OF ‘THE COURT’ ENGENDERED AS A ‘HE’ AND SERVING AS THE ALTER-EGO OF ‘JUDGE STAWN’**

[A.K.A. 'JUDGE STRAWN']/ACTING 'PREJUDICIALLY' AND OUTSIDE OF ARTICLE III COMPLIANCE ... AS BASED ON ...] (41 double-sided pages)

- 5) **“‘FORMAL OBJECTION’ and ‘LEAVE FOR INTERLOCUTORY APPEAL TO THE ‘SOUTH DAKOTA SUPREME COURT’ ON CONSTRUCTIVE AND DISCRIMINATORY DENIALS OF MOTIONS FOR ‘IMMEDIATE CONSIDERATION’ AND FOR ‘SERVICE ON ONE CONSTITUTING SERVICE ON MANY’ ... AS BASED ON ...”** (the same three reasons stated in #2 and #3 above) (41 double-sided pages)

ALSO NOTE that I have replied back to the MAGISTRATE/CLERK Carol Latuseck in response to the letter that she wrote to me dated 7/29/22, as follows in brief:

- 1) I have asked that (Latuseck) please provide to me all information about the “ODESSEY” filing system and how I may acquire direct access to filing in that system;
- 2) I have asserted that, given (Latuseck’s) assertion that I am being forbidden the ease and the “*reasonable accommodation*” of filing my documents in the same fashion of correspondence as she asserts a DEMAND upon me as a “*totally and permanently disabled quad-amputee*” without MEDICAID to pay for “*ACCESSING*” my community and Post Office to actually be MANDATED to go to the Post Office (without the STATE-guaranteed means for my doing so), then I REFUSE to accept (her) “*directed*” proposal that (she) be furnished with the ease of “*serving*” me more of (her) illicit “*stuff*” by email;
- 3) I have stated that, since I do not engage with the “*STATE BAR*” as a purported “*CRIME SYNDICATE*,” I have asked that she please NOT send back to me any more of her “*STATE BAR*” marketing paraphernalia in promotion of her/your networked MONOPOLY and “*JUST US*” club;
- 4) I have asked that (Latuseck) please send me any PROOF that she has that “*the court*” identified by the masculine pronoun “*he*”, has “*opined*” anything prior to 7/29/22 as she has referenced in paragraph #3 of her 7/29/22 letter.
- 5) I have asserted that, as a “*totally and permanently disabled quad-amputee*” without MEDICAID to pay for TRANSPORTATION and “*ACCESS*” to my community and Post Office, I AM NOT GUARANTEED TO RESPOND TO ANYTHING the MAFISTRATE/CLERK Latuseck sends to me as “*directed by ‘the court’*” since, in order to do so requires resources beyond my human means according to ANY COERCED schedule that either she or your “*Judge Stawn / Judge Strawn*” may attempt to impose upon me in DOMESTIC TERRORIST fashion.

Sincerely,

/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.

**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*" –
Sui Juris Relator

v.

The ADMINISTRATIVE "*DEEP*" STATE of the STATE OF SOUTH DAKOTA as represented by multiplicity of GOVERNOR Kristi Noem, the BUREAU OF ADMINISTRATION as represented by Scott Bolinger And Catherine Williamson; ATTORNEY GENERAL and his/her agents as "*assistants*;" the S.D. DEPARTMENTS OF "DHS" and "DSS" acting by and through Laurie Gill Shawnie Rechtenbaugh and their respective BAR attorneys Jenna Howell, Jeremy Lippert, Eric Monson, Wade Reimer 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 SUPREME COURT

On APPEAL from the

**UNIFIED JUDICIAL SYSTEM
THE "STATE CIRCUIT COURT"**

(as referred to by "*ALJ*" Eric Monson
on 5/12/22)

**FOURTH JUDICIAL CIRCUIT
LAWRENCE COUNTY**

CASE # CIV22-116

**ADMINISTRATIVE CASE NUMBERS
INCLUDED HEREIN AS "APPEALED"**

Case # **OHE # PRR 22-02** (fraudulent)
referenced by "*CO-TRUSTEES*" on 5/6/22
Case # **001286794** (fraudulent) and
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:
CERTIFICATION OF SERVICE

I swear that today, August 8th, 2022, I sent by UNITED STATES POSTAL SERVICE, true and correct copies of the following **FOUR CAPTIONED "MOTIONS"** as **BENEFICIARY / PRIVATE, PUBLIC PROXY / SUI JURIS RELATOR David Schied's:**

1. **"FORMAL OBJECTION' and 'MOTION FOR RECONSIDERATION' AND TO 'SHOW CAUSE' ON 7/29/22 INFORMAL AND DISCRIMINATORY 'ARTICLE I MAGISTRATE' INSTRUCTIONS IN LIEU OF HEARING, ON 7/18/22 ACTUAL FILING DATE OF MOTION FOR ARTICLE III COMPLIANT DECLARATORY STATEMENTS"** (39 pages)

AS BASED UPON

THE "CONSTRUCTIVE DENIAL" OF THE NEEDS BY ONE OF THE "SOVEREIGN AMERICAN PEOPLE" FOR "HEARINGS" ON "MOTION FOR IMMEDIATE CONSIDERATION" AND "MOTION FOR DECLARATORY STATEMENT"

AS PREVIOUSLY BASED UPON THE NEEDS FOR:

- 1) **CLARITY AS TO THE WRITTEN IDENTITIES, DUTIES, JURISDICTIONAL RULES, PROCEDURES, AND CONSTITUTIONAL GUARANTEES OF THE**

- RESPONSIVE CLERK(S) AND JUDGE(S) OF THE SAID “COURT” AND “UNIFIED JUDICIAL SYSTEM”; AND,
- 2) COMPELLING RESPONSIVE ACTION BY THE NAMED JUDGE – (PREVIOUSLY) KNOWN ONLY AS “STAWN” BY AN EMAIL HEADLINE FROM Kristie Gibbens as THE “DEPUTY CLERK OF THE COURT” – ON PREVIOUS “MOTIONS” AND “DEMANDS” FILED ON 6/10/22:
 - a) FOR “MOTION FOR ‘FORMA PAUPERIS’ WAIVER OF COSTS AND FEES BASED UPON ‘INABILITY TO PAY’ FOR FILING FEES AND TRANSCRIPTS;”
 - b) FOR “EXTENSION OF TIME FOR FILING ‘BRIEF OF APPEAL’;”
 - c) FOR “DEMAND FOR SACTIONS AND DISBARMENT OF BAR ATTORNEYS Jenna Howell, Anthony Lippert, Eric Monson, Wade Reimers, AND Jason Ravnsborg BASED ON FRAUD AND DISCRIMINATION;”
 - d) FOR “DEMAND FOR MULTI- COUNTY CRIMINAL GRAND JURY INVESTIGATION”
 - e) FOR RESENDING OF “RECORDS” THAT WERE PREVIOUSLY SENT TO DISABLED PERSON WITHOUT TRANSPORTATION BY THE CO-TRUSTEES OF THE BUREAU OF ADMINISTRATION AND ITS SOUTH DAKOTA “OFFICE OF HEARING EXAMINERS” WITH “UNREASONABLE TIMING” BEFORE DIRECTING THIRD PARTY PROCESS SERVERS TO RETURN THE DOCUMENTS AS “UNDELIVERED”;
 - f) NEED FOR CLARITY AS TO THE WRITTEN “TITLE” IDENTITIES AND JURISDICTIONAL DUTIES, SURETIES, AND CONSTITUTIONAL GUARANTEES OF THE RESPONSIVE “SPECIAL ASSISTANT ATTORNEY GENERALS” INVOLVED IN THIS CASE
2. BENEFICIARY / RELATOR / PRIVATE PUBLIC PROXY David Schied’s: “MOTION FOR ‘THE COURT’ TO ‘SHOW CAUSE’ FOR ‘HIS’ SAID ‘BELIEFS’ DEEMED OTHERWISE TO BE ‘PREJUDICIAL,’ AND IN STARK VIOLATION OF THE UNITED STATES LAWS GOVERNING THE PRESERVATION AND PROTECTION OF THE ‘DIGNITY’ AND OTHER ‘RIGHTS OF DISABLED AMERICANS’ WHO – AS EXAMPLIFIED IN THIS CASE – ARE PERSISTINGLY RECLAIMING THEIR ‘SOVEREIGN’ STATUS AGAINST THE ‘ADMINISTRATIVE [DEEP] STATE” (40 pp)
AS BASED UPON:
- 1) THE INTENTIONAL DEVELOPMENT OF A “FRAUDULENT PAPER TRAIL” AS THE “OFFICIAL RECORD” OF SO-CALLED “FOURTH (4TH) CIRCUIT COURT” AND “SOUTH DAKOTA UNIFIED JUDICIAL SYSTEM” AS CARRIED OUT BY “MAGISTRATE/CLERK” Carol Latuseck AND HER “DEPUTY CLERK OF COURT” Kristie Gibbens UNDER THE “DIRECTION” OF “JUDGE /ERIC/STRAWN” [A.K.A. “JUDGE STAWN”];
 - 2) THE “DISCRIMINATORY PATTERN OF PRACTICE” OF “THE COURT” – RECOGNIZED AS BEING UNDER THE DIRECTION OF A “HE” [“JUDGE” Eric Strawn] – IS USING “PROCEDURE OVER SUBSTANCE” TO UNDERMINE “CONSTITUTIONAL DUE PROCESS” AND “CIVIL RIGHTS” GUARANTEES FOR THE “TOTALLY AND PERMANENTLY DISABLED” WHO IS DECLARED TO BE “ANGLO-AMERICAN MALE,” AND WHO IS POLITICALLY CLAIMING “SOVEREIGNTY” OVER THE “STATE BAR” (ACTING SEDITIONOUSLY AND TREASONOUSLY AS A MONOPOLY AND AS A CRIME SYNDICATE “OVERLORD” OVER THE “INDEPENDENCE” OF THE “PEOPLE’S COURTS) AS “ONE OF THE SOVEREIGN PEOPLE”;

- 3) THOSE ACTING UNDER SWORN OATHS AND DUTIES – UNDER THE “PUBLIC TRUST” – ARE BEING PROVEN AS ENGAGING IN “COERCION” OF BOTH “GOVERNMENT” AND THE “POPULATIONS” OF “TOTALLY AND PERMANENTLY DISABLED,” OF “SOVEREIGN AMERICAN PEOPLE,” AND “STATE AND UNITED STATES ‘TAXPAYERS’;” GIVING THE “APPEARANCE” OF “SEDITION, TREASON, INSURRECTION, AND “DOMESTIC TERRORISM” THROUGH THE “DEPRIVATION OF RIGHTS UNDER COLOR OF LAW,” AND THE COMMISSION OF (CRIMINAL) “ACTS DANGEROUS TO HUMAN LIFE,” WHICH ARE CHARACTERIZED AS THE DEPRIVATION OF CONSTITUTIONAL GUARANTEES OF THE INALIENABLE “RIGHTS TO ‘LIFE, LIBERTY, AND PROPERTY,” AND THE INALIENABLE “RIGHT TO THE ‘PURSUIT OF HAPPINESS”
3. BENEFICIARY / RELATOR / PRIVATE PUBLIC PROXY David Schied’s: “MOTION TO CORRECT THE FOURTH (4TH) CIRCUIT COURT RECORD OF LAWRENCE COUNTY, BASED CRIMINALLY UPON FRAUD BY AGENTS OF ‘THE COURT’ ENGENDERED AS A ‘HE’ AND SERVING AS THE ALTER-EGO OF ‘JUDGE STAWN’ [A.K.A. ‘JUDGE STRAWN’] ACTING ‘PREJUDICIALLY’ AND OUTSIDE OF ARTICLE III COMPLIANCE ... AS BASED ON ...” (the same three reasons stated in #2 above)
(41 pp.)
4. BENEFICIARY / RELATOR / PRIVATE PUBLIC PROXY David Schied’s: ““FORMAL OBJECTION’ and ‘LEAVE FOR INTERLOCUTORY APPEAL TO THE ‘SOUTH DAKOTA SUPREME COURT’ ON CONSTRUCTIVE AND DISCRIMINATORY DENIALS OF MOTIONS FOR ‘IMMEDIATE CONSIDERATION’ AND FOR ‘SERVICE ON ONE CONSTITUTING SERVICE ON MANY’ ... AS BASED ON ...” (the same three reasons stated in #2 and #3 above) (41 pages)

All of the above also contained EACH of the following as additionally embedded:

- (3RD) (THUS FAR “UNANASWEED”) NOTICE OF CLAIM OF CONUSANCE;
- (3RD) (THUS FAR “UNANASWEED”) NOTICE OF INSTITUTING COMMON LAW “WRIT OF ERROR CORAM NOBIS”
- (3RD) (THUS FAR “UNANASWEED”) REMEDY DEMAND FOR TRIAL BY JURY AND FOR GRAND JURY INVESTIGATION OF REPORTED ALLEGATIONS OF MULTI-COUNTY CRIMES;
- (3RD) (THUS FAR “UNANASWEED”) DEMAND FOR SACTIONS AND DISBARMENT OF BAR ATTORNEYS Jenna Howell, Anthony Lippert, Eric Monson, Wade Reimers, and Jason Ravnsborg 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;
- (3RD) (THUS FAR “UNANASWEED”) FILING TO CORRECT THE RECORD
- (3RD) (THUS FAR “UNANASWEED”) 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)

These above-listed FOUR SETS OF MOTION DOCUMENTS – along with a copy of this instant “CERTIFICATE OF SERVICE” – were mailed as “CERTIFIED” 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 MAGISTRATE/CLERK OF COURT and its

“agent” of Carol Latuseck via her preferred “snail mail” address (as “directed by Judge Strawn”) at: P.O. BOX 626 in DEADWOOD, S. DAKOTA 57732-0626

*** NOTE that in the “spirit” if not the “letter” of the AMERICANS WITH DISABILITIES ACT – as a “reasonable accommodation” to the “total and permanent disability” being CLAIMED herein – WITHIN SEVEN (7) DAYS of obtaining PROOF OF DELIVERY to “the court”, duplicate copies of all of the above FOUR SETS OF MOTION DOCUMENTS – along with a copy of this instant “CERTIFICATE OF SERVICE” – will be sent to the following list of CO-TRUSTEES at their last known respective email addresses:**

**Eric Monson – ADJ; Wade Reimers – Special Ass’t AG
OFFICE OF ADMINISTRATIVE HEARINGS
DEPT. OF SOCIAL SERVICES
c/o Laurie Gill, DSS SECRETARY
DSSInfo@state.sd.us**

**Scott Bolinger and Catherine Williamson
BUREAU OF ADMINISTRATION /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)**

**Robert Morris – SPECIAL ASSISTANT ATTORNEY GENERAL (acting ONLY for the “DSS”)
– bobmorris@westriverlaw.com**

Finally, on the day in which the CO-TRUSTEES listed above are “served” as outlined above – being on 8/11/22, a copy of the following specific “Motion” – along with a copy of this instant “CERTIFICATE OF SERVICE” – was sent to the “CLERK OF COURT” for the SOUTH DAKOTA “SUPREME COURT” for filing at: **500 East Capitol Ave. Pierre, SD. 57501 by USPS and with “signature verification”.**

**BENEFICIARY / RELATOR / PRIVATE PUBLIC PROXY David Schied’s:
“‘FORMAL OBJECTION’ and ‘LEAVE FOR INTERLOCUTORY APPEAL TO THE
‘SOUTH DAKOTA SUPREME COURT’ ON CONSTRUCTIVE AND
DISCRIMINATORY DENIALS OF MOTIONS FOR ‘IMMEDIATE
CONSIDERATION’ AND FOR ‘SERVICE ON ONE CONSTITUTING SERVICE ON
MANY’”**

+++++

Submitted this 11th day of August, 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.**

**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*" –
Sui Juris Relator

v.

The ADMINISTRATIVE "*DEEP*" STATE of the
STATE OF SOUTH DAKOTA as represented by
multiplicity of GOVERNOR Kristi Noem, the BUREAU
OF ADMINISTRATION as represented by Scott Bolinger
And Catherine Williamson; ATTORNEY GENERAL and
his/her agents as "*assistants*;" the S.D. DEPARTMENTS
OF "DHS" and "DSS" acting by and through Laurie Gill
Shawnie Rechtenbaugh and 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 SUPREME COURT
On APPEAL from the
UNIFIED JUDICIAL SYSTEM
THE "*STATE CIRCUIT COURT*"
(as referred to by "*ALJ*" Eric Monson
on 5/12/22)
FOURTH JUDICIAL CIRCUIT
LAWRENCE COUNTY
CASE # CIV22-116
ADMINISTRATIVE CASE NUMBERS
INCLUDED HEREIN AS "APPEALED"
Case # OHE # PRR 22-02 (fraudulent)
referenced by "*CO-TRUSTEES*" on 5/6/22
Case # 001286794 (fraudulent) and
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:
"FORMAL OBJECTION" and "LEAVE FOR INTERLOCUTORY APPEAL TO THE
'SOUTH DAKOTA SUPREME COURT' ON CONSTRUCTIVE AND DISCRIMINATORY
DENIALS OF MOTIONS FOR 'IMMEDIATE CONSIDERATION' AND FOR 'SERVICE ON
ONE CONSTITUTING SERVICE ON MANY'"

AS BASED UPON:

- 1) **THE INTENTIONAL DEVELOPMENT OF A "FRAUDULENT PAPER TRAIL" AS THE**
"OFFICIAL RECORD" OF SO-CALLED "FOURTH (4TH) CIRCUIT COURT" AND
"SOUTH DAKOTA UNIFIED JUDICIAL SYSTEM" AS CARRIED OUT BY
"MAGISTRATE/CLERK" Carol Latuseck AND HER "DEPUTY CLERK OF COURT"
Kristie Gibbens UNDER THE "DIRECTION" OF "JUDGE [ERIC] STRAWN" [A.K.A.
"JUDGE STAWN"];
- 2) **THE "DISCRIMINATORY PATTERN OF PRACTICE" OF "THE COURT" –**
RECOGNIZED AS BEING UNDER THE DIRECTION OF A "HE" ["JUDGE" Eric
Strawn] – IS USING "PROCEDURE OVER SUBSTANCE" TO UNDERMINE
"CONSTITUTIONAL DUE PROCESS" AND "CIVIL RIGHTS" GUARANTEES FOR THE
"TOTALLY AND PERMANENTLY DISABLED" WHO IS DECLARED TO BE "ANGLO-
AMERICAN MALE," AND WHO IS POLITICALLY CLAIMING "SOVEREIGNTY"

OVER THE “STATE BAR” (ACTING SEDITIOUSLY AND TREASONOUSLY AS A MONOPOLY AND AS A CRIME SYNDICATE “OVERLORD” OVER THE “INDEPENDENCE” OF THE “PEOPLE’S COURTS) AS “ONE OF THE SOVEREIGN PEOPLE”;

- 3) THOSE ACTING UNDER SWORN OATHS AND DUTIES – UNDER THE “PUBLIC TRUST” – ARE BEING PROVEN AS ENGAGING IN “COERCION” OF BOTH “GOVERNMENT” AND THE “POPULATIONS” OF “TOTALLY AND PERMANENTLY DISABLED,” OF “SOVEREIGN AMERICAN PEOPLE,” AND “STATE AND UNITED STATES ‘TAXPAYERS’;” GIVING THE “APPEARANCE” OF “SEDITION, TREASON, INSURRECTION, AND “DOMESTIC TERRORISM” THROUGH THE “DEPRIVATION OF RIGHTS UNDER COLOR OF LAW,” AND THE COMMISSION OF (CRIMINAL) “ACTS DANGEROUS TO HUMAN LIFE,” WHICH ARE CHARACTERIZED AS THE DEPRIVATION OF CONSTITUTIONAL GUARANTEES OF THE INALIENABLE “RIGHTS TO ‘LIFE, LIBERTY, AND PROPERTY,” AND THE INALIENABLE “RIGHT TO THE ‘PURSUIT OF HAPPINESS””;

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)

Robert Morris – Special Assistant Attorney
General – repres. ONLY the “principal” of the
SOUTH DAKOTA DEPT. OF SOCIAL
SERVICES and the ATTORNEY GENERAL (by
proxy and “STATE” title)
bobmorris@westriverlaw.com

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. This instant **“‘FORMAL OBJECTION’ and ‘LEAVE FOR INTERLOCUTORY APPEAL TO THE ‘SOUTH DAKOTA SUPREME COURT’”** is being filed simultaneously with:

- 1) **“‘FORMAL OBJECTION’ and ‘MOTION FOR RECONSIDERATION’ AND TO ‘SHOW CAUSE’ ON 7/29/22 INFORMAL AND DISCRIMINATORY ‘ARTICLE I MAGISTRATE’ INSTRUCTIONS IN LIEU OF HEARING, ON 7/18/22 ACTUAL FILING DATE OF MOTION FOR ARTICLE III COMPLIANT DECLARATORY STATEMENTS AS BASED UPON THE “CONSTRUCTIVE DENIAL” OF THE NEEDS BY ONE OF THE “SOVEREIGN AMERICAN PEOPLE’ FOR ... ”**
- 2) **“‘FORMAL OBJECTION’ and ‘MOTION FOR ‘THE COURT’ TO ‘SHOW CAUSE’ FOR ‘HIS’ SAID ‘BELIEFS’ DEEMED OTHERWISE TO BE ‘PREJUDICIAL,’ AND IN STARK VIOLATION OF THE UNITED STATES LAWS GOVERNING THE PRESERVATION AND PROTECTION OF THE ‘DIGNITY’ AND OTHER ‘RIGHTS OF DISABLED AMERICANS’ WHO – AS EXAMPLIFIED IN THIS CASE – ARE PERSISTINGLY RECLAIMING THEIR ‘SOVEREIGN’ STATUS AGAINST THE ‘ADMINISTRATIVE [DEEP] STATE’”;**
- 3) **“‘FORMAL OBJECTION’ and ‘MOTION TO CORRECT THE FOURTH (4TH) CIRCUIT COURT RECORD OF LAWRENCE COUNTY, BASED CRIMINALLY UPON FRAUD BY AGENTS OF ‘THE COURT’ ENGENDERED AS A ‘HE’ AND SERVING AS THE ALTER-EGO OF ‘JUDGE STAWN’ [A.K.A. ‘JUDGE STRAWN’] ACTING ‘PREJUDICIALLY’ AND OUTSIDE OF ARTICLE III COMPLIANCE”;**

These above-listed filings are the THIRD set of filings in the aftermath of BENEFICIARY / PRIVATE, PUBLIC PROXY / and / SUI JURIS RELATOR David Schied having previously filed his **“CLAIM OF APPEAL”** and his **“MOTION FOR EXTENSION OF TIME FOR FILING ‘BRIEF ON APPEAL’”** and his **“MOTION FOR ‘FORMA PAUPERIS’ WAIVER OF COSTS AND FEES BASED UPON ‘INABILITY TO PAY’ FOR FILING FEES AND TRANSCRIPTS”** on 6/10/22 as his **FIRST** set of filings.

These above-listed filings are the THIRD set of filings in the aftermath of BENEFICIARY / PRIVATE, PUBLIC PROXY / and / SUI JURIS RELATOR David Schied having previously filed his **“‘MOTION FOR IMMEDIATE CONSIDERATION’ AND ‘MOTION FOR DECLARATORY STATEMENT’”** and his **“MOTION FOR ‘SERVICE UPON ONE CONSTITUTES SERVICE UPON MANY’; OR ALTERATIVELY, PUBLICATION OR POSTING IN COMBINATION WITH E-MAIL CONSTITUTES THIRD-PARTY MEDIUM FOR VERIFIED ‘SERVICE OF PROCESS’”** on 7/18/22 as his **SECOND** set of filings.

Therefore, all of these “filings” listed above are “*inextricably intertwined*” with this instant filing and are thus, incorporated herein by reference along with what is listed below as already included in the filings listed above. As such, the following are also “*inextricably intertwined*” as they have been – since the initial filing of “CLAIM OF APPEAL” – been persistently unanswered

and unaddressed by the CO-TRUSTEES, either in their individual PRIVATE capacities or in their PUBLIC capacities as “AGENTS” collectively known as the “PRINCIPAL” of the so-called “STATE OF SOUTH DAKOTA.”

- **WRIT OF ERROR CORAM NOBIS and FILING TO CORRECT THE “ADMINISTRATIVE [DEEP STATE’S] FRAUDULENT” RECORD;**
- **NOTICE OF CLAIM OF CONUSANCE;**
- **NOTICE OF INSTITUTING COMMON LAW “WRIT OF ERROR CORAM NOBIS”**
- **REMEDY DEMAND FOR TRIAL BY JURY AND FOR GRAND JURY INVESTIGATION OF REPORTED ALLEGATIONS OF MULTI-COUNTY CRIMES;**
- **DEMAND FOR SANCTIONS 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)**

The recently issued “WRIT OF ERROR CORAM NOBIS” served upon the STATE “CO-TRUSTEES” on 5/31/33 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 the previously filed “*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 TAXPAYERS of the STATE OF SOUTH DAKOTA and

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

SWORN AFFIDAVIT OF FACTS
SUPPORTING THIS INSTANT “OBJECTION” AND “LEAVE FOR INTERLOCUTORY
APPEAL TO THE ‘SOUTH DAKOTA SUPREME COURT’...” AND OTHER THREE
CONCURRENTLY FILED “MOTIONS”

1. On 6/10/22, the “*Deputy Clerk*” Kristie Gibbens, of the LAWRENCE COUNTY (4th) CIRCUIT COURT date-stamped a “Cover Letter” ONLY to give the mere appearance of filing that cover letter somehow as the entire set of documents shown above as the “CLAIM OF APPEAL” and “MOTION TO EXTEND TIME” but without explicitly demonstrating so; and without including her name on the UNSIGNED date-stamp “*name of clerk*” line as she was acting OFFICIALLY in the stead of “CLERK OF THE COURT” who had remained an unknown by actual name until when, **through direct and FRAUDULENT correspondence received on 8/3/22, was revealed to be the flesh-and-blood woman named as Carol Latuseck, operating the CORPORATE/FICTIONAL OFFICE of the so-called “CLERK /MAGISTRATE”**. (Bold and/or underlined emphasis added)
2. *See below* (on the next page) as the header of the document received on 8/3/22; and *see below that* (again on the next page) the UNSIGNED “*filing stamp*” sent by DEPUTY CLERK Kristie Gibbens, as DECEPTIVELY affixed to the bottom section of the cover letter as a CRIMINAL RACKETEERING “TRICK” for misleading me, as the sovereign “BENEFICIARY,” the “PRIVATE, PUBLIC PROXY” and “SUI JURIS RELATOR” as “*filer*” for the sovereign People and “TAXPAYERS” of the STATE and the UNITED STATES (**hereafter, “B/PPP/SJR David Schied”**).



Fourth Judicial Circuit

Carol Latuseck
Clerk/Magistrate

P. O. Box 626
Deadwood, SD 57732-0626

Phone: (605) 578-2040
Fax: (605) 578-1571

July 29, 2022

David Schied
PO Box 321
Spearfish, SD 57783

Dear Mr. Schied,

+++++

INVESTIGATION OF
FILED
ATTORNEYS
son Ravensborg based
NATION JUN 10 2022

SOUTH DAKOTA UNIFIED JUDICIAL SYSTEM
4TH CIRCUIT CLERK OF COURT

By _____

David Schied
P.O. Box 171
Spearfish, South Dakota 57783
605-340-4439 (all calls recorded)
dschied@3rd.com

6/6/2022

ATT: LAWRENCE COUNTY CLERK OF THE COURT
FOURTH (4TH) CIRCUIT COURT
P.O. BOX 626
78 Sherman Street
DEADWOOD, S.D. 57732-0626

Dear LAWRENCE COUNTY Clerk,

Please review and file the enclosed documents accompanying this cover letter and note that I am a
recently "totally and permanently disabled quad-amputee" requesting "reasonable accommodations"
from this Court. The documents, inclusive of the following listing, are self-explanatory; however,
if you have any questions, please email me or call right away.

- 1) (1) CERTIFICATION OF SERVICE (one for each of the following)
- 2) "CLAIM OF APPEAL" - TIMELY-FILED AND BASED UPON "OVERRIDING AND PALPABLE ERRORS, GROSS OMISSIONS OF FACTS, THE 'ACCORD' DOCTRINE, AND INTENTIONAL (TORTIOUS) VIOLATIONS OF THE 'RULES ENABLING ACT,' AND 'OTHER CONSTITUTIONAL GUARANTEES'"
- 3) "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)'"
- 4) "MOTION FOR 'FORMA PAUPERIS' WAIVER OF COSTS AND FEES BASED UPON 'INABILITY TO PAY' FOR FILING FEES AND TRANSCRIPTS"

... along with embedded:

- NOTICE OF CLAIM OF CONSPIRACY
- DEMAND FOR TRIAL BY JURY AND FOR GRAND JURY INVESTIGATION OF REPORTED ALLEGATIONS OF MULTI-COUNTY CRIMES
- DEMAND FOR ACTIONS AND DISBARMENT OF BAR ATTORNEYS: Jason Ravensborg based on proven year-long history of FRAUD and DISCRIMINATION

SOUTH DAKOTA UNIFIED JUDICIAL SYSTEM
4TH CIRCUIT CLERK OF COURT

3. As shown by EVIDENCE above the dated "*filing stamp*" was conspicuously placed at the **bottom** of the COVER LETTER addressed to the "*CLERK OF THE COURT*" where the text of the filing date shows to be difficult to read as it blends in with the text of the cover letter to the actual filings. On the other hand, **NONE of the actual filings contained the OFFICIAL "date of filing" stamp** which, even on this "*cover letter*" page holds a space for the name of the supposed "*clerk-proxy*" to be held theoretically ACCOUNTABLE for this action, but which remains entirely BLANK of such accountable identity. (Bold and underlined emphasis added)
4. Moreover, although this case was provided a HANDWRITTEN CASE NUMBER, that number – being handwritten – indicates that there was no "*official*" printout of "*DOCKET SHEET*" provided to show the actual entry or entries of this case into any purported "*SOUTH DAKOTA UNIFIED JUDICIAL SYSTEM*" and/or any purported "*FOURTH JUDICIAL CIRCUIT COURT*" containing any reputable judges.
5. In fact, as also shown by the embedded EVIDENCE above and immediately below, **the date-stamped cover letter was also DECEPTIVELY VOID of any indication of what "judge" was actually assigned to this important case** in suit against the Governor and other "*principals*" and "*agents*" ACCOUNTABLE to the STATE and UNITED STATES

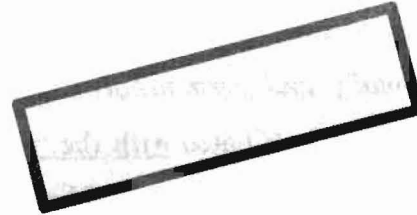
"TAXPAYERS" as joint "CO-BENEFICIARIES" in this "civil" DISCRIMINATION and COMMON LAW TORT action with CRIMINAL CLAIMS and a "DEMAND FOR MULTI-COUNTY GRAND JURY INVESTIGATION" inextricably intertwined. (Bold and underlined emphasis added)

David Schied
P.O. Box 321
Spearfish, South Dakota 57783
605-340-4439 (all calls recorded)
deschied@yahoo.com

6/6/2022

Attn: LAWRENCE COUNTY CLERK OF THE COURT
FOURTH (4th) CIRCUIT COURT
P.O. BOX 626
78 Sherman Street
DEADWOOD, S.D. 57732-0626

Dear LAWRENCE COUNTY Clerk,



CIV 22-116



6. Instead of providing "OFFICIAL" notification of the (last) name (only) of a reputable "judge" assigned to this case, DEPUTY CLERK Kristie Gibbens – again conspicuously – provided the name of a judge in the "subject line" of her email to me, "B/PPP/SJR" David Schied, as it was dated on 6/17/22 in acknowledgement of my 6/10/22 "CONFIRMED date of FIRST filings." (See below and/or on the top of the next page.)

CIV 22-116, Judge Stawn.

From: Gibbens, Kristie (kristie.gibbens@ujs.state.sd.us)

To: deschied@yahoo.com

Date: Friday, June 17, 2022 at 10:43 AM MDT

Kristie Gibbens

Lawrence Co Deputy Clerk

PO Box 626

Deadwood SD 57732 0626

605-578-2042



NOTICE OF APPEAL.tif
2.4MB



NOTICE that this email attachment containing the return of the entirety of BENEFICIARY / PRIVATE, PUBLIC PROXY David Schied's filings with ONLY the "cover letter addressed to the Clerk" date-stamped, was sent as a hard-to-save "TIF" file format rather than the standard PDF format.

7. Further, in spite of the details provided in the entirety of my COVER LETTER (written as “B/PPP/SJR” David Schied) that was date-stamped at the bottom and over the text, as well as the details of the actual “*CLAIM OF APPEAL*” and accompanying “*MOTION FOR EXTENSION OF TIME*” – each clearly bearing the names of the TWO “*inextricably intertwined*” CASE NUMBERS USED FRAUDULENTLY BY THE STATE’S CO-TRUSTEES – Deputy Clerk Kristie Gibbens was initially ready to return everything to me (BENEFICIARY / PRIVATE, PUBLIC PROXY / SUI JURIS RELATOR David Schied) as a “*totally and permanently disabled quad-amputee*” with TORT and DISCRIMINATION CLAIMS affiliated with the “*deprivation of rights*” to paid public transportation to even get to the Post Office and back. (Bold and underlined emphasis added.)

Sorry...

From: Gibbens , Kristie (kristie.gibbens@ujs.state.sd.us)

To: deschied@yahoo.com

Date: Wednesday, June 8, 2022 at 01:55 PM MDT

but I have to have a case number to file your documents into. I searched your name and have no record of you in our system, telling me there is no existing case. Would you like your paperwork returned to you???

Kristie Gibbens

Lawrence Co Deputy Clerk

PO Box 626

Deadwood SD 57732 0626

605-578-2042

8. NOTICE from the EVIDENCE embedded below, that “*Deputy Clerk*” Kristie Gibbens did not take the “*conspicuous*” actions of handwriting a case number on the “*Cover Letter*” and date stamp that cover letter at the bottom of the first page without identifying the name of the AGENT processing this filing on behalf of the also apparently nameless “*CLERK OF THE COURT*” for the “*4TH CIRCUIT COURT*” ... until after I (BENEFICIARY / PRIVATE, PUBLIC PROXY / SUI JURIS RELATOR David Schied) provided her with reference to the FACT that I am not working this “*case*” on behalf of the TAXPAYERS for “*free*” but instead I am PROSECUTING both the “*civil*” and the “*criminal*” CLAIMS of this case under a FEE SCHEDULE already submitted to the “*CO-TRUSTEES*” of the STATE OF SOUTH DAKOTA through its many PRINCIPALS and AGENTS. (Bold and underlined emphasis added)

DO NOT SEND BACK MY DOCUMENTS - FILE INSTEAD as I have intended to occur as my "CLAIM OF APPEAL"

From: David Schied (deschied@yahoo.com)

To: Kristie.Gibbens@UJS.STATE.SD.US

Cc: deschied@yahoo.com

Date: Wednesday, June 8, 2022 at 06:02 PM MDT

Dear Clerk Gibbons,

Please also know, that, as a disabled PRIVATE individual without means and following instructions of another STATE agency for "filing in the CIRCUIT COURT of 'my' LAWRENCE COUNTY, I have a standing reference to a FEE SCHEDULE accepted by the STATE for establishing my current and future CLAIMS IN COMMERCE against anyone engaged in an "obstruction of justice" for which I also am establishing CRIMINAL charges and seeking remedy both in commerce and as a CRIME VICTIM.

If you wish to disregard the referenced "case numbers" that I have already provided to you on the COVER PAGE and pages 4-5 of the two page "ORDER OF DISMISSAL" by ALJ Monson, then I suggest - and even prefer - that you initiate a NEW case number and OPEN my case for TRIAL BY JURY as demanded on the COVER PAGE. There is no reason whatsoever to DELAY justice further in this case by sending my documents back and intentionally wasting my money, time, and energy. "JUSTICE DELAYED IS JUSTICE DENIED."

To save you time in scanning these pages, as a courtesy, I am providing to you PDF "originals" as digitally signed by me. See the two attachments. Please also mail to me time-stamped dated copies of the two cover pages - or send by return email - when you are done. Thank you much.

Cordially yours,
David Schied



060622_ClaimofAppeal+Mot2ExtendTime4Filing2CircuitCourt.pdf

793.8kB



060622_Mot4WAIVERFEES2CircuitCourt.pdf

4.1MB

David Schied © ("CREDITOR") PRIVATE PUBLIC PROXY P.O. BOX 321 SPEARFISH, SD 57783		<u>FEE SCHEDULE AND INTEREST COMPOUNDED (QUARTERLY)</u> (updated 4/30/22 to begin in effect immediately and included in the next billing cycle for 2022) ***	
<u>QUASI-GOVERNMENT AGENTS</u> <u>AND/OR CORPORATE LICENSEES</u> <u>OF ANY STATE OR THE "UNITED STATES"</u>	<u>REF. ACCNT Nos. / AGENCY CLAIMS</u>	<u>DAMAGE ASSESSMENTS,</u> <u>PUBLIC PROSECUTIONS</u> <u>COSTS *</u>	<u>PER VIOLATION</u> \$ 2,000,000
AND/OR EMPLOYEES OR OTHER SUBCONTRACTORS OF ANY GOVERNMENT DEPARTMENT, BUREAU, DIVISION, SECTION, UNIT, AGENCY, OR OFFICE	1) All separate account or "case" numbers referencing David Schied or DAVID SCHIED 2) CLAIMS include EACH and the accumulation of every fraudulent entry to the RECORD for case(s) Any others (known or unknown)	<u>FAILURE TO RESPOND /</u> <u>CONTINUED DEFAULT</u> <u>REFUSAL TO PAY ON</u> <u>DEBT COLLECTION</u> <u>NOTICES **</u> COMPOUNDED QUARTERLY INTEREST AT THE LOW RATE OF	\$ 2,000,000 (each billed agency) 5 %
* This cost is evenly distributed amongst the Consortium of All Listed "Quasi-Government Agents" and "Corporate Licensees." Participating in the Common Objectives of Damaging the Man of David Schied © in Any Way Whatsoever, Including "In Commerce" ** This fee is a punitive amount added for the continued Common Law "tort" violations in damaged personal credit and persisting fraud upon the public for which future litigation may be necessary. *** Additionally, "Golden Opportunities" may be magnanimously offered in good faith in effort to "settle" the "accounts" on an individual bases at the discretion of David Schied © as "CREDITOR"			

9. **In the aftermath of these (intentionally) confusing actions** by an individual who is supposed to be acting as if taking matters of “*APPEAL*” to the CIRCUIT COURT is a “*standard procedure*” under the law – as referenced by “STATE BAR” member and “*CO-TRUSTEE*,” being “*ALJ*” Eric Monson acting on the behalf of himself as well as on the behalf of the CO-TRUSTEES of the “*DSS*” as well as of the fictional and seemingly unaccountable “OFFICE OF HEARING EXAMINERS” and the “BUREAU OF ADMINISTRATION” as altogether being AGENTS for the PRINCIPAL of the CO-TRUSTEE “*STATE OF SOUTH DAKOTA*” – **there have been a number of other actions occur by the “unclean hands” of these and other added AGENTS of the CO-TRUSTEES collectively acting as “THE ‘DEEP’ STATE” as shown both in all previous filings and again below.** (Bold and/or underlined emphasis added)
10. For instance, on 7/18/22, I (“B/PPP/SJR” David Schied) had “*filed*” my SECOND SET OF MOTIONS as proven by UNREBUTTED SWORN STATEMENTS and “CERTIFICATE OF SERVICE” upon the “*FOURTH (4TH) CIRCUIT COURT*” and other “CO-TRUSTEES” named individually in their PRIVATE as well as their PUBLIC capacities collectively known as the “*STATE OF SOUTH DAKOTA*.”

CERTIFICATION OF SERVICE

I swear that today, July 18th, 2022, I sent by EMAIL, a true and correct copy of the accompanying twelve pages (12 pp.) captioned as, BENEFICIARY / RELATOR / PRIVATE PUBLIC PROXY (“B/PPP/SJR”) David Schied’s:

“MOTION FOR ‘SERVICE UPON ONE CONSTITUTES SERVICE UPON MANY’; OR ALTERNATIVELY, PUBLICATION OR POSTING IN COMBINATION WITH E-MAIL CONSTITUTES THIRD-PARTY MEDIUM FOR VERIFIED ‘SERVICE OF PROCESS’” which contain the following as embedded:

- (2nd) NOTICE OF CLAIM OF CONUSANCE;
- (2nd) NOTICE OF INSTITUTING COMMON LAW “*WRIT OF ERROR CORAM NOBIS*”
- (2nd) REMEDY DEMAND FOR TRIAL BY JURY AND FOR GRAND JURY INVESTIGATION OF REPORTED ALLEGATIONS OF MULTI-COUNTY CRIMES;
- (2nd) 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;
- (2nd) FILING TO CORRECT THE RECORD
- (2nd) 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)

... along with “MOTION FOR IMMEDIATE CONSIDERATION” AND “MOTION FOR DECLARATORY STATEMENT” AS BASED UPON:

- 1) NEED FOR CLARITY AS TO THE WRITTEN IDENTITIES, DUTIES, JURISDICTIONAL RULES, PROCEDURES, AND CONSTITUTIONAL GUARANTEES OF THE RESPONSIVE CLERK(S) AND JUDGE(S) OF THE SAID “COURT” AND “UNIFIED JUDICIAL SYSTEM”; AND,
- 2) NEED TO COMPEL RESPONSIVE ACTION BY THE NAMED JUDGE – KNOWN ONLY AS “STAWN” BY AN EMAIL HEADLINE FROM Kristle Gibbens as THE “DEPUTY CLERK OF THE COURT” – ON PREVIOUS “MOTIONS” AND “DEMANDS” FILED ON 6/10/22:
 - a) FOR “MOTION FOR ‘FORMA PAUPERIS’ WAIVER OF COSTS AND FEES BASED UPON ‘INABILITY TO PAY’ FOR FILING FEES AND TRANSCRIPTS;”
 - b) FOR “EXTENSION OF TIME FOR FILING ‘BRIEF OF APPEAL’;”
 - c) FOR “DEMAND FOR SACTIONS AND DISBARMENT OF BAR ATTORNEYS Jenna Howell, Anthony Lippert, Eric Monson, Wade Reimers, AND Jason Ravensborg BASED ON FRAUD AND DISCRIMINATION;”
 - d) FOR “DEMAND FOR MULTI- COUNTY CRIMINAL GRAND JURY INVESTIGATION”
- 3) FOR RESENDING OF “RECORDS” THAT WERE PREVIOUSLY SENT TO DISABLED PERSON WITHOUT TRANSPORTATION BY THE CO-TRUSTEES OF THE BUREAU OF ADMINISTRATION AND ITS SOUTH DAKOTA “OFFICE OF HEARING EXAMINERS” WITH “UNREASONABLE TIMING” BEFORE DIRECTING THIRD PARTY PROCESS SERVERS TO RETURN THE DOCUMENTS AS “UNDELIVERED”;

4) NEED FOR CLARITY AS TO THE WRITTEN "TITLE" IDENTITIES AND JURISDICTIONAL DUTIES, SURETIES, AND CONSTITUTIONAL GUARANTEES OF THE RESPONSIVE "SPECIAL ASSISTANT ATTORNEY GENERALS" INVOLVED IN THIS CASE

... to the SOUTH DAKOTA UNIFIED JUDICIAL SYSTEM (a.k.a. THE "STATE CIRCUIT COURT" [as referred to by "ALJ" Eric Munson on 5/12/22]) FOURTH JUDICIAL CIRCUIT acting by and through the LAWRENCE COUNTY CLERK OF THE COURT and its "agent" of "DEPUTY CLERK" Kristie Gibbens via her email address of: kristie.gibbens@uijs.state.sd.us

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

Eric Munson – ADJ; Wade Reimers – Ass't 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)

Robert Morris – SPECIAL ASSISTANT ATTORNEY GENERAL – bobmorris@riverlaw.com

Submitted this 18th day of July, 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 quadriplegic" with "reasonable accommodations" exercised by Right according to laws provided by the AMERICANS WITH DISABILITIES ACT. Also, given that this "quadriplegic" is not

FINAL PAGE (14) of 14 total pages (in relevant part) for this particular "MOTION" being "served" on the CO-TRUSTEES.

11. While the above-referenced "CERTIFICATE OF SERVICE" asserted that the FOURTH (4TH) CIRCUIT COURT was administratively "served" by "email," the EVIDENCE shows that CLERK OF COURTS was also "served" the same documents by "Certified" U.S. Postal Delivery on 7/20/22 (as shown below).

7021 1970 0000 5415 1337

Tracking Number: 70211970000054151337

Your item was picked up at the post office at 3:58 pm on July 20, 2022 in DEADWOOD, SD 57732.

USPS Tracking Plus® Available ✓

✓ **Delivered, Individual Picked Up at Post Office**

July 20, 2022 at 3:58 pm
DEADWOOD, SD 57732

12. There have also been additional actions taken by me, as BENEFICIARY / PRIVATE, PUBLIC PROXY / SUI JURIS RELATOR (hereafter, “B/PPP/SJR”) David Schied, to painstakingly stand behind the “\$2,000,000 per incident” as noticed in the above-referenced FEE SCHEDULE, by putting together the beginning of a “*documents library*,” building an ARTICLE III COURT OF RECORD for the sovereign People on the Internet, and to summarily produce a VIDEO DOCUMENTARY exhibiting just some of the most DAMNING EVIDENCE in the CO-TRUSTEES’ own words and actions as a matter of the OFFICIAL RECORD. The details of those actions were provided – as of the date of the above “*filing*” ON 7/20/22 – were provided in writing on pages 8 through 29 as authentically SWORN TO AND SIGNED on page 29 of that document “*filed*” as captioned (in abbreviation) “‘MOTION FOR IMMEDIATE CONSIDERATION’ AND ‘MOTION FOR DECLARATORY STATEMENT’”

13. For purposes of brevity, those paragraphs 8-29 will not be repeated again herein as they have been made a “*matter of record*” by the CLERK OF COURT and MAGISTRATE for the FOURTH (4TH) JUDICIAL CIRCUIT **Carol Latuseck** – albeit FRAUDULENTLY – on 7/29/22 by inclusion and MISREPRESENTATIVE addition to a completely different filing of my “*BENEFICIARY / RELATOR / PRIVATE PUBLIC PROXY (‘BIPPPISJR’) David Schied’s:*

‘MOTION FOR ‘SERVICE UPON ONE CONSTITUTES SERVICE UPON MANY,’ OR ALTERNATIVELY, ‘PUBLICATION OR POSTING IN COMBINATION WITH E-MAIL CONSTITUTES THIRD-PARTY MEDIUM FOR VERIFIED SERVICE OF PROCESS’ AS BASED UPON FACT THAT: ALL NAMED CO-TRUSTEES ARE AGENTS AND PRINCIPALS OF THE STATE OF SOUTH DAKOTA”

(as shown below and on the top next page graphically to have been fraudulently “filed” by MAGISTRATE Latuseck on 7/29/22)

7/29/2022 3:40 PM LAWRENCE COUNTY

Copyright © 2022 by David Schied (All Rights Reserved)

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" – *Sui Juris*

v.

The ADMINISTRATIVE "DEEP" STATE of the STATE OF SOUTH DAKOTA as represented by multiplicity of GOVERNOR Kristi Noem, the BUREAU OF ADMINISTRATION as represented by Scott Bolinger And Catherine Williamson; ATTORNEY GENERAL and his/her agents as "assistants;" the S.D. DEPARTMENTS OF "DHS" and "DSS" acting by and through Laurie Gill Shawnie Rechtenbaugh and 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 "ALF" Eric Monson
 on 5/12/22)
 FOURTH JUDICIAL CIRCUIT
LAWRENCE COUNTY
CASE # CIV22-116
 ADMINISTRATIVE CASE NUMBERS
 INCLUDED HEREIN AS "APPEALED"
 Case # OHE # PRR 22-02 (fraudulent)
 referenced by "CO-TRUSTEES" on 5/6/22
 Case # 001286794 (fraudulent) and
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 ("B/PPP/SJR") David Schied's:
"MOTION FOR 'SERVICE UPON ONE CONSTITUTES SERVICE UPON MANY'; OR
ALTERNATIVELY, 'PUBLICATION OR POSTING IN COMBINATION WITH E-MAIL
CONSTITUTES THIRD-PARTY MEDIUM FOR VERIFIED SERVICE OF PROCESS'"

AS BASED UPON FACT THAT:

ALL NAMED CO-TRUSTEES ARE AGENTS AND PRINCIPALS OF THE
STATE OF SOUTH DAKOTA

14. As a matter of significant FACT, the RECORD dating methodology used by ARTICLE I ("Administrative" as opposed to "Judicial") MAGISTRATE/CLERK Carol Latuseck significantly differs from the "date-stamped" methodology used by her subordinate DEPUTY CLERK Kristie Gibbens (while both methodologies used conceal personal accountability for the inaccuracy of the filing); but like the FRAUDULENT filing of Gibbens (which only date-stamped the "cover letter to the clerk" and not the actual documents of "motions" being "filed"), the above (and below in two pages ahead) referenced filing (as well as others dated by Latuseck that same day) by MAGISTRATE/CLERK OF COURT Latuseck was also FRAUDULENT because it (like all the other "motions" shown below) did not reflect the actual date "received" by the so-called "court" as otherwise PROVEN to be from nine (9) days to fully seven (7) WEEKS earlier. (Bold and/or underlined emphasis added.)
15. In FACTUAL support of the MOTIVATIONAL reasons for this EVIDENCE OF SECOND-TIER CRIMINAL "RICO" ACTIVITY of establishing a "FRAUDULENT PAPER TRAIL" for higher levels of the STATE government's "administrative review" and "appeal," I, "B/PPP/SJR" David Schied, herein incorporate all paragraphs of the following sets of filings as if cited again herein verbatim:

- a) **“MOTION FOR IMMEDIATE CONSIDERATION” AND “MOTION FOR DECLARATORY STATEMENT”** (actually “*filed*” as received by the “*court*” on 7/20/22 and NOT on 7/29/22 as FRAUDULENTLY entered to the “*record*” by Carol Latuseck on 7/29/22);
- b) **“MOTION FOR ‘SERVICE UPON ONE CONSTITUTES SERVICE UPON MANY’; OR ALTERNATIVELY, PUBLICATION OR POSTING IN COMBINATION WITH E-MAIL CONSTITUTES THIRD-PARTY MEDIUM FOR VERIFIED ‘SERVICE OF PROCESS’”** (actually “*filed*” as received by the “*court*” on 7/20/22 and NOT on 7/29/22 as FRAUDULENTLY entered to the “*record*” by Carol Latuseck on 7/29/22);
- c) **“MOTION FOR ‘FORMA PAUPERIS’ WAIVER OF COSTS AND FEES BASED UPON ‘INABILITY TO PAY’ FOR FILING FEES AND TRANSCRIPTS”** (actually “*filed*” as received by the “*court*” on 6/10/22 and NOT on 7/29/22 as FRAUDULENTLY entered to the “*record*” by Carol Latuseck on 7/29/22)
- d) **“MOTION FOR EXTENSION OF TIME FOR FILING ‘BRIEF ON APPEAL’”** (actually “*filed*” as received by the “*court*” on 6/10/22 and NOT on 7/29/22 as FRAUDULENTLY entered to the “*record*” by Carol Latuseck on 7/29/22)

16. It is to be significantly noted that when sending me, “B/PPP/SJR” David Schied, “*proof of filing*” the documents received by the FOURTH (4TH) CIRCUIT COURT first by email as referenced on the CERTIFICATE OF SERVICE as dated 7/18/22, to DEPUTY CLERK Kristie Gibbens – and second by “*snail*” mail (i.e., by third party delivery of the USPS) as shown by the “*tracked/certified*” delivery of the USPS) as dated 7/20/22 – **MAGISTRATE/CLERK Latuseck nevertheless affixed the FRAUDULENT date of “the court’s” actions rather than the MY OWN action as the SOVEREIGN actually doing the “filing.”** Hence, Latuseck is using the FICTIONAL ELEMENT of “*the court*” as the ALTER-EGO and “*cover-up*” of her own criminal “*RICO*” acts of creating a fraudulent “*official*” records while portraying those acts as actions otherwise executed by me (“B/PPP/SJR” David Schied) as the SOVEREIGN “*beneficiary*” and “*filer*” of this so-called “SOUTH DAKOTA UNIFIED JUDICIAL SYSTEM”.

17. These “2nd-Tier” criminal RICO acts of Latuseck were purportedly executed in RESPONSE to my (“B/PPP/SJR” David Schied) expressed cover letter and “*filings*” dated on 7/18/22, which were also “*served*” upon ALL of the named CO-TRUSTEES in this case (and/or their “*agents*”), in bold DEMAND that the (FICTIONAL office of) “*CLERK OF COURT*” otherwise act immediately to “*SEND BACK PROOF OF DATE-STAMPED ‘MOTION’ FILINGS,*” as opposed to sending me (“B/PPP/SJR” David Schied) back FRAUDULENTLY – by way of criminal “*1st-Tier RICO acts*” of deceptively sending me back – any date-stamped “*cover letter to the court clerk*” as shown earlier and near the beginning of the accompanying filing of (abbreviated) “**“FORMAL OBJECTION” and “MOTION FOR RECONSIDERATION”**”. (See also below and on the next page.)

David Schied
P.O. Box 321
Spearfish, South Dakota 57783
605-340-4439 (all calls recorded)
deschied@yahoo.com

7/18/2022

Attn: DEPUTY CLERK Kristie Gibbens and the
LAWRENCE COUNTY CLERK OF COURT
FOURTH (4th) CIRCUIT COURT
P.O. BOX 626
78 Sherman Street
DEADWOOD, S.D. 57732-0626

SEND BACK PROOF OF DATE-STAMPED “MOTION” FILINGS

Dear DEPUTY CLERK Kristie Gibbens and LAWRENCE COUNTY Clerk of Court,

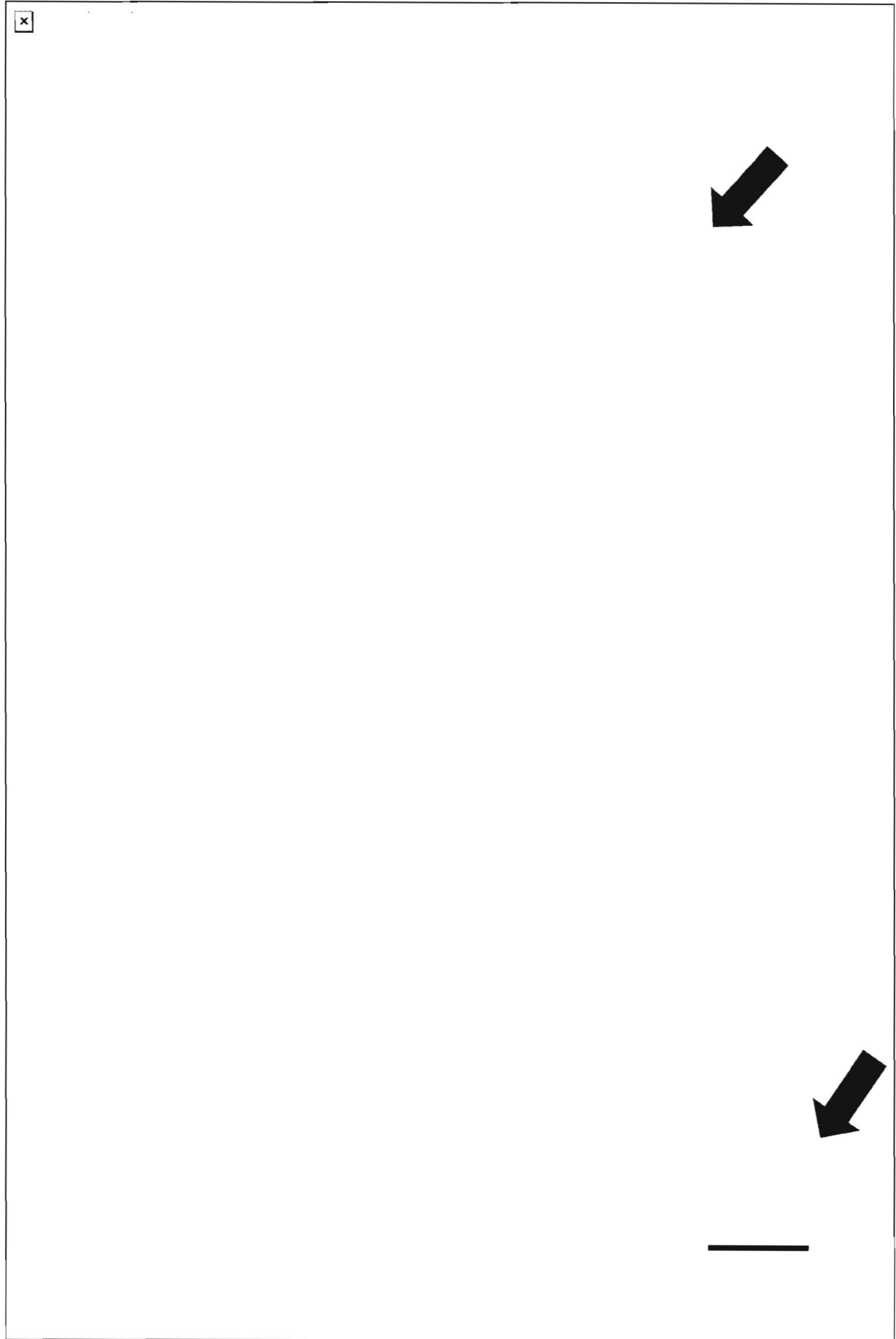
Please furnish me with the name of the flesh-and-blood individual accountable for the position of CLERK OF COURT for your “4TH CIRCUIT COURT” as well as the entire “UNIFIED JUDICIAL SYSTEM” for my future reference. Please also send to me via return email, the LINKS to where I may find the “RULES OF PROCEDURE” of your court and the “UNIFIED JUDICIAL SYSTEM,” and where I may read more about the individual that you have named in your previous correspondence as “Judge Stawn”. I find nobody in all of the STATE by that name calling himself or herself “judge” by title.

Please also review and properly file the enclosed documents accompanying this cover letter as TWO ATTACHMENTS; and note that I am a recent “*totally and permanently disabled quadriamputee*” requesting “*reasonable accommodations*” from this Court. The documents, inclusive of the following listing, are self-explanatory; however, if you have any questions, please email me or call right away. I wish to have date-stamped copies returned to me of all of the following pages for each of these THREE filings (meaning that I ask for SIX total date-stamped documents):

- 1) (Two) CERTIFICATION OF SERVICE (one for each of the following)
- 2) “MOTION FOR IMMEDIATE CONSIDERATION” AND “MOTION FOR DECLARATORY STATEMENT”
- 3) “MOTION FOR ‘SERVICE UPON ONE CONSTITUTES SERVICE UPON MANY’; OR ALTERNATIVELY, ‘PUBLICATION OR POSTING IN COMBINATION WITH E-MAIL CONSTITUTES THIRD-PARTY MEDIUM FOR VERIFIED SERVICE OF PROCESS’”

Please also note that in “*filing*” the last set of documents I sent on 6/10/22, you disregarded my cover letter requesting date stamps on EACH of my previous FILINGS. Instead, for some bizarre reason, you date stamped ONLY my COVER LETTER addressed to the CLERK OF COURTS. Moreover, you placed the date-stamp at the BOTTOM of the page where it mixed with the verbiage text of my LETTER TO YOU making the actual date difficult to read.

Please provide me NOW with the RULES OF THE COURT that set forth the protocol for date-stamping and filing ONLY the cover letter and NOT the actual “*filings*” and send me PROOF that you have actually filed the previous documents that I sent to you several weeks ago MEANT for being date-stamped as “*FILED*”. The following are those previous documents I sent:



18. As a matter NOT COINCIDENTAL to this case and underscoring a key supporting reason for this instant **“FORMAL OBJECTION’ and ‘LEAVE FOR INTERLOCUTORY APPEAL TO THE ‘SOUTH DAKOTA SUPREME COURT’”** is the FACT that when scanning my (“B/PPP/SJR” David Schied) “documents of filings” into the “official record,” MAGISTRATE/CLERK Carol Latuseck and/or her “assistants” and/or her “deputies” acting on her behalf, FRAUDULENTLY combined the filing of one of my “MOTIONS” with another of my “MOTIONS” so to resultingly convolute and OBFUSCATE the nature and content of **BOTH “MOTIONS”** as further explained below in separate paragraphs. (Bold and/or underlined emphasis added)

19. As shown previously and now as the basis for the accompanying **“FORMAL OBJECTION’ and ‘MOTION FOR RECONSIDERATION’”** (and again below), SOMEONE had scanned – with a date-stamp of **“7/29/22 3:40 PM LAWRENCE COUNTY”** = the document referred to below as **“MOTION FOR ‘SERVICE UPON ONE CONSTITUTES SERVICE UPON MANY,’ OR ALTERNATIVELY, ‘PUBLICATION OR POSTING IN COMBINATION WITH E-MAIL CONSTITUTES THIRD-PARTY MEDIUM FOR VERIFIED SERVICE OF PROCESS.’”**



Copyright © 2022 by David Schied (All Rights Reserved)

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” – *Sui Juris*

v.

The ADMINISTRATIVE “DEEP” STATE of the STATE OF SOUTH DAKOTA as represented by multiplicity of GOVERNOR Kristi Noem, the BUREAU OF ADMINISTRATION as represented by Scott Bollinger And Catherine Williamson; ATTORNEY GENERAL and his/her agents as “assistants;” the S.D. DEPARTMENTS OF “DIIS” and “DSS” acting by and through Laurie Gill Shawnie Rechtenbaugh and 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
CASE # CIV22-116
ADMINISTRATIVE CASE NUMBERS
INCLUDED HEREIN AS “APPEALED”
Case # **OHE # PRR 22-02** (fraudulent)
referenced by “CO-TRUSTEES” on 5/6/22
Case # **001286794** (fraudulent) and
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**

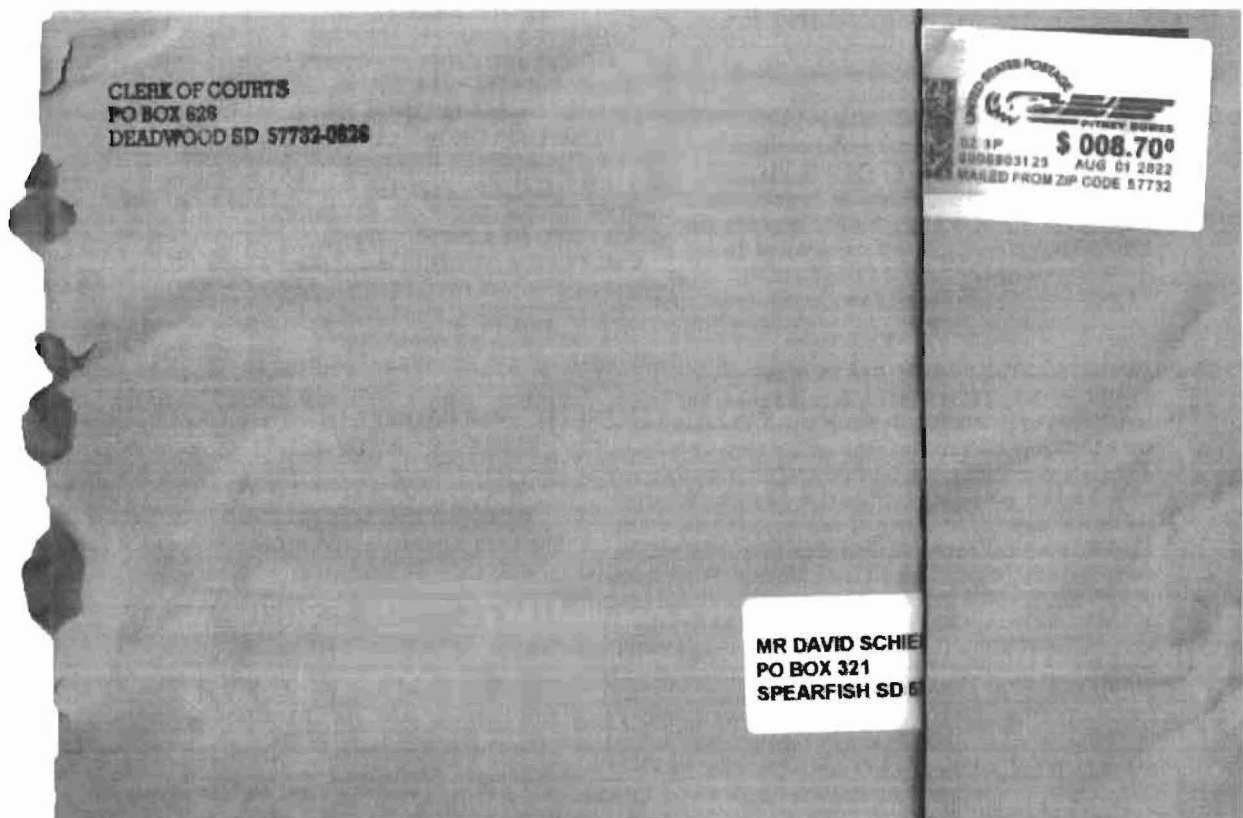
**BENEFICIARY / RELATOR / PRIVATE PUBLIC PROXY (“B/PPP/SJR”) David Schied’s:
“MOTION FOR ‘SERVICE UPON ONE CONSTITUTES SERVICE UPON MANY,’ OR
ALTERNATIVELY, ‘PUBLICATION OR POSTING IN COMBINATION WITH E-MAIL
CONSTITUTES THIRD-PARTY MEDIUM FOR VERIFIED SERVICE OF PROCESS’”**

AS BASED UPON FACT THAT:

**ALL NAMED CO-TRUSTEES ARE AGENTS AND PRINCIPALS OF THE
STATE OF SOUTH DAKOTA**

20. Yet this “*filing*” by me (“B/PPP/SJR” David Schied), being actually only fourteen (14) pages in length, was returned to me in hard-copy pages bound by one paperclip by MAGISTRATE/CLERK Carol Latuseck and/or her AGENTS as a total thirty-nine (39) pages in length – BECAUSE this filing, being also VOID OF “*OFFICIAL*” PADGINATION OF COURT DOCUMENT ENTRY, had gross negligently combined the above referenced filing with the entirety of another of my other filings (minus the first six pages to include the all important “COVER PAGE”) otherwise captioned as ““*MOTION FOR IMMEDIATE CONSIDERATION’ AND ‘MOTION FOR DECLARATORY STATEMENT’*””. (Bold and/or underlined emphasis added)

21. This above-referenced FRAUDULENT “*COMBINED FILING*” conspicuously OMITTED the first six pages (pp.1-6) of the ““*MOTION FOR IMMEDIATE CONSIDERATION’ AND ‘MOTION FOR DECLARATORY STATEMENT’*”” when placed at the tail end of the other motion when scanned and FRAUDULENTLY dated by an UNNAMED AGENT of “*the Court*” (being one and the same as the CORPORATE FICTION of the “FOURTH CIRCUIT COURT”) as graphically depicted by the relevant pages found paperclipped by the MAGISTRATE/CLERK Carol Latuseck and/or her AGENTS and sent to me (“B/PPP/SJR” David Schied) in an envelope dated as sent on 8/1/22. (*See below* for the “*Proof of Mailing*” by “*the Court*” of these FRAUDULENT documents to me as depicted by the date-stamped envelope; and *see next page* for the relevant two pages showing the “*COMBINED FILING*”).)



NOTE that the date/time stamped on this “MOTION FOR ‘SERVICE UPON ONE CONSTITUTES SERVICE UPON MANY’; OR ALTERNATIVELY, PUBLICATION OR POSTING IN COMBINATION WITH E-MAIL CONSTITUTES THIRD-PARTY MEDIUM FOR VERIFIED ‘SERVICE OF PROCESS’” is NOT the same as other documents filed FRAUDULENTLY on this same day but at differing times; and therefore cannot be one and the same as the ““MOTION FOR IMMEDIATE CONSIDERATION’... [AND] ... ‘DECLARATORY STATEMENT’.”

The only way this page “14” would go just before page “7” is by FRAUD.

This is two consecutive pages as “filed”

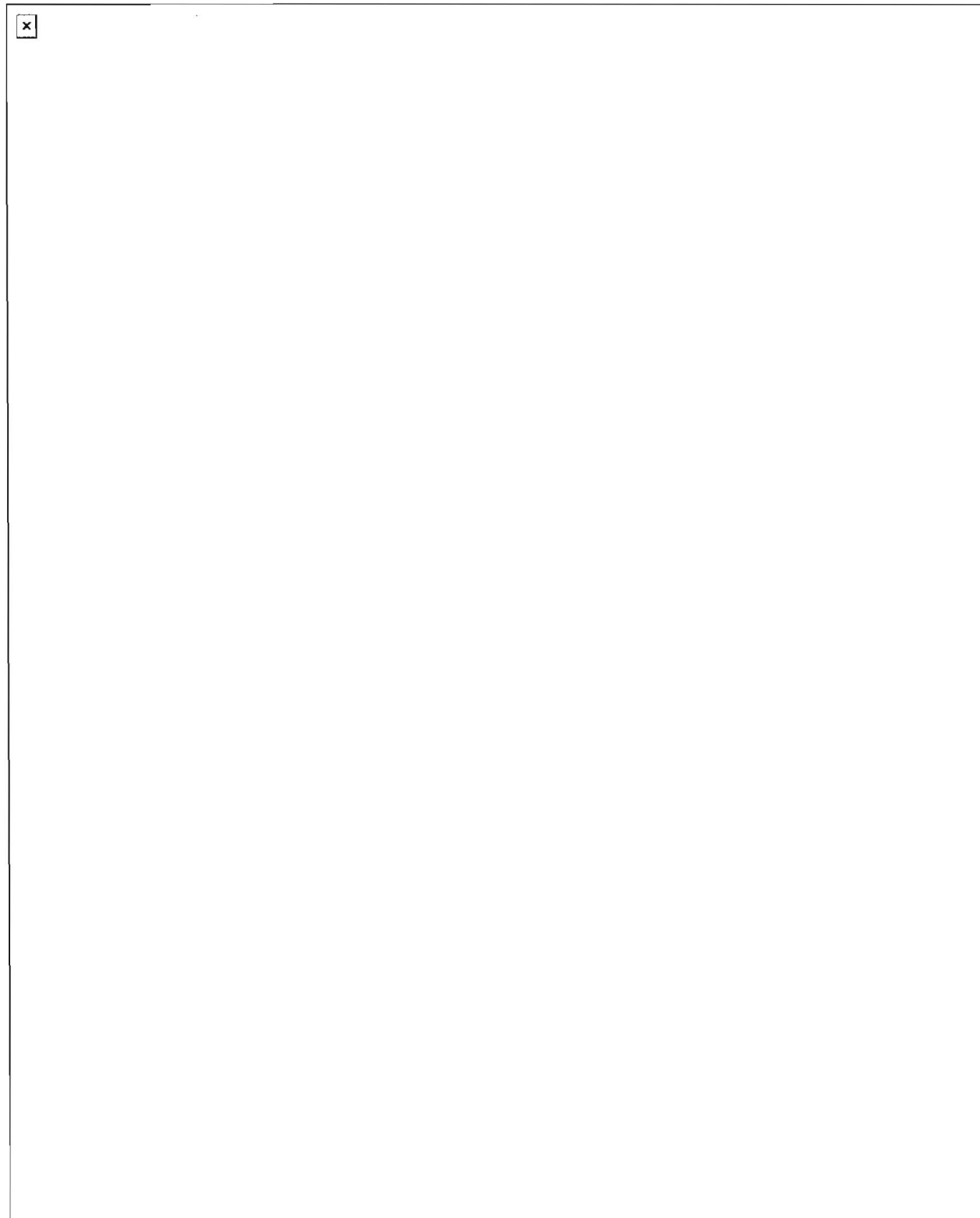
These pages of the ““MOTION FOR IMMEDIATE CONSIDERATION’... [AND] ... FOR ‘DECLARATORY STATEMENT’” were filed with a FRAUDULENT “time of filing” and missing the first 6 pages.

**by the
MAGISTRATE /
CLERK and sent to
me “B/PPP/SJR”
David Schied as
FRAUDULENT date-
stamped copies**

The only way this page “7” would go just before page “14” is by FRAUD.

22. As a matter of another significant FACT, this ARTICLE I “*MAGISTRATE/CLERK*”

Latuseck’s fraudulent “*filings*” of documents were sent back to me, (“B/PPP/SJR” David Schied), along with a cover letter as embedded graphically below, dated also on 7/29/22 depicting that someone she has referenced as being a “*he*” (i.e., a gendered flesh-and-blood “*male*” human figure) named “*Judge Strawn*” was operating along with her, and “*directing*” her, at this 2nd-Tier of criminal RICO cover-up.



23. While the specific elements of the above letter will be more fully explained in the following “ARGUMENTS IN CLAIM...” section of this instant “*MOTION*,” it should suffice herein as “*matters of FACTS*” that the above embedded EVIDENCE proves “*prima facie*” the following TORTUOUS ACTS being committed by the author of the above letter (Carol Latuseck) and the man directing her (believed to be Eric Strawn) to take such COERCIVE action – again the “*populations*” of both “*disabled Sovereign People*” and the “TAXPAYERS” of the STATE and UNITED STATES, based upon the CRIMINAL ABUSE of USURPED “*judicial*” CONSTITUTIONALLY (“ARTICLE III”) COMPLIANT authority, in order to COERCE “*the Court*” as Strawn’s ALTER EGO (referenced by Latuseck by way of *masculine* pronoun) to “*believe*” as a matter of the “*OFFICIAL record*”:
- a) **That the methodology used to register all documents being filed by “B/PPP/SJR” David Schied as shown above** – that methodology being first to withhold from the “*official court record*” of the STATE “*CO-TRUSTEES*” of the FOURTH (4TH) CIRCUIT COURT and the “*SOUTH DAKOTA UNIFIED JUDICIAL SYSTEM*” for either days or weeks at the “*arbitrary and capricious*” discretion of the MAGISTRATE/CLERK and/or at the TORTUOUS discretion of “*Judge Strawn*” – **are to be expected by “B/PPP/SJR” David Schied to continue in the future of this Case No. “CIV 22-166”, with NO ACCOUNTABILITY by the “AGENTS” and “PRINCIPALS” for the “directed [USURPED POWER and ALTER-EGO] acts” related to the FICTIONAL so-called “beliefs” of the so-called FICTIONAL “court” (whether they are using the so-called “ODYSSEY” system or not);**
 - b) **That “the Court”** – recognized grammatically in the masculine pronoun of “*he*” as an ALTER-EGO of “*Judge Strawn*” acting as the “*PRINCIPAL*” and giving “*directions*” to his minions as “*AGENTS*” – **is expected in the future to COERCE a DISCRIMINATORY “one-way” email communication with me, “B/PPP/SJR” David Schied; or in the ONLY ALTERNATIVE [i.e., to providing a “two-way” electronic communication channel similar to that provided to all STATE BAR member attorneys as “*dues paying*” members of this RICO criminal enterprise and UNCONSTITUTIONAL “*monopoly on justice*” belonging only to those considered as part of this “*JUST US*” (“*continuing financial crimes enterprise*”) system]] – is expected to be COERCING me, “B/PPP/SJR” David Schied, acting also in the interests of the Sovereign People as “taxpayers” funding this charade as outlined herein in the previous nineteen (19) pages with regard to all of the previous FRAUDULENT filings, to FORCEFULLY ACCEPT the “status quo” of this multi-tiered criminal RICO operation as it minimally extends to MAGISTRATE/CLERK Carol Latuseck carrying**

out future filings by “B/PPP/SJR” David Schied in the same (criminally corrupt) fashion.

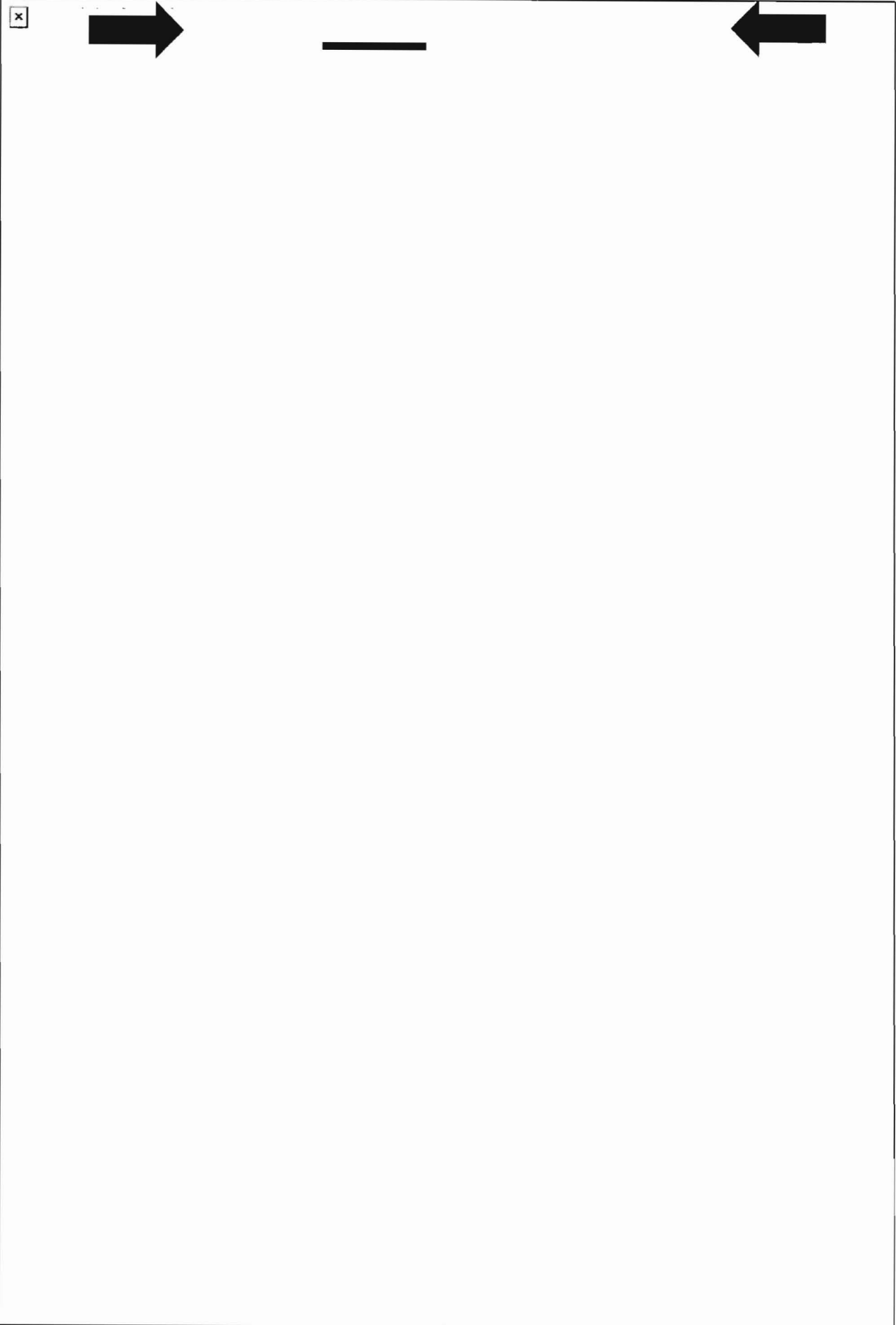
- c) That - WITHOUT PROPER REFERENCE TO THE “OPINED” DOCUMENT – “**DIRECTOR**” Strawn (with his *usurped* power and alter-ego acting as “*the court*”) – “*believes*” that “*he*” knows so much about the nature and significant limitations my (“B/PPP/SJR” David Schied’s) “*disability*” that “*he*” has somehow deduced that I, (“B/PPP/SJR” David Schied’s), as a Sovereign American man with no legs or fingers, no family taking care of him, and with NO PAID MEANS OF TRANSPORTATION BY THE “CO-TRUSTEES” OWN PERSISTENT “DENIAL OF MEDICAID,” should be otherwise expected to CRAWL on my hands and knees while carrying on my back my “documents of filing” (in violation of the FEDERAL “SOCIAL SECURITY ACT” forbidding the violating of “*dignity*” rights and the “*rights of the disabled*” to “*access their communities*”) for miles to reach the USPS mailing station; and/or use FICTIONAL and/or NONEXISTENT other resources for COERCING or “paying out-of-pocket” third party individuals to do what the CO-TRUSTEES are otherwise getting paid by the STATE and UNITED STATES taxpayers to do for me (“B/PPP/SJR” David Schied) as the rightful “WELFARE BENEFICIARY.” [See the picture below as PROOF that I, (“B/PPP/SJR” David Schied) have no way to reach the POST OFFICE for mailing out documents to this “*FOURTH (4TH) CIRCUIT COURT*” except by the miraculous intervention of GOD’S GRACE, given the nature of the MULTI-MILLION DOLLAR CLAIMS being made against the AGENTS and PRINCIPALS of this STATE since the inception of the underlying conditions of this instant Circuit Court “*case*” in March 2021.]

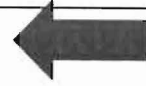
d) That – in accord with the stated “*court belief*” as CONVERTED INTO COERCIVE ACTIONS through the ALTER-EGO of said “*Judge Strawn*” through the informal mouthpiece of “*administrative*” ARTICLE I “*MAGISTRATE/CLERK*” Carol Latuseck – STATUTES of the STATE are not expected to provide appropriate “*reasonable accommodations*” specific to a Sovereign individual with the capability of advocating his own Rights WITHOUT the intervention of STATE BAR “*club*” member attorneys (who otherwise maintain seedy, low levels of faithfulness to their client as compared to his/her/their “*member*” affiliations with and dedication to the “CRIME SYNDICATE” of the STATE BAR that prides itself on their “JUST US” MONOPOLY OVER THE “People’s” Sovereign Court System. (Bold and/or underlined emphasis added.)

24. The above-referenced envelope dated 8/1/22 enclosed the above referenced FRAUDULENT “COMBINED” unofficially numbered court “*filings*” of the above referenced two “MOTIONS” otherwise received by “DEPUTY” CLERK OF COURT Kristie Gibbens (on 7/18/22 by email) and received by the FOURTH (4TH) CIRCUIT COURT on 7/20/22 (by “*Certified Mail*” deliver). As already shown, **that “*combined two Motions into a single [incomplete] filing*” had a “time stamp” of “3:40 PM.”**

25. That envelope with the “*cover letter*” shown a few pages back as signed by MAGISTRATE/CLERK Carol Latuseck, also contained TWO other “MOTION” filings similarly “*date-stamped*” FRAUDULENTLY fully SEVEN (7) WEEKS after being actually received by the DEPUTY CLERK Kristie Gibbens (by email) and the FOURTH (4TH) CIRCUIT COURT on 6/6/22 (and FRAUDULENTLY date-stamped ONLY on the “*cover letter to the clerk*” as “*filed*” on 6/10/22) – being listed as follows (and shown graphically below over the next two pages):

- a) “**MOTION FOR ‘FORMA PAUPERIS’ WAIVER OF COSTS AND FEES BASED UPON ‘INABILITY TO PAY’ FOR FILING FEES AND TRANSCRIPTS**” (16 pages);
- b) **FOR “EXTENSION OF TIME FOR FILING ‘BRIEF OF APPEAL’”** (13 pages);





26. If the high level of FRAUDULENCE by the FOURTH (4TH) CIRCUIT COURT “MAGISTRATE/CLERK” Carol Latuseck looks like it could appear no worse, it nevertheless actually does because STATE “PRINCIPAL” Latuseck – acting on behalf of “the Court” as the ALTER-EGO of “Judge Strawn” who is providing Latuseck her “directives” for such FRAUDULENCE – FRAUDULENTLY entered a SECOND copy of the above-referenced “MOTION FOR SERVICE UPON ONE CONSTITUTES SERVICE UPON MANY ...” (14 pages) using another (i.e., different from the first of 3:40 PM) “time-stamp” of “3:47 PM”.

COMPARE THE FILING SHOWN EARLIER (above) TO THE ONE ON THE NEXT PAGE (and NOTICE the “TIME” DIFFERENCE ON EACH OF THESE two DIFFERING “FRAUDULENT” FILINGS OF THE “SAME CAPTIONED” DOCUMENTS.

 **7/29/2022 3:40 PM LAWRENCE COUNTY** 

Copyright © 2022 by David Schied (All Rights Reserved)

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” – *Sui Juris*



v.

The ADMINISTRATIVE “DEEP” STATE of the STATE OF SOUTH DAKOTA as represented by multiplicity of GOVERNOR Kristi Noem, the BUREAU OF ADMINISTRATION as represented by Scott Bollinger And Catherine Williamson; ATTORNEY GENERAL and his/her agents as “assistants;” the S.D. DEPARTMENTS OF “DIIS” and “DSS” acting by and through Laurie Gill Shawnie Rechtenbaugh and 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
CASE # CIV22-116
ADMINISTRATIVE CASE NUMBERS
INCLUDED HEREIN AS “APPEALED”
Case # OHE # PRR 22-02 (fraudulent)
referenced by “CO-TRUSTEES” on 5/6/22
Case # 001286794 (fraudulent) and
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

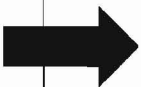
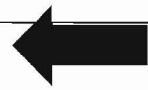
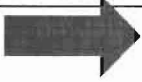
DEMAND FOR
TRIAL BY JURY

 BENEFICIARY / RELATOR / PRIVATE PUBLIC PROXY (“B/PPP/SJR”) David Schied’s:
“MOTION FOR ‘SERVICE UPON ONE CONSTITUTES SERVICE UPON MANY’; OR
ALTERNATIVELY, ‘PUBLICATION OR POSTING IN COMBINATION WITH E-MAIL
CONSTITUTES THIRD-PARTY MEDIUM FOR VERIFIED SERVICE OF PROCESS” 

AS BASED UPON FACT THAT:

ALL NAMED CO-TRUSTEES ARE AGENTS AND PRINCIPALS OF THE
STATE OF SOUTH DAKOTA

WHO WAS IT THAT SAID, “THE DEVIL IS IN THE DETAILS”?



27. As it is presumed that BOTH “*Judge Strawn*” and “*MAGISTRATE/CLERK*” Carol Latuseck are “*STATE BAR*” members of the “*JUST US’ MONOPOLY*” and CRIME SYNDICATE operating what is otherwise known (Constitutionally) as the “*JUDICIAL BRANCH*” of the Sovereign People’s “*THIRD BRANCH*” of State “government, these two operatives of the “*FOURTH (4TH) CIRCUIT COURT*” and the STATE’s “*SOUTH DAKOTA UNIFIED JUDICIAL SYSTEM*” share joint membership with the “*CO-TRUSTEES*” of this instant case listed on the cover pages of all documents filed (whether legitimately by me, “*B/PPP/SJR*” David Schied,” or filed FRAUDULENTLY by Latuseck and her minions of “*deputies*” and “*assistants*” as her “*AGENTS*”) as **Jenna Howell**, **Anthony Lippert**, **Eric Monson**, **Wade Reimers**. As such, it would appear to make rational sense that both Strawn and Latuseck would with to COERCE me, “*B/PPP/SJR*” David Schied,” into giving up on monitoring and reporting the above-referenced “*DOMESTIC TERRORIST*” challenges being presented by the long history of documented INSURRECTION, SEDITION, and TREASON being exemplified by the long history of actions by these STATE BAR members since the inception of the circumstances of the UNDERLYING CASES beginning in March 2021 as RECORDED into this instant “*ARTICLE III COURT OF RECORD*” by me, “*B/PPP/SJR*” David Schied,” myself.

28. As such, it is to be noted that – acting on the “*direction*” of “*Judge Strawn*” – MAGISTRATE/CLERK Latuseck augmented her “*Cover Letter*” paragraph #4 (as shown several pages back) by inclusion of the following “*STATE BAR [CRIME SYNDICATE]*” promotional material and marketing paraphernalia.



NEED A LAWYER???
Contact the State Bar of South Dakota's Pro-Bono Program to see if you qualify.
Eligibility is based on federal income poverty guidelines.

ACCESS TO JUSTICE, INC.
222 East Capitol Avenue, 3, Pierre, SD 57501
Phone: 1-(855)-287-3510
Email: access.to.justice@sdbar.net
Website: www.statebarsouthdakota.com

NEED LEGAL ADVICE???

Eligibility is based on 250% of federal income poverty guidelines.



SD Free Legal Answers is an online service for low income SD residents who cannot afford a lawyer. Have your question answered in 3 simple steps:

1. Go to sd.freelegalanswers.org and create an account.
2. Use the website to ask your question.
3. A lawyer will answer you on the website.

Are You Representing Yourself in Court?

You can find court publications and legal forms on the South Dakota Unified Judicial System's website under the Forms tab at <http://ujls.sd.gov>.

SCHOOL OF LAW



UNIVERSITY OF
SOUTH DAKOTA

For assistance in completing these forms call:

Legal Form Help Line

at 1-855-784-0004 (toll-free)

(This service can only provide help with UJS forms and cannot give legal advice)

For an attorney referral
you may contact the
State Bar of South Dakota
1-800-952-2333 (toll-free)

Income eligible people may contact
Access to Justice
1-855-287-3510 (toll-free)

www.statebarsouthdakota.com/page/access-to-justice

Dakota Plains Legal Services

Main Office: PO Box 727
Mission, SD 57555
1-800-658-2297 (toll-free)

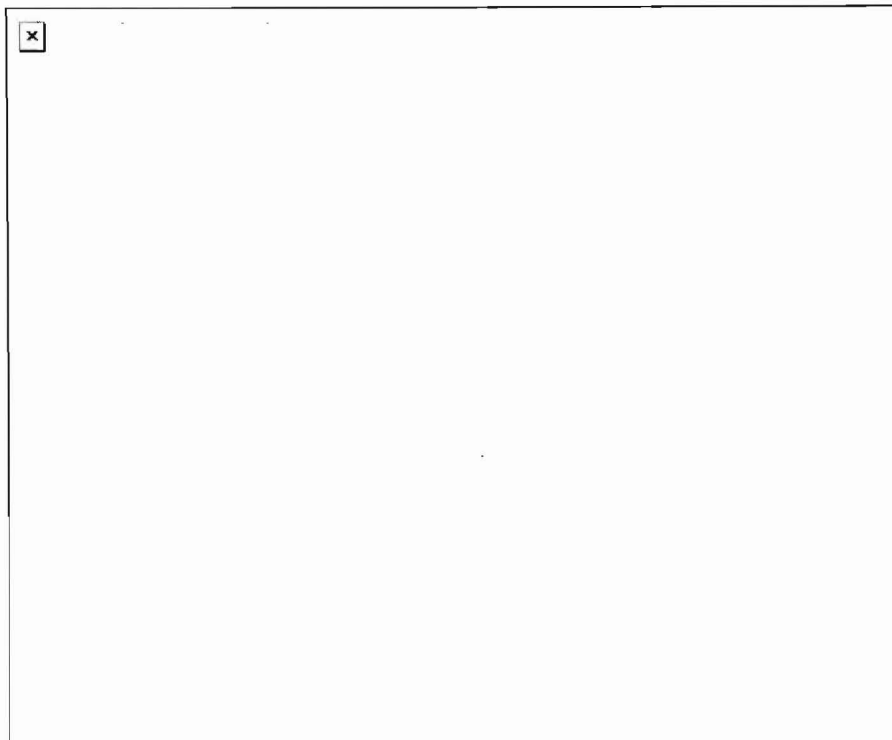
Rapid City Office

1-805-342-7171
1-800-742-8602 (toll-free)

East River Legal Services

335 N. Main Ave., #300
Sioux Falls, SD 57104
1-800-952-3015 (toll-free)

29. These above-named “*PRINCIPALS*” and “*AGENTS*” of the STATE as “*CO-TRUSTEES*” of the Sovereign People’s “JUDICIAL BRANCH” otherwise “*acting*” as CORPORATE “*FICTIONS*” with “*TITLES OF NOBILITY*” in a “*JUST US*” system, are treating me, “B/PPP/SJR” David Schied, DISCRIMINATINGLY; as if I am NOT the recent (2018) “*totally and permanently disabled*” American man who is at the “*nursing home level of needed care*” that I otherwise am without the “*total and permanent level of care*” that I need – which continues to be perpetually DENIED by the STATE’s named “CO-TRUSTEES” of the Sovereign People’s EXECUTIVE BRANCH – by the FACT that my so-called “*INDEPENDENCE*” is reliant upon MEDICAID (i.e., STATE “*MEDICAL ASSISTANCE*”) that otherwise pays for the “*medically necessary*” STATE-PAID MEDICAL EQUIPMENT, STATE-PAID TRANSPORTATION, the STATE-PAID “HOMEMAKER SERVICES,” and the STATE-PAID “20% OF ‘COVERED’ MEDICALLY NECESSARY EXPENSES” (inclusive of MISSING LIMB “PROSTHETICS” and other proper “MOBILITY DEVICES” that are being continually DENIED to me (“B/PPP/SJR” David Schied”) as the underlying CAUSE FOR THIS “LEGAL” ACTION and resulting FEE SCHEDULE for MY (“B/PPP/SJR” David Schied) ADMINISTRATIVE SERVICES to these very corrupt STATE “*AGENCIES.*” (See the letter embedded below as written a full year ago on 8/30/21 by the “*CO-TRUSTEES*” STATE OF SOUTH DAKOTA licensed “*medical practitioner,*” Dr. Daniel Berens, who has FACTUALLY verified that I – “B/PPP/SJR” David Schied – am disabled to the extent that the above paragraph describes.)



AFFIDAVIT OF TRUTH

I swear to God, and declare “*under penalty of perjury*,” that the statements in the above twenty-four (28) paragraphs covering the twenty-eight (28) pages above – with graphics in the likeness of the originals as “*certified*” herein by my legal “*signature*” – 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.)

ARGUMENTS IN CLAIM

THAT THE “STATE AGENTS” OPERATING AS THE “FOURTH (4TH CIRCUIT COURT)” – BEING “STATE BAR” MEMBERS OF “JUDGE STRAWN” AND MAGISTRATE/CLERK” Carol Latuseck – ARE USING THE CORPORATE FICTION OF “THE COURT” AS THEIR ALTER-EGO(s) FOR COMMITTING MULTI-TIERED CRIMES OF THEIR PREDECESSORS NAMED AS “CO-TRUSTEES” GOVERNOR Kristi Noem, the BUREAU OF ADMINISTRATION (AS REPRESENTED BY Scott Bolinger AND Catherine Williamson), ATTORNEY GENERAL (AND HIS/HER AGENTS AS “ASSISTANTS” AND “SPECIAL ASSISTANTS”), THE S.D. DEPARTMENTS OF “DHS” and “DSS” (ACTING BY AND THROUGH Laurie Gill, Shawnie Rechtenbaugh AND THEIR RESPECTIVE “BAR ATTORNEYS” Jenna Howell, Jeremy Lippert, Eric Monson, Wade Reimers, AND SUBPOENAED NAMED OTHERS AS “DOES #1-26”) WHILE OPERATING AS A PROVEN “RICO” AND “CONTINUING FINANCIAL CRIMES” ENTERPRISES”

30. BENEFICIARY / PRIVATE, PUBLIC PROXY / SUI JURIS RELATOR (hereafter, “B/PPP/SJR”) David Schied (in the first person as “I” given the “AFFIDAVIT OF TRUTH” supporting all of the STATEMENTS of FACTS and ARGUMENTS herein), restates all of the above paragraphs 1-29 as if reiterated herein verbatim.
31. Having timely filed his inclusive “CLAIM OF APPEAL” as well as other previously filed relevant “MOTIONS” of STATEMENTS and EVIDENCE, “B/PPP/SJR” David Schied herein reasserts that I/he have/has ample evidence to show that I/he came to this STATE as a poor, elderly, and disabled “*REFUGEE*” and “*CRIME VICTIM*,” and that, since my/his arrival, the “*ADMINISTRATIVE ‘DEEP’ STATE*” principals and agents of the NOEM ADMINISTRATION have been undermining my/his constitutional guarantees, as well as my/his “*civil rights*” through illegal DISCRIMINATION and other a furtherance of their own illicit behaviors to constitute CRIMINAL CONDUCT as supported by my/his own CRIMINAL COMPLAINTS submitted also to the SOUTH DAKOTA ATTORNEY

GENERAL and the GOVERNOR, as well as many other purported STATE “government officials.”

32. The CLAIMS of “*discriminatory mistreatment*” and criminal “*ABUSE and NEGLECT*” are many and supported by EVIDENCE well-established as a matter of PUBLIC RECORD inextricably intertwined with this instant “*case*” that has been PROVEN to have been an “*administratively railroaded HEARING*” conducted by the STATE’s BAR attorneys **Eric Monson** and **Wade Reimers** FORCING me/“B/PPP/SJR” David Schied 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*.”
33. My participation in these proceedings has come about through COERCION of the named CO-TRUSTEES to cause me/“B/PPP/SJR” David Schied to act in these matters without pay – as all others involved in these matters are being paid (unwittingly under FRAUDULENT conditions) by the TAXPAYERS of the STATE and the UNITED STATES.
34. I/“B/PPP/SJR” David Schied long ago placed these CO-TRUSTEES on clear NOTICE that I/he was “*one of the sovereign People*” protected by the THIRTEENTH AMENDMENT of the U.S. CONSTITUTION forbidding “*INVOLUNTARY SERVITUDE*.”
35. Further, I/“B/PPP/SJR” David Schied have many RECORDS to show that, per my/his entitlement under the “*customary*” practice and the “*COMMON*” LAW, I/he had the right to submit my/his “*FEE SCHEDULE*” for “*service*” to the People of the STATE OF SOUTH DAKOTA as justified to meet the PUBLIC NEEDS in matters of “*PUBLIC IMPORTANCE*” in dealing appropriately with the virtually insurmountable levels of “*RACKETEERING and CORRUPTION*” (hereafter “*RICO*”) being perpetrated by these ADMINISTRATIVE ‘DEEP’ STATE “*actors*” putting me/“B/PPP/SJR” David Schied and many others through this type of tortuous “*Hell*” while operating as a “*CONTINUING FINANCIAL CRIMES ENTERPRISE*.”
36. As such an accumulation of “**CLAIMS IN COMMERCE**” exist in an amount expected to surmount \$500,000,000, I herein assert that once a “*settlement*” with the STATE and/or a JURY VERDICT has concluded in such a valid amount, that all “*court costs, fees, and transcript costs*” associated with this case that was FRAUDULENTLY “*railroaded*” by the STATE will be paid according to the determination made by the sovereign People if and when there is the honoring of the instant DEMAND for a TRIAL BY JURY on this case.
37. CO-TRUSTEES have been – and will also continue to be – named in this case **collectively** in their **CORPORATE capacities** as member “*agents*” of said “*DEPARTMENTS,*” “*BUREAUS,*” “*DIVISIONS,*” “*SECTIONS,*” “*UNITS,*” “*OFFICES,*” and “*CONTRACTED*”

SERVICE PROVIDERS” operating in, through, and for their “*principal*” as the STATE OF SOUTH DAKOTA.

38. In such instances, the doctrine of ***respondeat superior*** applies; and therefore, the STATE is entitled to have separate “*legal representation*” for these CORPORATE entities at the STATE’s (i.e., “*TAXPAYER’S*”) expense, with the STATE (and “*TAXPAYERS*”) also being likewise accountable for the DAMAGE CLAIMS in context of my//“B/PPP/SJR” David Schied acting on the capacity of PRIVATE, PUBLIC PROXY in the interest of those TAXPAYERS for recovering any of their losses through the prosecution of their DAMAGE CLAIMS against the private individuals comprising those separate “*DEPARTMENTS,*” “*BUREAUS,*” “*DIVISIONS,*” “*SECTIONS,*” “*UNITS,*” “*OFFICES,*” and “*CONTRACTED SERVICE PROVIDERS,*” who are – as “*public officials*” – supposed to be operating through various forms of “*surety*” to the TAXPAYERS by way of “*PERFORMANCE*” BONDS, individual or group “*INDEMNITY BONDS,*” “*BLANKET BONDS*” or “*BLANKET INSURANCE,*” “*ERRORS AND OMISSIONS*” insurance coverage, etc.
39. The common law term describing successively higher levels of administrative authority is “***respondeat superior***”, which was established in seventeenth– century England to define the legal liability of an employer for the actions of an employee. The doctrine was adopted in the United States and has been a fixture of agency law. It provides a better chance for an injured party to actually recover damages, because under *respondeat superior* the employer is liable for the injuries caused by an employee who is working within the scope of his employment relationship. The legal relationship between an employer and an employee is called “*agency*.” The employer is called the “*principal*” when engaging someone to act for him. The person who does the work for the employer is called the “*agent*.”
40. **The theory behind *respondeat superior* is that the principal controls the agent’s behavior and must then assume some responsibility for the agent’s actions.** NOTE: The terms “*principal*” and “*agent*” are words that may appear frequently throughout this case. When they appear, it is likely to be in the same context and meaning as explained here as this “*respondeat superior*” type of liability relationship. (Bold emphasis)
41. CO-TRUSTEES have been – and will also continue to be – named in this case **individually** in their **PRIVATE capacities** as their damaging acts fall outside of their “*administrative*” job descriptions, are TORTUOUS constitutional violations, and constitute PROVEN CRIMES involving both “*chain*” and “*wheel*” conspiracies. As such, the previous forms of financial “*surety*” is expected to be proven; and in all instances where “*surety to the TAXPAYERS*” cannot be immediately proven, there will be the call for the IMMEDIATE ARREST of their

“corpus” (“person” or “body”) for (CRIMINAL) BONDING as UNQUESTIONABLE “surety to the TAXPAYERS.”

42. This instant “*FOURTH (4TH) CIRCUIT COURT*” is to take NOTICE of the following as purportedly supported by the following cases:

“The officers of the law, in the execution of process, are required to know the requirements of the law, and if they mistake them, whether through ignorance or design, and anyone is harmed by their error, they must respond in damages.” Roger v. Marshall and/or Rogers v. Conklin, 1 Wall. (US) 644, 17 Led 714.

The U.S. Supreme Court stated that “*when a state officer acts under a state law in a manner in violation of the Federal Constitution he comes into conflict with the superior authority of that Constitution, and he is in that case stripped of his official or representative character and is subjected in his person to the consequences of his individual conduct. The State has no power to impart to him any immunity from responsibility to the supreme authority of the United States.*” - Scheuer v. Rhodes, 416 U.S. 232, 94 S. Ct. 1683, 1687 (1974)

43. There exists an established RECORD of the previous fraudulent MULTI-COUNTY hearing conducted by “*ALJ*” **Eric Monson** with the “assistance” of the STATE’S “BAR” attorney **Wade Reimers** titled “*SPECIAL ASSISTANT ATTORNEY GENERAL*,” which is currently posted PUBLICLY, 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. This included, but was not limited to, the referenced common law “*WRIT OF ERROR CORAM NOBIS*” – which can be located online and in the PUBLIC RECORD as found at:

http://www.ricobusters.com/?page_id=1105 and at: <https://youtu.be/QS-ukmfvuCY>

RICO Busters.com

Recent Posts

[Hold your government accountable to their solemn Oaths to our state and federal constitutions, and in dict them when necessary!](#)

Categories

Select Category

Schied V STATE OF SOUTH DAKOTA

History of DISCRIMINATION and CRIMINAL CONSPIRACY TO DEPRIVE OF RIGHTS:

Below is a letter addressed to Governor Kristi Noem (on 3/17/22) recapping just some of the most relevant history related to this case.

3/1/22 – Letter to Gov. Kristi Noem, her new SR. POLICY ADVISOR Ryan Brunner, and the “ADMINISTRATIVE (‘DEEP’) STATE.”

Explanation of the “ADMINISTRATIVE (‘DEEP’) STATE” See also: https://www.newworldencyclopedia.org/entry/Deep_state.

Prima facie, the EVIDENCE shows a “conspiracy to discriminate” based upon DISABILITY as depicted in the above letter by a simple comparison between the DENIAL of “Medical Assistance” (a.k.a. “MEDICAID”) as depicted under SOUTH DAKOTA legislation) dated 5/3/21 by “LTC Benefits Specialist” Nancy Giovanetti located in PIERRE, S. DAKOTA and another letter dated 2/23/22.

44. Until such time that the DEMAND FOR TRIAL BY JURY occurs however, I/“B/PPP/SJR”

David Schied am/is needing – indeed. I/he am/is entitled by Right as one of the Sovereign American People. an alleged CRIME VICTIM, and a “*SEPSIS SURVIVOR*” with thousands of dollars of medical-related DEBT and personal credit ruined by such outstanding debts – to a HEARING of this instant FOUR (4) “*MOTIONS*” being simultaneously presented as listed in the first few pages of this instant “*MOTION*” ... BEFORE there is to be any actual filing of my/his “*BRIEF ON APPEAL*” in follow-up to the previously filed “*CLAIM OF APPEAL*” in this **QUESTIONABLE JURISDICTION** with this QUESTIONABLE “*FOURTH (4th) CIRCUIT COURT*” and “SOUTH DAKOTA ‘UNIFIED JUDICIAL SYSTEM’” being what appears to be FRAUDULENTLY operated entirely by “STATE BAR” CRIME SYNDICATE and “*MONOPOLY OF ‘JUST US’*” members.

45. Furthermore, **the AMERICAN TAXPAYERS are entitled to and have the Sovereign Right to know how the CORPORATIZED “government” called the “STATE OF SOUTH DAKOTA” is actually operating** – as a hierarchical “*ADMINISTRATIVE ‘DEEP’ STATE*” – in spite being organized by constitutional “*SEPARATION OF POWERS*” and as a so-called “*UNIFIED*” single “*STATE*” acting as a SOVEREIGN STATE and “*CO-TRUSTEE*” of the Sovereign People according to the **CONSTITUTION as the “PUBLIC TRUST”** under which the so-called “*UNITED STATES OF AMERICA*” was organically derived (i.e., as a product of the original THIRTEEN COLONIES as “*STATES*”).

46. Such knowledge referenced in the immediately preceding paragraph *should* also begin with a “*DECLARATORY STATEMENT*” issued by **whomever the “judge” actually is** that may be assigned to this instant case; which *should* be explaining to me/“B/PPP/SJR” David Schied, as this poor, elderly, and “*totally and permanently disabled quad-amputee*” as a REFUGEE from another STATE OF MICHIGAN (as of around 2/25/21) – who is yet unfamiliar with “*SOUTH DAKOTA*” STATE law – **exactly how this “SOUTH DAKOTA UNIFIED JUDICIAL SYSTEM” is actually structured and supposed to work (constitutionally) for any litigant**, whether or not they are advanced in university education and experience in the COMMON LAW and with researching other identifiable forms of “*laws*” such as “*maritime/admiralty*,” “*ecclesiastical*” law, Roman “*civil-municipal*” law, “*TRUST*” law, etc..

47. Such litigant entitlement of knowledge should encompass the following items as illustrated on page one as the “*Cover Page*” of the accompanying ““**FORMAL OBJECTION**” and **MOTION FOR RECONSIDERATION**”:

- a) **The NEED FOR CLARITY AS TO THE WRITTEN IDENTITIES, OATHS, DUTIES, “SURETIES TO THE TAXPAYERS,” JURISDICTIONAL RULES,**

PROCEDURES, AND CONSTITUTIONAL GUARANTEES OF THE RESPONSIVE CLERK(S) AND JUDGE(S) OF THE SAID “COURT” AND “UNIFIED JUDICIAL SYSTEM”, PARTICULARLY IN “MULTI-COUNTY” CASES;

- b) **NEED TO COMPEL “IMMEDIATE” RESPONSIVE ACTION BY THE NAMED JUDGE – KNOWN ONLY AS “STAWN” (BY AN EMAIL HEADLINE FROM Kristie Gibbens as THE “DEPUTY CLERK OF THE COURT” – ON PREVIOUS “MOTIONS” AND “DEMANDS” FILED ON 6/10/22):**

- 1) **FOR “MOTION FOR ‘FORMA PAUPERIS’ WAIVER OF COSTS AND FEES BASED UPON ‘INABILITY TO PAY’ FOR FILING FEES AND TRANSCRIPTS;”**
- 2) **FOR “EXTENSION OF TIME FOR FILING ‘BRIEF OF APPEAL’;”**
- 3) **FOR “DEMAND FOR SANCTIONS AND DISBARMENT OF BAR ATTORNEYS Jenna Howell, Anthony Lippert, Eric Monson, Wade Reimers, AND Jason Ravensborg BASED ON FRAUD AND DISCRIMINATION;”**
- 4) **FOR “DEMAND FOR MULTI- COUNTY CRIMINAL GRAND JURY INVESTIGATION;”**

48. Finally, because whomever it was at the OFFICE OF HEARING EXAMINERS that sent the “*large package*” through the post office to me/“B/PPP/SJR” David Schied with “*signature required*” by someone KNOWING that I/“B/PPP/SJR” David Schied am/is being deprived of transportation by CO-TRUSTEES for accessing his community AND third party mailbox, and am/is without the fingers to “*sign*” my/his name in handwriting, **THERE IS THE NEED FOR AN “ORDER” to be issued for the return mailing of that package by the CO-TRUSTEES before any “BRIEF ON APPEAL” can be expected by the “FOURTH (4TH) CIRCUIT COURT.”**

ADDITIONAL ARGUMENTS IN SUPPORT THE ABOVEREFERENCED CLAIMS

49. For purposes of brevity, BENEFICIARY / PRIVATE, PUBLIC PROXY / SUI JURIS RELATOR (hereafter, “B/PPP/SJR”) David Schied (in the first person as “I” given the “AFFIDAVIT OF TRUTH” supporting all of the STATEMENTS of FACTS and ARGUMENTS herein), restates all of the above paragraphs 1-48 as if reiterated herein verbatim.

50. Based upon the EVIDENCE contained in all of the referenced “*FOUR MOTIONS*” thus far submitted to this FOURTH (4TH) CIRCUIT COURT thus far as “*received*” on 6/6/22 and/or “*date=stamped*” FRAUDULENTLY as “*filed*” on 6/10/22 AND the differing sets of “*FOUR*

ADDITIONAL MOTIONS” received on 7/18/22 (by email to DEPUTY CLERK Gibbens) and received again by MAGISTRATE/CLERK OF COURT Carol Latuseck via CERTIFIED mail delivery on 7/20/22, “*the court*” was adequately apprised of the following FACTS yet still took the inappropriate action of first committing “*FRAUD UPON THE COURT*” by dating all “*MOTION*” file entries on the common FRAUDULENT date of 7/29/22 and then CONSTRUCTIVELY DENYING all “*hearings*” on all those “*Motions*” – according to MAGISTRATE/CLERK Latuseck’s reference to some “*phantom opinion*” not otherwise provided in evidentiary proof – except (purportedly) the “**MOTION FOR EXTENSION OF TIME FOR FILING ‘BRIEF ON APPEAL’**” and accompanying “**MOTION FOR ‘FORMA PAUPERIS’ WAIVER OF COSTS AND FEES BASED UPON ‘INABILITY TO PAY’ FOR FILING FEES AND TRANSCRIPTS**”:

- a) “*The court*” was well apprised that I/“B/PPP/SJR” David Schied am/is a “totally and permanently disabled quad-amputee” being of the “nursing home level of need” without the support of needed EQUIPMENT for sustaining statutorily-required “*living independence*” that is FREE OF DEPENDENCY upon other individuals outside of family members residing within this STATE OF SOUTH DAKOTA.
- b) “*The court*” was well apprised that I/“B/PPP/SJR” David Schied have/has NO FAMILY RESIDING WITHIN THIS STATE; and that I had arrived to South Dakota DECLARING MYSELF TO BEING A “CRIME VICTIM” and a “HOMELESS REFUGEE” fleeing with good reason from criminal operatives of the STATE OF MICHIGAN.
- c) *The court*” was well apprised that, **in spite of my/“B/PPP/SJR” David Schied having arrived to South Dakota WITH MEDICAID from the STATE OF MICHIGAN, the AGENTS and PRINCIPALS named as “CO-TRUSTEES” operating as the “DSS” AND “DHS” for the STATE OF SOUTH DAKOTA – acting FRAUDULENTLY under the auspices of a hodgepodge of various deceptively named and unfamiliar acronyms for vaguely detailed “waiver program” applications – have been DENYING MEDICAID health coverage to me/“B/PPP/SJR” David Schied since my arrival to South Dakota; and while also completely disregarding my CLAIMS at being both a “CRIME VICTIM” and a “REFUGEE” fleeing what amounts to “DOMESTIC TERRORISM” operating in the so-called “government” of the (minimally) STATE OF MICHIGAN.** (Bold and/or underlined emphasis added)
- d) *The court*” was well apprised that because I/“B/PPP/SJR” David Schied was being DENIED MEDICAID, I was also being DENIED “*PAID PUBLIC TRANSPORTATION*” and the “*20% OF COVERED MEDICARE EXPENSES*” and all other “*MEDICAL*

ASSISTANCE” that is NOT COVERED at 80% as is otherwise paid by MEDICARE ... implying that I/“B/PPP/SJR” David Schied am being unreasonably DENIED “ACCESS” TO THE (MEDICAL and SOCIAL) COMMUNITY and FORCED TO LOSE MY “DIGNITY” BY HAVING TO BEG AND GROVEL FOR TRANSPORTATION ASSISTANCE to get anywhere in and around the NORTHERN HILLS and RAPID CITY GREATER METROPOLITAIN AREA.

- e) “*The court*” was well apprised that the instant CASE AT HAND (assigned as Case No. 22-166) has, multiple underlying “ADMINISTRATIVE ‘DEEP’ STATE” case numbers identified FRAUDULENTLY as **Case # OHE # PRR 22-02** (assigned with fraudulent intent by the BUREAU OF ADMINISTRATION (“BOA”) and its OFFICE OF HEARING EXAMINERS (“OHE”) and FRAUDULENTLY as **Case # 001286794** and **OAH # 22-365** ((assigned with fraudulent intent by the DEPARTMENT OF SOCIAL SERVICES (“DSS”) and the BOA / OHE’s “OFFICE OF ADMINISTRATIVE HEARING” (“OAH”).
- f) In the same fashion, this FOURTH (4TH) CIRCUIT COURT was well apprised that **the reason for the differing case numbers was because the OHE’s Case NO. “PRR 22-02” pertained to my year-long persistent COMPLAINT that the STATE BAR “CRIME SYNDICATE” attorneys acting as CO-TRUSTEES for the STATE for the “DHS”, Jenna Howell, and for the “DSS”, Jeremy Lippert, had been CRIMINALLY DENYING all of my/“B/PPP/SJR” David’s “OPEN RECORDS” DEMANDS FOR DOCUMENTS “under color of law.”** (Bold and/or underlined emphasis added)

51. Yet, despite knowing these above-referenced pre-established FACTS, “*the court*” – acting as the ALTER-EGO of said “*Judge Strawn*” (as referenced by MAGISTRATE/CLERK OF COURT Carol Latuseck) and “*Judge Stawn*” (as referenced by DEPUTY CLERK OF COURT Kristie Gibbens) – nevertheless is attempting RIGHT NOW (as of the date of this instant “MOTION”) to COERCE me/“B/PPP/SJR” David Schied away from being able to more easily “file” my documents with “*the court*” through email correspondence; and otherwise FORCING me to find my own way to mailing paper copies of all “filings” with “*the court*” by CRAWLING ON HANDS AND KNEES or BEGGING AND GROVELING or otherwise LOSING MY DIGNITY is getting to the local POST OFFICE and back, which is several miles away ... while reasoning that “*the court*” should otherwise have the option to communicate with me electronically by email.

52. Moreover, despite knowing these above-referenced pre-established FACTS surrounding the FRAUDULENCE of the “date/time-stamps” affixed to the “filings” of the numerous

“MOTIONS” submitted to “*the court*” by me/“B/PPP/SJR” David, at the said “*direction*” of “*Judge Strawn*” acting under the auspices of being a CORPORATE FICTION called “*the court*,” MAGISTRATE/CLERK Latuseck has conveyed that all of my “MOTIONS” are being CONSTRUCTIVELY DENIED proper “*hearing*” except for the single one of “MOTION FOR EXTENSION OF TIME FOR FILING ‘BRIEF ON APPEAL’” and accompanying “MOTION FOR ‘FORMA PAUPERIS’ WAIVER OF COSTS AND FEES BASED UPON ‘INABILITY TO PAY’ FOR FILING FEES AND TRANSCRIPTS” – in which I am being COERCED and FORCED to timely attend IN PERSON or to timely respond BY MAIL – in spite of my having NO LEGS and NO MEANS OF ASSUREDLY UTILIZING “*PAID TRANSPORTATION*” for attending such a hearing or even getting to the Post Office SINCE I AM BEING DEPRIVED OF THE “*STATE MEDICAID*” THAT THE NAMED “*CO-TRUSTEES*” of the “*STATE OF SOUTH DAKOTA*” are getting supported by STATE and UNITED STATES “*TAXPAYERS*” to furnish to me under both STATE and UNITED STATES laws.

53. As a proximal cause of the CRIMINAL NEGLIGENCE to “DUTIES UNDER OATH” and “*MALFEASANCE OF OFFICIAL OFFICES*” by the “CO-TRUSTEES” operating – both individually in their PRIVATE capacities and collectively in their PUBLIC capacities – this instant “MOTION” is firmly grounded and should otherwise be “HEARD” and the first step for bringing these issues directly to the Sovereign People of a TRIAL BY JURY and to a MULTI-COUNTY GRAND JURY.

The informal (ARTICLE I compliant) letter of MAGISTRATE/CLERK Latuseck – which was written on 7/29/22 and accompanying FRAUDULENTLY date-stamped “official filings” at the “direction” of “the court” as the ALTER-EGO of said “Judge Strawn” and/or “Judge Stawn” – presents a TORTUOUSLY and CRIMINALLY intentional cover-up of a “FRAUDULENT PAPER TRAIL” as the “official record” of the so-called “FOURTH (4TH) CIRCUIT COURT” and “SOUTH DAKOTA UNIFIED JUDICIAL SYSTEM” as carried out by “MAGISTRATE/CLERK” Carol Latuseck and her “DEPUTY CLERK OF COURT” Kristie Gibbens under the admitted “DIRECTION” OF “JUDGE [ERIC] STRAWN” [A.K.A. “JUDGE STAWN”];

54. For purposes of brevity, “B/PPP/SJR” David Schied restates all of the above paragraphs 1-52 as if reiterated herein verbatim.
55. As a proximal cause of the CRIMINAL NEGLIGENCE to “DUTIES UNDER OATH” and “*MALFEASANCE OF OFFICIAL OFFICES*” by the “CO-TRUSTEES” operating – both individually in their PRIVATE capacities and collectively in their PUBLIC capacities – this instant “MOTION” is firmly grounded and should otherwise be “HEARD” and the first step

for bringing these issues directly to the Sovereign People of a TRIAL BY JURY and to a MULTI-COUNTY GRAND JURY.

The “*DISCRIMINATORY PATTERN OF PRACTICE*” of “*the court*” – recognized as being under the direction of a “*he*” [“*Judge*” Eric Strawn] – is using “*PROCEDURE OVER SUBSTANCE*” to undermine “*Constitutional Due Process*” and “*Civil Rights*” guarantees for the “*totally and permanently disabled*” who is declaring himself to be an “*Anglo-American male*,” and who is politically claiming “*Sovereignty*” over the “*STATE BAR*” (acting seditiously and treasonously as a monopoly and as a crime syndicate “*overlord*” over the “*independence*” of the “*People’s Courts*”) as “*one of the Sovereign People*”

56. For purposes of brevity, “B/PPP/SJR” David Schied restates all of the above paragraphs 1-52 as if reiterated herein verbatim.

57. As a proximal cause of the CRIMINAL NEGLIGENCE to “DUTIES UNDER OATH” and “*MALFEASANCE OF OFFICIAL OFFICES*” by the “CO-TRUSTEES” operating – both individually in their PRIVATE capacities and collectively in their PUBLIC capacities – this instant “MOTION” is firmly grounded and should otherwise be “HEARD” and the first step for bringing these issues directly to the Sovereign People of a TRIAL BY JURY and to a MULTI-COUNTY GRAND JURY.

Those acting under SWORN OATHS and DUTIES – under the “*PUBLIC TRUST*” – are being proven as engaging in “*COERCION*” of both “*GOVERNMENT*” and the “*POPULATIONS*” of “*totally and permanently disabled*,” of “*Sovereign American People*,” and “*State and United States ‘Taxpayers*;” giving the “*appearance*” of “*Sedition, Treason, Insurrection, and ‘DOMESTIC TERRORISM*” through the “*deprivation of rights under color of law*,” and the commission of (criminal) “*acts dangerous to human life*,” which are characterized as the deprivation of constitutional guarantees of the inalienable “*Rights to Life, Liberty, and Property*,” and the inalienable “*Right to the ‘Pursuit of Happiness*”

58. For purposes of brevity, “B/PPP/SJR” David Schied restates all of the above paragraphs 1-52 as if reiterated herein verbatim.

59. As a proximal cause of the CRIMINAL NEGLIGENCE to “DUTIES UNDER OATH” and “*MALFEASANCE OF OFFICIAL OFFICES*” by the “CO-TRUSTEES” operating – both individually in their PRIVATE capacities and collectively in their PUBLIC capacities – this instant “MOTION” is firmly grounded and should otherwise be “HEARD” and the first step for bringing these issues directly to the Sovereign People of a TRIAL BY JURY and to a MULTI-COUNTY GRAND JURY.

CONCLUSION AND REMEDY DEMAND ON
“‘FORMAL OBJECTION’ and ‘LEAVE FOR INTERLOCUTORY APPEAL TO THE
‘SOUTH DAKOTA SUPREME COURT’ ON CONSTRUCTIVE AND DISCRIMINATORY
DENIALS OF MOTIONS FOR ‘IMMEDIATE CONSIDERATION’ AND FOR ‘SERVICE
ON ONE CONSTITUTING SERVICE ON MANY”

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 the “**‘LEAVE FOR INTERLOCUTORY APPEAL TO THE ‘SOUTH DAKOTA SUPREME COURT’**” (and accompanying “**ORDER**” for the re-delivery of the returned documents to the CO-TRUSTEES of the OFFICE OF HEARING EXAMINERS) being “*motioned*” as immediately above in the preceding pages, upon this instant **SOUTH DAKOTA UNIFIED JUDICIAL SYSTEM and FOURTH JUDICIAL CIRCUIT in LAWRENCE COUNTY** as presented herein by “B/PPP/SJR” David Schied when appropriately filing his accompanying **THREE OTHER MOTIONS**” as earlier listed for this case; and as also found on the accompanying “**CERTIFICATE OF SERVICE.**”

Moreover, the FACT that “B/PPP/SJR” 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 in this 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 forty (40) 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.)

