

**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  
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:**  
**OBJECTION TO 'JUDGE' Eric Strawn's 9/19/22 'NOTICE OF HEARING', BASED ON:**
- 1) **FRAUDULENT AND INCOMPLETE CAPTIONINGS FOR BOTH 'BENEFICIARY / PRIVATE PUBLIC PROXY / SUI JURIS RELATOR' David Schied, AND 'CO-TRUSTEES' THAT EXCLUDES AND 'CRIMINALLY' PROTECTS ALL OF THE NAMED IN THE 'ADMINISTRATIVE DEEP STATE' EXCEPT FOR THE SO-CALLED 'DSS';**
  - 2) **THE "CONSTRUCTIVE DENIAL" OF "B/PPP/SJR's" PREVIOUSLY FILED FOUR (4) "OBJECTION(s) and MOTION(s)" SERVED UPON THE "COURT" AND OTHER "CO-TRUSTEES" NAMED OF THE "STATE BAR CRIME SYNDICATE" ON 9/9/22 'TO CORRECT THE RECORD' ON THE 'FRAUDULENT PAPER TRAIL' BEING CREATED BY THE 'COUNTY CLERK OF COURT' Carol Latusek;**
  - 3) **THE "CONSTRUCTIVE DENIAL" OF "B/PPP/SJR's" PREVIOUSLY FILED 'MOTIONS' (8/8/22) 'FOR RECONSIDERATION AND SHOW CAUSE' TO MOVE THIS SO-CALLED 'COURT' TOWARDS "HEARINGS" ON EVEN EARLIER FILED "MOTION(s) FOR IMMEDIATE CONSIDERATION" AND "MOTION FOR DECLARATORY STATEMENT" (7/18/22) THAT HAVE SIMILARLY BEEN CONSTRUCTIVELY DENIED THOUGH PROPERLY 'SERVED,' SO TO OTHERWISE STRATEGICALLY AND PURPOSELY RENDER THEM AS 'MOOT' AND TO KEEP THE UNDERLY 'CAUSES OF ACTIONS' OFF THE 'FALSE RECORD'**



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 and with a second one “*filed*” into this “**ARTICLE III**” compliant “**COURT OF RECORD**” on 8/8/22; as also “*filed*” with the SOUTH DAKOTA SUPREME COURT as administratively needed by the sovereign People to address the CO-TRUSTEES’ continual attempts to create a FRAUDULENT PAPER TRAIL of so-called “*facts*” for successive “*administrative reviews*” and/or “*judicial reviews*.”

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

**Eric Monson** – ADJ; **Wade Reimers** – Ass’t AG  
OFFICE OF ADMINISTRATIVE HEARINGS  
DEPT. OF SOCIAL SERVICES  
c/o Laurie Gill, DSS SECRETARY  
700 Governors Drive  
Pierre, SD 57501  
[DSSInfo@state.sd.us](mailto:DSSInfo@state.sd.us)

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

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

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

**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](mailto: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 TO ‘JUDGE’ Eric Strawn’s 9/18/22 ‘NOTICE OF HEARING’ BASED ON ...**”, follows the formal “*filing*” of the following FOUR (4) previous “**Objections and Motions**” sent (via both email delivery and USPS delivery) to the “**CLERK OF COURT**” Carol Latusek;, which had been filed on 8/9/22 simultaneously with

- 1) “**‘FORMAL OBJECTION’ and ‘MOTION TO CORRECT THE FOURTH (4<sup>TH</sup>) 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’**”
- 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 AS BASED UPON THE “CONSTRUCTIVE DENIAL” OF THE NEEDS BY ONE OF THE “SOVEREIGN AMERICAN PEOPLE’ FOR ... ”;**

- 3) **“‘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’”;**
- 4) **“‘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-listed filings were 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 (“B/PPP / SJR”) 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 “**WRIT OF ERROR CORAM NOBIS**” served on **5/31/33** upon the STATE “***CO-TRUSTEES***” of the STATE’s “**EXECUTIVE BRANCH**” and the entirely DIFFERENT “**WRIT OF ERROR CORAM NOBIS**” served on **9/16/22** upon the STATE “***CO-TRUSTEES***” of the STATE’s “**JUDICIAL BRANCH**” 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***” (i.e., in its “***EXECUTIVE BRANCH***”) and operated by its so-called “***JUDGES***,” “***JUSTICES***,” and “***CLERKS OF COURTS***” (i.e., in its “***JUDICIAL BRANCH***”) ... 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 at least forty (40) 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 **PROVABLE** combination of “***RICO***” CRIMES, SEDITION, TREASON, INSURRECTION, and DOMESTIC TERRORIST ACTS.



## SUMMARY OVERVIEW AND OUTLINE FOR THIS “FILING” OF “OBJECTION”

As a significant matter of FACT, it is to be noted that the “*Brief on Appeal*” for this case has NOT been “*filed*”<sup>1</sup> yet in this case for “*reasonable cause*” because this case is still continuing to move forward in resolving preliminary matters such as “*multi-county jurisdiction*” and the “*discriminatory treatment and denial of proper access*” by “*progressive*” and/or “*conservative*” women of the “*DEEP STATE*” working with the STATE BAR (CRIME SYNDICATE) **against a politically independent “*totally and permanently disabled*” Anglo-American male still holding onto his own sovereignty while also doing what he can to keep proper RECORDS of events and “*hold government equally accountable*” for their (criminal) acts; as these acts have been PROVEN to have been committed through both “*chain*” and “*wheel*” conspiracies of “*multi-tiered ‘RICO’ operations*” designed to allow for the “*abuse of power*” by “*government***

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<sup>1</sup> The word “*filed*” in this case plays a role of significance in this case because “B/PPP / SJR” David Schied has previously made it amply clear in each and every one of his previous “*filings*” into this instant “*ARTICLE III [compliant] COURT OF RECORD*” that the “*pattern and practice*” of the so-called “*judges and justices*” of BOTH the FOURTH (4<sup>TH</sup>) CIRCUIT COURT and the SUPREME COURT for the “*corporatized*” STATE OF SOUTH DAKOTA are being PROVEN to be using their “*CLERK(s) of COURT(s)*” as intermediary “*pawns*” for implementing **multi-tiered “*RICO conspiracies*” to “*Deprive of Rights Under Color of Law*” and “*FRAUD UPON THE COURT*” while creating an “*OBSTRUCTION OF JUSTICE*” by first stalling then constructing denying “B/PPP / SJR” David Schied’s “*filing of documents*” altogether, as he has both emailed and mailed them to these “*court clerks*” with cover letters requesting “*proof of filing*” by those clerks; or fraudulently; ... and/or first having the “*judges and justices*” take weeks to review those “*documents sent for filing into the court’s record*” and, after approved in part, thereafter “*filed using a FRAUDULENT ENTRY DATE*” designed to hide the actual “*date served upon the court by ‘B/PPP / SJR’ David Schied*” and allowing future loopholes for FACTUAL confusion as this case continues to move forward in resolving preliminary matters upon “*service of multiple ‘CO-TRUSTEES’ by whom and by what affordable method*” and “*waiver of costs and fees*” and making certain that the FOURTH (4<sup>TH</sup>) CIRCUIT COURT has authority for addressing multi-county jurisdiction and the “*DEMAND FOR [MULTI-COUNTY] GRAND JURY INVESTIGATION*” and “*DEMAND FOR TRIAL BY JURY*” for this instant “*Case # 22-166*” (which, once assigned by the “*CLERK OF COURT*” has otherwise mysteriously CHANGED to become the completely different case number of #40CIV22-000116 as COERCED under the influence of the STATE’s “*SPECIAL ASSISTANT ATTORNEY GENERAL*” Robert Morris who is representing the SINGLE entity of the CORPORATE QUASI-GOVERNMENTAL entity of the so-called “*DSS*”.**

Again, these confounding and TORTUOUS acts of “*delay, denial, and fraud*” have been taking place against “B/PPP / SJR” David Schied, who is a recent “*totally and permanently disabled quad-amputee*” being DENIED “*MEDICAL ASSISTANCE*” and “*ACCESS TO THE COMMUNITY*” by the named – and unnamed (so-far “*DOES*”) – “*CO-TRUSTEES*” of the STATE OF SOUTH DALOTA who are using “*PROCEDURE/FORM OVER SUBSTANCE*” in gross constitutional violations, and violations of the “*spirit*” if not the “*letter*” of the ACCARDI DOCTRINE and RULES ENABLING ACT, as well as violations of the SOCIAL SECURITY ACT and the AMERICANS WITH DISABILITIES ACT.



***‘DEEP STATE’ administrators” and the “neglect and abuse” of the downtrodden and disabled of the Sovereign American People.***

Since his very first filing in the FOURTH (4<sup>TH</sup>) CIRCUIT COURT in what was eventually to become first known as “Case No. 22-166” then “Case No. 40CIV22-000116”, then back to “Case No. 22-166”, **“B/PPP / SJR” David Schied has been DEMANDING ACCESS to a “multi-county grand jury” and “petit jury” of “We, The [Common] People” as the ultimate decision-makers of what comprises SIGNIFICANT MATTERS OF PUBLIC IMPORTANCE and critical “SUBSTANCE”; so to end the “pattern and practice” of being instead “PROCEDURED TO DEATH” through the “WEAPONIZATION OF ‘FORM’” by the “Executive”, “Judicial” and “Legislative” branches of STATE government failing their jobs of “checks and balances” and maintaining “separation off powers” by the activities of the STATE BAR CRIME SYNDICATE members, through which all THREE BRANCHES seek to operate OUTSIDE the bounds of the STATE and UNITED STATES constitution and laws.**

  
**CIV 22-116, Judge Stawn.**

From: Gibbens , Kristie (kristie.gibbens@uj.s.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

**NO APPEARANCE OF  
“MULTI-COUNTY”  
JURISDICTION**

**1**

RE: **David Schied v. South Dakota Department of Social Services**  
**Lawrence County 40CIV22-000116**

Dear Mr. Schied:

Please find enclosed a true and correct copy of t  
***Morris*** in the above matter.

**NO ACKNOWLEDGMENT OF  
ALL OTHER “CO-TRUSTEES”  
NAMED BY THE ONE  
INITIATING THIS ENTIRE CASE**

The same is intended as service by mail upon you.

**ALL CAPS OF LETTERING  
SIGNIFIES A “FICTIONAL”  
CORPORATION**

Very truly yours,

**MORRIS LAW FIRM, P~~rof.~~ LLC**

  
**Robert L. Morris**

**2**



9/19/2022 1:11 PM FILED LAWRENCE COUNTY

STATE OF SOUTH DAKOTA )  
COUNTY OF LAWRENCE ) SS

IN CIRCUIT COURT  
FOURTH JUDICIAL CIRCUIT

DAVID SCHIED,  
Appellant

CIV 22-116

vs.

DEPARTMENT OF SOCIAL SERVICES,  
Appellee

NOTICE OF HEARING

NO ACKNOWLEDGMENT OF THE  
“CONSTITUTION”, OR THE  
“COMMON LAW,” “EX REL,” OR  
“ARTICLE III COURT OF RECORD”

Pursuant to the Appellant’s MOTION FOR SERVICE, MOTION FOR  
WAIVER OF FEES, MOTION TO EXTEND TIME FOR FILING and MOTION FOR  
THE COURT TO SHOW CAUSE FOR HIS SAID BELIEFS filed thereto,  
please take NOTICE that this Court will conduct a hearing on said  
request on the 7TH day of October 2022, at 9:30 a.m. M.S.T. in  
the Lawrence County Courthouse (Courtroom 2) at 78 Sherman  
Street, Deadwood, SD 57732.

Dated at Deadwood this 19th day of September 2022.

Eric J. Strawn  
Circuit Court Judge

ATTEST:

Carol Latuseck  
Carol Latuseck

County Clerk of Courts



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HERE – This “OFFICIAL SEAL OF THE COURT” was  
strategically placed to COVER UP the word “Magistrate” or  
“Lawrence”, which brings controversy to the FACT that  
“B/PPP / SJR” David Schied’s has established his CLAIM  
that Latuseck is a participant in the STATE BAR (CRIME  
SYNDICATE) carrying out these MULTI-COUNTY  
“RICO” CRIMES “under color of law”. (See top of next page)





## Fourth Judicial Circuit

Carol Latuseck  
Clerk/Magistrate

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

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

David Schied  
PO Box 321  
Spearfish, SD 57783

Dear Mr. Schied,

In her letter, MAGISTRATE / CLERK Carol Latuseck admits that she acts as the “agent” for HER “principal,” being “Judge Strawn,” who is the multi-tiered “agent” for HIS “principal” of the “fictional” SOUTH DAKOTA UNIFIED JUDICIAL SYSTEM, which acts as “agent” for and ITS “principal” of the “STATE OF SOUTH DAKOTA”

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After a very careful review of the documents you have previously submitted to Kristie at the Lawrence County Clerk of Courts, and after apprising Judge Strawn of your requests, Judge Strawn has directed me to take the following actions.

STATE OF SOUTH DAKOTA )  
COUNTY OF LAWRENCE ) SS.

IN CIRCUIT COURT  
FOURTH JUDICIAL CIRCUIT

DAVID SCHIED,

Appellant,

vs.

SOUTH DAKOTA DEPARTMENT  
OF SOCIAL SERVICES,

Appellee.

40CIV22-000116

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### NOTICE OF APPEARANCE

TO: The Appellant David Schied, Pro Se.

Unauthorized change by this “STATE BAR” member Morris – of “B/PPP/SJR” David Schied’s “person” from being “one of the Sovereign People” acting “Ex Rel” and “Sui Juris” to becoming instead a CORPORATE “FICTION” acting “Pro Se”.

PLEASE TAKE NOTICE that Robert L. Morris, Morris Law Firm, Prof. LLC, hereby makes an appearance as counsel for Appellee South Dakota Department of Social Services in the



# South Dakota Supreme Court elections, 2022

The terms of two [South Dakota Supreme Court](#) justices will expire on January 2, 2023. The two seats are up for [retention](#) election on November 8, 2022. The filing deadline was August 2, 2022.

South Dakota is one of 30 states holding elections for state supreme court in 2022. This year, 85 of the 344 seats on state supreme courts are up for election. Of those, 64 are held by nonpartisan justices, 13 are held by Republican justices, and eight are held by Democratic justices. For more on the partisan affiliation of state supreme court justices, click [here](#). For an overview of state supreme court elections in 2022, click [here](#).



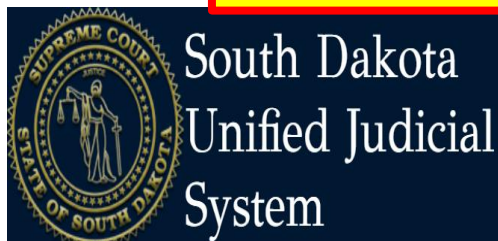
## Judges with expiring terms

6

This is a list of the justices who must stand for [retention](#) election in 2022 in order to remain on the bench. Justices may choose not to stand for election. The list is subject to change if justices retire or are appointed.

- [Mark Salter](#)
- [Patricia DeVaney](#)

**Not even the SUPREME COURT “JUSTICES” are guaranteed their “independence” through “lifetime” employment; thus, they are “political” appointees.**



**This is another sign that the so-called “courts” of SOUTH DAKOTA are “politicized” and corrupt. They are definitely not “ARTICLE III” compliant “COURTS OF RECORD.” The “AFFIDAVIT OF FACTS” of the following pages also signals reasons why they are not.**

Search... Home Supreme Court Court Finder Attorneys Jurors Resources eServices Intranet

Resources [ujs.sd.gov/Resources/JudicialElections.aspx](https://ujs.sd.gov/Resources/JudicialElections.aspx)

Interpreter	Programs & Services	Court Improvement (CIP)	Public Information	Virtual Crisis Care Program	Judicial Elections	Court Security Grants
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South Dakota's circuit court judges are elected by the voters in the circuit they represent [every 8 years](#). Supreme Court justices are subject to a retention vote where the voters are asked to decide if the justice should remain on the Supreme Court. [In 2022 all forty-four circuit judges in South Dakota are subject to election and one of the five Supreme Court justices will face retention election.](#)

The Special Committee on Judicial Election Campaign Intervention is a 9 member committee responsible for providing advisory opinions on ethical issues that may come up during judicial elections. The Committee quickly issues opinions and has limited authority to address allegations of misconduct in these campaigns. The goal of the Special Committee is to prevent unethical and unfair campaign practices in judicial elections.

The South Dakota Secretary of State website has additional information on the current elected officials, vacancies, election calendars, voting requirements, election rules, etc.



**“SWORN AFFIDAVIT OF FACTS” AND “STATEMENT FOR  
THIS ARTICLE III ‘COURT OF RECORD’”  
SUPPORTING THE INSTANT “OBJECTION TO ‘JUDGE’ Eric Strawn’s  
9/18/22 ‘NOTICE OF HEARING’, BASED ON ...”**

- 1) On 6/6/22, I properly “served” documents to the FOURTH CIRCUIT COURT “*CLERK OF COURT*” consisting of a “CERTIFICATE OF SERVICE” showing the date of my delivery of these same documents to the named “CO-TRUSTEES” employed in the “*corporatized*” and “*segmented*” so-called “*government*” of the STATE OF SOUTH DAKOTA whom I had seen for the previous more than a year had been EACH been acting in BOTH their own PRIVATE capacity and PUBLIC capacity to violate my rights as an Anglo-American man, a “totally and permanently disabled” man, and as a Sovereign patriotic American man exercising my rights to “*self-advocacy*” and “*freedom of expression*” pertaining to my “*disability rights*” and my “human rights” under God as the Providence over the COMMON LAW.
- 2) The FIRST of the two documents that I served on 6/6/22 to the FOURTH CIRCUIT COURT and to the other “*CO-TRUSTEES*” of the STATE OF SOUTH DAKOTA referenced as the corporatized “*DEEP STATE*” was thirteen (13) pages and captioned as follows to include a “*CLAIM OF APPEAL*” and a “*MOTION ...*”.
  - a) “**“CLAIM OF APPEAL” – TIMELY-FILED AND BASED UPON “OVERRIDING AND PALPABLE ERRORS, GROSS OMISSIONS OF FACTS, THE ‘ACCARDI DOCTRINE,’ AND; INTENTIONAL [TORTUOUS] VIOLATIONS OF THE ‘RULES ENABLING ACT,’ AND ‘OTHER CONSTITUTIONAL GUARANTEES’**”
  - b) “**“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)’**”
- 3) My “CLAIM OF APPEAL” presented the basis of a “*complaint*” and “*further PROOF that the entire ‘administrative process’ used to ‘railroad’ the [previously held] underlying [administrative] hearing’ proceeding was done ARTIFICIALLY – in ‘fake’ and ‘fictional’ fashion and not in ‘authentic’ and ‘personal’ fashion as a matter of consistent ‘pattern and practice’*” of the ADMINISTRATIVE “*DEEP*” STATE.
- 4) My “MOTION FOR EXTENSION OF TIME ...”, presented the FACT that “*WITHOUT INCOME OR ASSETS to sell for hiring a ‘legal assistance,’ WITHOUT TRANSPORTATION*



*or STATE MEDICAID to pay the costs of post-amputation and “nursing home level of care” MOBILITY NEEDS for the rest of my natural life, and **more recently because of the STATE’s RETALIATION against me by taking away the previous provision of CHORE SERVICES to assist me in buying groceries and cleaning my apartment home each week** – each daily task takes me much more time to execute; and each task must also be broken down into further time-intensive elements in order to be executed to completion.”*

- 5) This first of the two documents that I served on 6/6/22 to the FOURTH CIRCUIT COURT and to the other “CO-TRUSTEES” of the STATE OF SOUTH DAKOTA referenced my “[PUBLIC] RECORD of that fraudulent hearing will soon be posted, along with a plethora of underlying EVIDENCE and LEDGER OF EVENTS (i.e., “DAMAGES”) that was DENIED by the STATE’s BAR attorneys Monson and Reimers the ability to be presented and “heard” at the fraudulent and “railroaded HEARING” on 5/5/22 – as well as the referenced common law “WRIT OF ERROR CORAM NOBIS” – can be located online and in the PUBLIC RECORD as found at: [http://www.ricobusters.com/?page\\_id=1105](http://www.ricobusters.com/?page_id=1105)
- 6) Were anyone at the FOURTH CIRCUIT COURT or the other “CO-TRUSTEES” of the STATE OF SOUTH DAKOTA to have subsequently gone to that referenced web-link above, they would have seen a page with the following header:

RICO Busters.com
Home
Mission
Contact
Grand Juries
Private Attny Generals
Case Documents
Video Library
Recent Stories
ricobusters.com/?page\_id=1105

Recent Posts

Hold your government accountable to their solemn Oaths to our state and federal constitutions....and indict them when necessary!

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](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

Categories

Select Category ▼



- 7) The referenced “*PUBLIC RECORD*” should have clarified beyond any reasonable doubt that I am inclined to be acting fully within the “*jurisdiction*” of the COMMON LAW, with “*CLAIMS IN COMMERCE*” supported by a “*LEDGER OF DAMAGES*”, “*DOCUMENTS AND VIDEO OF EVIDENCE*”, and the disposition of acting on behalf of STATE and UNITED STATES “*taxpayers*” to exercise my “Sovereign American” right to “*prosecute*” my own cases – both “*civil*” and “*criminal*” – myself while acting in the capacity of what is commonly known by statutory reference as a “*PRIVATE ATTORNEY GENERAL*,” and while making use of and promoting “*GRAND JURIES*” of “*We, The [Sovereign] People*”.
- 8) Were the above-referenced web-page be published as a **forty-two (42) page** “PDF” file, it would tell the **DETAILED BACKGROUND to the FACTS of this case up to the point at which I filed my first set of documents with the FOURTH CIRCUIT COURT** now in the hands of new “*CO-TRUSTEES*” known as “*JUDGE*” Eric Strawn and “*CLERK OF COURT*” Carol Latusek,
- 9) Included in that first filing of 6/6/22 was an explanation of the “**CLAIM OF CONUSANCE**” – incorporated also herein – being “*a question of jurisdiction between [the] two Courts, and not between the plaintiff and defendant, as in the case of a plea to the jurisdiction, and therefore it must be demanded by the party entitled to conusance ...*”. It is a “*longstanding Common Law claim, when made against the jurisdiction of the courts, as confined to “Courts of Record” such as this instant case.*”
- 10) In establishing my “*CLAIM OF CONUSANCE*” early on, acting in the capacity of “*B/PPP / SJR,*” made amply clear that I am “*establishing [my] appearance with [my] own ARTICLE III COURT OF RECORD while proving that the ADMINISTRATIVE “DEEP” STATE’s previous ‘backward-looking access’ cases not only fails to provide ‘meaningful’ address of the merits through constitutionally guaranteed ‘due process;’ but that the so-called ‘judges’ being employed by the STATE are merely politically appointed ‘foreign agents’ masquerading as ‘judges’ and only compounding what is already a multi-tiered mushrooming of seditious and treasonous series of domestic terrorist events.*”
- 11) In establishing that “*CLAIM OF CONUSANCE,*” I also pointed out that, under **the Constitution as the COMPACT between the STATES for forming the “Federal Government” of the UNITED STATES** in the first place, **I** – “*acting in [my] SUI JURIS status as PRIVATE, PUBLIC PROXY for the sovereign People of the ‘STATE(s)’ ha[ve] every power of authority granted to both prosecutors (Executive) and judges (Judicial), so long as [I] act[s] constitutionally as the Sovereign to re-secure the STATE Rights – and enforce the STATE Responsibilities – of ‘Securing the (Inalienable) Rights of the People’.*”



- 12) Importantly, what my written actions had done was to set the meaningful foundation for the SEVENTH AMENDMENT guarantee of the U.S. CONSTITUTION stating:
- “In Suits at common law, where the value in controversy shall exceed twenty dollars, the right of trial by jury shall be preserved, and no fact tried by a jury, shall be otherwise re-examined in any Court of the United States, than according to the rules of the common law.”*
- 13) Having establish my COMMON LAW standing as a BENEFICIARY / PRIVATE, PUBLIC PROXY / and SUI JURIS RELATOR, and having also established my own “ARTICLE III COURT OF RECORD” for this case, I next turned my attention toward “concluding” that 6/6/22 “MOTION FOR EXTENSION OF TIME FOR FILING ‘BRIEF ON APPEAL’” with my focus on my “DEMAND FOR TRIAL BY JURY AND FOR GRAND JURY INVESTIGATION OF REPORTED ALLEGATIONS OF MULTI-COUNTY CRIMES.” I therefore emphasized that in “demanding” both a “Trial by Jury” for the “civil” claims, and a “[Multi-County] Grand Jury Investigation” for the “criminal” claims, that “this instant case [must] 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 Ravnsborg have shown themselves to corruptively be in [the factual history of] this case.” (Bold and/or underlined emphasis added)
- 14) Again, importantly, the above-referenced 6/6/22 “MOTION FOR EXTENSION OF TIME ...” was signed by way of a sworn “AFFIDAVIT OF TRUTH” ... as follows:

### AFFIDAVIT OF TRUTH

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

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

(The above signature is authorized by David Schied as a “*totally and permanently disabled quad-amputee*” with “*reasonable accommodations*” exercised by Right according to laws provided by the AMERICANS WITH DISABILITIES ACT.)



15) The SECOND of the two documents that I served on 6/6/22 to the FOURTH CIRCUIT COURT and to the other “CO-TRUSTEES” of the STATE OF SOUTH DAKOTA was my sixteen (16) page “**MOTION FOR ‘FORMA PAUPERIS’ WAIVER OF COSTS AND FEES BASED UPON ‘INABILITY TO PAY’ FOR FILING FEES AND TRANSCRIPTS**” as based upon the following two-pronged criteria of this case:

- a) Being “**A ‘CIVIL RIGHTS’ CASE INVOLVING THE DENIAL OF CONSTITUTIONALLY MANDATED ‘DUE PROCESS’**”; and,
- b) Involving the repeated “**DENIAL OF ‘REASONABLE ACCOMMODATIONS’ 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)’**”

16) Like my first filing of 6/6/22 as described above, this second “**MOTION FOR ‘FORMA PAUPERIS’ WAIVER OF COSTS AND FEES ...**” was captioned on the “Title Page” with my “**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**”.

17) Like my first filing of 6/6/22 as described above, this second sixteen (16) page “**MOTION FOR ‘FORMA PAUPERIS’ WAIVER OF COSTS AND FEES ...**” also included reference to my previous “filings” to this “**ARTICLE III COURT OF RECORD**” of my “**WRIT OF ERROR CORAM NOBIS**,” and a formal “**FILING TO CORRECT THE RECORD**” – which were “**served**” to all of the named – and yet unnamed as “**DOES**” – ADMINISTRATIVE “**DEEP**” STATE “**agents**” on 5/31/22; as administratively needed by the sovereign People to address these CO-TRUSTEES’ continual attempts to create FRAUDULENT PAPER TRAILS of so-called “**facts**” for successive “**administrative reviews**” and/or “**judicial reviews**.” (Bold and/or underlined emphasis added)



18) Moreover, as all of these above “RECORDS” and “CLAIMS” were supported by the continual “TACIT AGREEMENTS” of these multi-tiered CORPORATE ”*agents and principals*” acting both their “*private*” and “*public*” capacities to violate so very many of my “*inalienable*” constitutional guarantees and “*civil rights*,” BOTH of my “*motions*” of 6/6/22 included my “COMMON LAW ‘CLAIMS IN COMMERCE’” of \$500,000,000 “*for [my] service action[s] according to FEE SCHEDULE*” against which I had long been intending to pay back “*court costs and fees*” on behalf of the “*Sovereign People as TAXPAYERS*” after this case is resolved on behalf of the “*Sovereign People as TAXPAYERS*” and the case is properly submitted to the same (i.e., the “*Sovereign People as TAXPAYERS*”) for TRIAL BY JURY and CRIMINAL GRAND JURY INVESTIGATION of “*the Accused*” named in this instant case.

19) This “*second filing of 6/6/22*” as “MOTION FOR ‘FORMA PAUPERIS’ WAIVER OF COSTS AND FEES ...” explained the previously “*served*” and “*filed*” (i.e., into this instant ‘ARTICLE III COURT OF RECORD’ instituted under God and the COMMON LAW) as dated 5/31/22, as follows below “*verbatim*” by way of a screen shot graphic: <sup>2</sup>

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.

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<sup>2</sup> The reference in this excerpted paragraph to the date of “5/31/33” was an honest “*typo*” written in good faith by a “*totally and permanently disabled quad-amputee*” entitled to “*reasonable accommodations.*”



- 20) Using several large segments “*screen shot graphics*” excerpted from a letter written to CONVICTED CRIMINAL (“*manslaughter / negligent homicide*”), the former “SOUTH DAKOTA ATTORNEY GENERAL” **Jason Ravensborg** – that the LEGISLATIVE BRANCH took more than a full year to “*IMPEACH*” while he **continually and MALFEASANTLY “sat” on my “Request for an investigation of crimes”** (committed against me in 2020-’21 involving both MALFEASANCE and GROSS NEGLIGENCE by both STATE OF MICHIGAN and UNITED STATES “*deep state agents and principals*”) **that left me HOMELESS in February 2021 – I sought “reasonable help” as a reported “CRIME VICTIM” and “REFUGE” in the form of an INVESTIGATION of my reported crimes, and CRIME VICTIM SERVICES, which STATE BAR (CRIME SYNDICATE) member Jason Ravensborg altogether ignored while wasting “TAXPAYER” resources to instead provide the forum and prosecution costs for his well-over-a-year-long “NO CONTEST” DEFENSE against what plainly appeared to be a “hit and run” homicide.**
- 21) Of the twelve (12) pages of the “FACTS” section of that “MOTION FOR ‘FORMA PAUPERIS’ WAIVER OF COSTS AND FEES BASED UPON ‘INABILITY TO PAY’” brief, fully nine (9) pages were dedicated toward underscoring why I – as a (once homeless) REFUGEE, and (former and ongoing) CRIME VICTIM being repeatedly DISCRIMINATED and RETALIATED against because of my so-called “*white privilege*”, my political beliefs as “*one of the Sovereign People*,” and because of my exercise of my FIRST AMENDMENT guaranteed rights to “*free speech*,” to “*freedom of the press*,” and to “*redress of grievances*” – do not have the “*ability*” to pay” for “*court costs and fees*” as well as for “*transcripts*” on the lower ADMINISTRATIVE “*DEEP*” STATE “*proceedings*” that had taken place before the STATE BAR (CRIME SYNDICATE] “*assignees*” from the so-called “*DEPARTMENT OF SOCIAL SERVICES*,” Eric Monson and Wade Reimers.
- 22) These are proceedings which proved not only prove the “DSS” willingness to RAILROAD that “*due process hearing*” while depriving me of my right to “*reasonable accommodations*,” but to also DENY me my articulated RIGHT to have present and question my named “*witnesses*” employed by the “*DEEP*” STATE (i.e., employed both INSIDE and OUTSIDE the DSS “*department*” of the STATE) such as those employed by the **GOVERNOR Kristi Noem**, by **Scott Bolinger** and **Catherine Williamson** at the so-called **BUREAU OF ADMINISTRATION**, as employed by and representing the **ATTORNEY GENERAL Jason Ravensborg** (such as **Wade Reimers** and now **Robert Morris**) by the “DHS” and “DSS” **SECRETARIES Shawnie Rechtenbaugh and Laurie Gill**, as well as their representative “*agents and principals*” employed at the **S.D. DEPARTMENTS OF “DHS” and “DSS”**



acting by and through and their respective **BAR attorneys** such as **Jenna Howell** and **Jeremy Lippert**, most whom are included in the **previously NAMED and SUBPOENAED others** depicted herein as **“DOES #1-26”**.

STATE OF SOUTH DAKOTA     )  
  )  
COUNTY OF LAWRENCE     )  
  
DEPARTMENT OF SOCIAL SERVICES  
OFFICE OF ADMINISTRATIVE HEARINGS  
  
OAH # 22-365 case # 001286794

<b>David Schied</b> <b>v</b> <b>STATE OF SOUTH DAKOTA, et alia</b>	<b>SUBPOENA for WITNESS</b> <b>TESTIMONY and</b> <b>SUPPORTING DOCUMENTS</b>
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**Scott Bolinger**

**YOU ARE HEREBY NOTIFIED** That you, your fellow witnesses, and your exhibits and documents intend to be introduced into evidence and must be present at the hearing scheduled for the **5<sup>th</sup> day of May, 2022, commencing at 8:30 a.m. (Mountain Time)/ 9:30 a.m. (Central Time)** at the **Department of Social Services Office, 2200 W. Main Street, Sturgis, South Dakota.**

**YOU MUST BRING WITH YOU the following documents, electronically stored information, or objects:**

- **Any and all complaints, open records requests, or inquires sent directly, indirectly, or copied to you by David Schied between February 2021 through 2022, by email or mail;**
- **Any written laws, administrative policies, rules of practice, or other materials upon which you rely in the performance of your job duties when responding to challenges by disabled persons of due process violations or needs determinations;**
- **Any written training certifications, educational degrees, or other proofs of formal training in establishing “disability needs” assessments, determining the “needed level of care” for multi-limb amputees, the legal interpretation of “disability rights,” and/or the SOCIAL SECURITY ACT as it involves, impacts, or supports STATE-level payments for support of the elderly, poor and/or disabled.**
- **Any written records pertaining to your OATH OF PUBLIC OFFICE, PERFORMANCE BONDS, individual or “BLANKET” INSURANCE POLICIES, “ERRORS AND OMISSIONS” INSURANCE policies and/or insurance “riders,” and TERRORISM COVERAGE insurance policies and/or “riders” or OTHER SURETY related to the “faithful performance” of your job duties.**

**NOTE** that you **WILL** be deposed for testimony under Oath; and therefore, are entitled to also have an attorney present if you wish. Failure to show or other disregard for this subpoena may pose other legal consequences for you both personally and professionally, and both civilly and criminally.

**CERTIFICATE OF SERVICE**

I swear that today, May 2<sup>nd</sup>, 2022, I sent an exact copy of a 30-page **“OBJECTION and FORMAL CRIMINAL COMPLAINT”** dated 4/22-4/30/22, as well as this instant SUBPOENA to the person who is named above, by way of the last known email address for this individual.

/s/ David Schied – Disabled Beneficiary and Private, Public Proxy, acting in the capacity similar to that a PRIVATE ATTORNEY GENERAL on behalf of S. Dakota taxpayers.



23) IMPORTANTLY, the above is but one of twenty-six (26) examples of the many identical subpoenas that I had personally issued for “*WITNESSES*” to attend the so-called “*administrative due process hearing*” that was CRIMINALLY RAILROADED by STATE BAR CRIME SYNDICATE members acting in the capacity of “*ADMINISTRATIVE LAW JUDGE*” **Eric Monson** and “*SPECIAL ASSISTANT ATTORNEY GENERAL*” **Wade Reimers**. ... whereby I was CRIMINALLY deprived of my constitutionally guaranteed “*due process*” Right to question the following list of “*Witnesses*” and to ensure – on behalf of the Sovereign People as the “*TAXPAYERS*” paying their “*STATE*” salaries – that these “*STATE AGENTS and PRINCIPALS*” were to bring PROOF OF SURETY AND OATHS in guarantee to those STATE and UNITED STATES “*taxpayers*” that their “*faithful performance[s]*” are backed by solemn OATHS and some form of valid FINANCIAL “SURETY.”

24) The list of “**WITNESSES**” who were “*served*” with personalized copies of the above SUBPOENA, and who are herein named as the “**DOES 1-26**” (minimally) are:

1. <b>Richard Bauman</b>	2. <b>Scott Bolinger</b>	3. <b>Ryan Brunner</b>
4. <b>Laura Charter</b>	5. <b>Val Clauser</b>	6. <b>Tom Eads</b>
7. <b>Laurie Gill</b>	8. <b>Nancy Giovanetti</b>	9. <b>Melody Hackett</b>
10. <b>Beth Hollatz</b>	11. <b>Jenna Howell</b>	12. <b>Jennifer Lewis</b>
13. <b>Jeremy Lippert</b>	14. <b>Leslie Lowe</b>	15. <b>Sharon Maher</b>
16. <b>Kim Malsam-Rysdon</b>	17. <b>Eric Monson</b>	18. <b>Kristi Noem</b>
19. <b>Laura Nord</b>	20. <b>John Osburn</b>	21. <b>Rogine Page</b>
22. <b>Jason Ravensborg</b>	23. <b>Mary Rea</b>	24. <b>Shawnie Rechtenbaugh</b>
25. <b>Angie Reichert</b>	26. <b>Wade Reimers</b>	27. <b>Yvette Thomas</b>
28. <b>Kelli Werner</b>	29. <b>Catherine Williamson</b>	

25) As had occurred with the accompanying “*MOTION FOR EXTENSION OF TIME ...*”, this second filing of “*MOTION FOR ‘FORMA PAUPERIS’ WAIVER OF COSTS AND FEES ...*” concluded with a written “AFFIDAVIT OF TRUTH” and “CERTIFICATION OF SERVICE” as shown below (i.e., on the next page) verbatim in representative graphic as IRREFUTABLE EVIDENCE:



### AFFIDAVIT OF TRUTH

I swear to God, and declare “*under penalty of perjury*,” that the statements in the above fifteen (15) pages are honest, accurate, and complete as I can make them, to the best of my understanding and belief.

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

### CERTIFICATION OF SERVICE

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

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

... along with “*CLAIM OF APPEAL*” and “*MOTION FOR EXTENSION OF TIME FOR FILING ‘BRIEF ON APPEAL’*” which contain the following as embedded:

- 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 SACTIONS AND DISBARMENT OF BAR ATTORNEYS Jenna Howell, Anthony Lippert, Eric Monson, Wade Reimers, and Jason Ravensborg based on proven year-long history of FRAUD and DISCRIMINATION and other “*secondary*” RICO coverups of “*predicate*” instances and formalized REPORTS of both DISCRIMINATION and CRIMINAL COMPLAINTS;
- FILING TO CORRECT THE RECORD
- CLAIMS IN COMMERCE in the estimated amount of \$500,000,000 (for service action according to the FEE SCHEDULE accepted in silence by tacit agreement by the *principals* and *agents* of the STATE on numerous occasions throughout 2021-‘22)

... to the SOUTH DAKOTA UNIFIED JUDICIAL SYSTEM (a.k.a. THE “*STATE CIRCUIT COURT*” [as referred to by “*ALJ*” Eric Monson on 5/12/22]) FOURTH JUDICIAL CIRCUIT acting by and through the LAWRENCE COUNTY CLERK OF THE COURT  
P.O. BOX 626  
78 Sherman Street  
DEADWOOD, S.D. 57732-0626

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

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

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

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

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

Submitted this 6<sup>th</sup> day of June, 2022 by:

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

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



26) ALSO IMPORTANTLY, in spite of my cover letter requesting that the CLERK OF COURT provide me with “Proof of Filing” into the “4<sup>TH</sup> CIRCUIT COURT record”, this was NOT DONE right away because the “CLERK OF COURT” Carol Latusek and her “agent” as “Deputy Clerk” Kristie Gibbens apparently instead DISCRIMINATINGLY and CONSTRUCTIVELY DENIED TIMELY FILING by “redirecting” those documents to “Judge” Eric Stawn; while misleadingly informing that the judge’s name was actually “Stawn,” who was actually “sitting” on those IMPORTANT filings for the entire next MONTH, finally directing Carol Latusek and her “agents” to “file” those previously “served” (6/6/22) documents UNDER A FRAUDULENT “ENTRY DATE” of 7/29/22 and ONLY AFTER I had “filed” into the more reliable “ARTICLE III COURT OF [PUBLIC] RECORD” two more “motions” captioned as follows:

- a) “MOTION FOR IMMEDIATE CONSIDERATION” AND “MOTION FOR DECLARATORY STATEMENT AS BASED UPON ...” (29 pages);
- 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’ AS BASED UPON FACT THAT: ALL NAMED CO-TRUSTEES ARE AGENTS AND PRINCIPALS OF THE STATE OF SOUTH DAKOTA” (12 pages)

27) The EVIDENCE in this instant “ARTICLE III COURT OF RECORD” shows clearly that the above two “motions” sent to the “DEPUTY CLERK” Kristie Gibbens – with a request for “DATE-STAMPED PROOF OF FILING” to the FOURTH CIRCUIT COURT record – was “served” by me on 7/19/22 via USPS “Certified Mail” delivery and “received” by an “agent of the court” on 7/20/22.

7021 1970 0000 5415 1337

**CERTIFIED MAIL® RECEIPT**  
Domestic Mail Only

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Deadwood, SD 57732

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

Postage \$2.16

Total Postage and Fees \$6.16

Sent to: Kristie Gibbens - Clerk of Court  
P.O. Box 626  
Deadwood, S.D. 57732-0626

Postmark: JUL 19 2022

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

**UNITED STATES POSTAL SERVICE.**

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

7/18/2022

Attn: DEPUTY CLERK Kristie Gibbens and the  
LAWRENCE COUNTY CLERK OF COURT  
FOURTH (4<sup>th</sup>) 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,

28) Nevertheless, like the circumstances occurring with my FIRST SET OF FILINGS IN THE FOURTH CIRCUIT COURT, this SECOND SET OF TWO SEPARATE “MOTION” FILINGS were simply “sat on” and “delayed for filing” – with EVIDENCE that the delay was by the “direction” of the said “Judge” Eric Strawn – until 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*

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 “ALJ” Eric Monson on 5/12/22)  
FOURTH JUDICIAL CIRCUIT  
LAWRENCE COUNTY  
CASE # CIV22-116  
ADMINISTRATIVE CASE # 001286 (fraudulent) and OAH # 22-165 (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/PPPSJR”) 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

FRAUDULENT  
DATE  
OF FILING!



29) Similarly, my FIRST SET of two filings “served” on 6/6/22 were FRAUDULENTLY entered seven (7) full weeks late (as shown immediately below and on the next page).

**7/29/2022 3:56 PM LAWRENCE COUNTY**

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

**IN THE MATTER OF “RIGHT TO APPEAL”:**

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

v.

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

**SOUTH DAKOTA  
UNIFIED JUDICIAL SYSTEM  
THE “STATE SUPREME COURT”  
(as referred to by A.C. Eric Monson  
on 5/12/22)  
FOURTH JUDICIAL CIRCUIT  
LAWRENCE COUNTY  
CLERK OF DISTRICT COURT  
P.O. BOX 626  
78 Sherman Street  
DEADWOOD, S.D. 57721-0626  
(a.k.a. 126-174 (fraudulent)  
O.H. 22-365 (fraudulent)  
referenced by “CO-TRUSTEES” on 5/12/22**

**WITH NOTICE OF  
CLAIM OF CONUSANCE**

and

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

**DEMAND FOR  
TRIAL BY JURY**

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

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

**DEMAND FOR SCTIONS AND DISBARMENT**

**OF BAR ATTORNEYS Jenna Howell, Anthony Lippert, Eric Monson, Wade Reimers, and Jason Ravensborg based on proven year-long history of FRAUD and DISCRIMINATION and other “secondary” RICO coverups of “predicate” instances and formalized REPORTS of both DISCRIMINATION and CRIMINAL COMPLAINTS**



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**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 / CRIMINAL** and **CLAIMANT** acting in his *Sui Juris* Private capacity; as well as in his "**EX REL**" capacity of a **PRIVATE, PUBLIC PROXY** on behalf of the South Dakota and American "**TAXPAYERS**" "**Beneficiary / Private Public Proxy**"

v.

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

**SOUTH DAKOTA  
UNIFIED JUDICIAL SYSTEM  
THE "STATE COURT"  
(as referred to by Eric Monson  
on 5/12/22)  
SOUTH JUDICIAL CIRCUIT  
LAWRENCE COUNTY  
CLERK OF THE COURT  
P.O. BOX 626  
78 Sherman Street  
DE SMOULDS, S.D. 57732-0626  
Phone 605-286794 (fraudulent)  
OAH # 22-365 (fraudulent)  
referenced by "**CO-TRUSTEES**" on 5/12/22**

**WITH NOTICE OF  
CLAIM OF CONUSANCE**

and

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

**DEMAND FOR  
TRIAL BY JURY**

**BENEFICIARY / RELATOR / PRIVATE PUBLIC PROXY David Schied's "MOTION FOR  
'FORMA PAUPERIS' WAIVER OF COSTS AND FEES BASED UPON  
'INABILITY TO PAY' FOR FILING FEES AND TRANSCRIPTS", AS BASED UPON:**

- a) A "**CIVIL RIGHTS**" CASE INVOLVING THE "**DENIAL OF CONSTITUTIONALLY MANDATED 'DUE PROCESS'**"; AND,
- b) DENIAL OF "**REASONABLE ACCOMMODATIONS**" UNDER THE "**SPIRIT**" IF NOT THE "**LETTER**" OF THE '**AMERICANS WITH DISABILITIES ACT**.' FOR A BONA FIDE '**TOTALLY AND PERMANENTLY DISABLED QUAD-AMPUTEE**' BEING UNLAWFULLY '**DENIED MEDICAID**' AND '**DOCUMENTS OF GOVERNMENT TRANSPARENCY**' ABOUT '**OPERATIONAL POLICIES**' AND '**PERSONNEL QUALIFICATIONS**' FOR EVALUATING QUAD-AMPUTEE '**LEVEL OF NEEDS**' WITHOUT '**DISCRIMINATION**,' '**ABUSE AND NEGLECT**,' AND/OR A '**CRIMINAL CONSPIRACY TO DEPRIVE OF RIGHTS (UNDER COLOR OF LAW AND ADMINISTRATIVE AUTHORITY)**'"

**DEMAND FOR 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



30) Getting back to my **SECOND SET of “filings”** (as again listed below) that were withheld and DELAYED for fully nine (9) days by the FOURTH CIRCUIT COURT “*PRINCIPALS and AGENTS*” before being assigned FRAUDULENT “*official filing dates*” as a matter of the PUBLIC RECORD ... being:

- a) **“MOTION FOR IMMEDIATE CONSIDERATION” AND “MOTION FOR DECLARATORY STATEMENT AS BASED UPON ...”** (29 pages);
- 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’ AS BASED UPON FACT THAT: ALL NAMED CO-TRUSTEES ARE AGENTS AND PRINCIPALS OF THE STATE OF SOUTH DAKOTA”** (12 pages)

31) The **FIRST TWO** of these TOTAL THREE “*motions*” were “**BASED UPON**” what is shown in EVIDENCE “*verbatim*” as embedded graphically below:

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

**“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 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 SANCTIONS AND DISBARMENT OF BAR ATTORNEYS Jenna Howell, Anthony Lippert, Eric Monson, Wade Reimers, AND Jason Ravnsborg**
  - 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**



32) The **SECOND** of these **TOTAL THREE “motions”** were self-evident as being simply **“BASED UPON” “THE FACT THAT: ALL NAMED CO-TRUSTEES ARE AGENTS AND PRINCIPALS OF THE STATE OF SOUTH DAKOTA”** (12 pages)

33) Since NONE of my previous “*filings*” with the FOURTH CIRCUIT COURT had resulted in any “*official*” action that was not taken FRAUDULENTLY and only by the “CLERK OF COURT” **Carol Latusek** and her “*agents*” (including but not limited to Kristie Gibbens), I made sure that each of these “*THREE MOTIONS*” received by “*the court*” on 7/20/22 incorporated the following as “*inextricably intertwined*” with these “*new motions*”:

- (My **FIRST**) **WRIT OF ERROR CORAM NOBIS;**
- **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 SCTIONS AND DISBARMENT OF BAR ATTORNEYS** Jenna Howell, Anthony Lippert, Eric Monson, Wade Reimers, and Jason Ravensborg based on proven year-long history of FRAUD and DISCRIMINATION and other “*secondary*” RICO coverups of “*predicate*” instances and formalized REPORTS of both DISCRIMINATION and CRIMINAL COMPLAINTS;
- (My **FIRST**) **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)

34) I presented *side-by-side* examples of the FRAUD being committed by the “*ADMINISTRATIVE LAW JUDGE*” as STATE BAR (CRIME SYNDICATE) member and admitted “*DSS AGENT*” showing that “*ALJ*” Eric Monson was allowing his “*administrative assistant*” to write and “*sign*” documents purportedly carried out and “*signed*” by him, shown as follows as a graphic excerpt from that “*two-motion*” filing for “IMMEDIATE CONSIDERATION” and “DECLARATORY STATEMENT”: (See below on the next page)



Clerk of Courts, Lawrence County  
PO Box 626  
78 Sherman Street  
Deadwood, SD 57732-0626



RE: Schied CIV 22-116

Dear Clerk:

Please find enclosed the record in the above-referenced matter. Please accept the same for filing.

I certify that the enclosed documents, papers and exhibits constitute the record in the administrative proceedings. Copies of the record and indexes have been concurrently sent to each party of record.

Sincerely,

Eric H. Monson  
Administrative Law Judge

EHM/mmh

cc: David Schied  
Wade Reimers

**EVIDENCE OF FRAUD.**

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

**Compare these two  
OFFICIAL “signatures” by  
this ONE so-called “judge.”  
The REAL one will be  
called to TRIAL BY JURY  
and prosecuted for  
authorizing this FRAUD.**



35) I also presented the numerous other “CONTROVERSIES ABOUT ‘FACTS’” about this now year and a half-long “case” the wrongful “captioning” of “HEARING NOTICES” (extending to the instant “NOTICE OF HEARING” issued by “JUDGE” Eric Strawn on 9/19/22), which included the DECEPTION of the “DEPUTY CLERK” Kristi Gibbens in presenting me with an email wrongly naming “Judge Stawn” and issuing to me notice that the instant case number was “22-166”, but while “date-stamping” ONLY my cover letter for my FIRST SET of two “motion” filings instead of the “MOTIONS” themselves – giving the appearance that the “motions” themselves were NOT actually filed on 6/10/22 as DECEPTIVELY indicated ... which ended up being the actual case as eventually discovered by the FRAUDULENT filing of those FIRST SET of “motions” a month and a half later on 7/29/22 instead by the “CLERK OF COURT” Carol Latusek as “principal” in charge of her “agent” Kristi Gibbens. Moreover, that deception by Kristie Gibbens extended further into sending back “PROOF OF FILINGS” in the “difficult-to open and save” file format of “TIF” instead of the “standard” of PDF.(Again, see below as graphically embedded as EVIDENCE again on the next page)



**FACTS SUPPORTING THIS “MOTION FOR IMMEDIATE CONSIDERATION” and  
“MOTION FOR DECLARATORY STATEMENT”**

On 6/10/22, the “Deputy Clerk” Kristie Gibbens, of the LAWRENCE COUNTY (4<sup>th</sup>) 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, to date, remains an unknown by actual name.

**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 321  
Spearfish, South Dakota 57783  
605-540-4439 (all calls recorded)  
dschied@xplains.com

6/6/2022

Attn: LAWRENCE COUNTY CLERK OF THE COURT  
FOURTH (4<sup>th</sup>) 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 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 email me or call right away.

- 1) (Two) 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 ‘ACCARDI DOCTRINE,’ AND, INTENTIONAL [TORTUOUS] 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 CONUSANCE;
- DEMAND FOR TRIAL BY JURY AND FOR GRAND JURY INVESTIGATION OF REPORTED ALLEGATIONS OF MULTICOUNTY CRIMES;
- DEMAND FOR ACTIONS AND DISBARMENT OF BAR ATTORNEYS HOWELL, Anthony Lippert, Eric Mattson, Wade Reimers, and Jason Ravensborg based on proven year-long history of FRAUD and DISCRIMINATION.

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



Moreover, although this case was provided a HANDWRITTEN CASE NUMBER, that number – being handwritten – indicates that there was no “official” printout showing actual entry of this case into any purported “***SOUTH DAKOTA UNIFIED JUDICIAL SYSTEM***” and/or any purported “***FOURTH JUDICIAL CIRCUIT COURT***” containing any reputable judges. In fact, as also shown by the embedded EVIDENCE above and immediately below, **the date-stamped cover letter is 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](mailto:deschied@yahoo.com)

6/6/2022

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

Dear LAWRENCE COUNTY Clerk,

Instead of providing “OFFICIAL” notification of the (last) name (only) of a reputable “judge” assigned to this case, DEPUTY CLERK Kristie Gibbens instead – again conspicuously – provided the name of a judge in the “subject line” of her email dated 6/17/22.

**CIV 22-116, Judge Stawn.**

From: **Gibbens , Kristie** ([kristie.gibbens@ujs.state.sd.us](mailto:kristie.gibbens@ujs.state.sd.us))

To: [deschied@yahoo.com](mailto: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

**NO “JUDGE”  
ASSIGNED**

CIV 22-116



**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.**





36) I further explained (see below and on the next page) the reason for the “case captioning” repeatedly referring to MULTIPLE underlying “case numbers”, to substantiate this case MULTIPLE COUNTIES, including the BUREAU OF ADMINISTRATION and DEPARTMENT OF HUMAN SERVICES, in addition to the “DSS” as excerpted below:

- a) As shown by the case captioning on all filings with the “4<sup>TH</sup> CIRCUIT COURT” thus far, the “*Cases on Appeal*” herein in this CASE # CIV 22-166 are being referenced by case numbers created by the CO-TRUSTEES being referenced as “*FRAUDULENT*.” Those fraudulent cases were constructed with numbers: “OHE # PRR 22-02”, “001286794” and “OAH 22-365”.
- b) The (fraudulent) “Case ## 001286794” and “OAH 22-365” refers to what was listed on CO-TRUSTEE Monson’s FRAUDULENT “FINAL ORDER OF DISMISSAL” (as shown immediately below), which is PROVEN FRAUDULENT by the EVIDENCE in the PUBLIC RECORD as presented further below in “ARGUMENT” by links on the Internet.

<u>STATE OF SOUTH DAKOTA</u>	)	DEPARTMENT OF SOCIAL SERVICES
	)	
COUNTY OF LAWRENCE	)	OFFICE OF ADMINISTRATIVE HEARINGS
		<u>OAH # 22-365 case # 001286794</u>
IN THE MATTER OF THE ADMINISTRATIVE HEARING FOR DAVID SCHIED		<u>FINAL ORDER OF DISMISSAL</u>

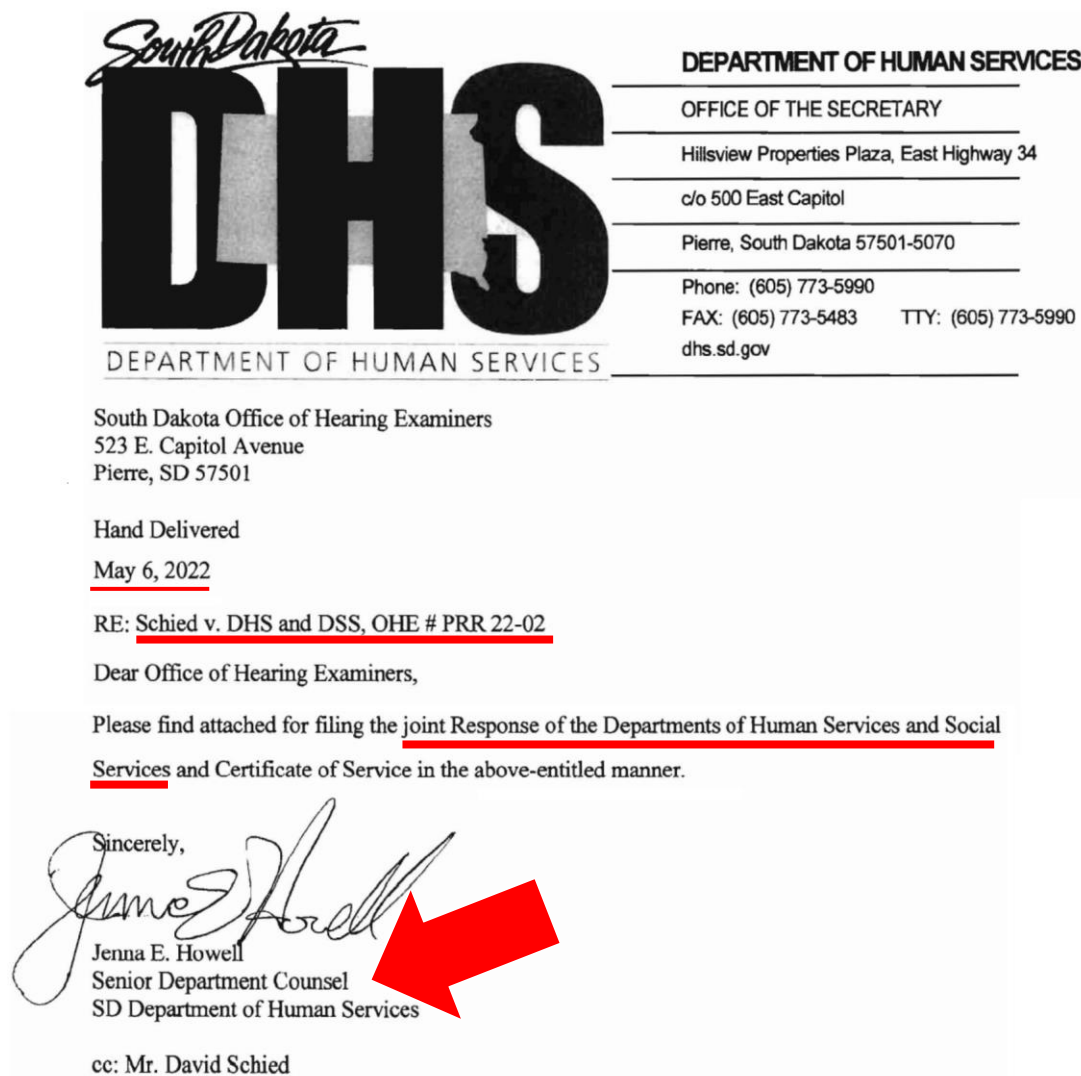
WHEREAS by notice of action dated February 23, 2022 the Department of Social Services

- c) As captioned on page one (“Cover Page”) of this instant Case 22-116, the reference to the Case # “OHE # PRR 22-02” refers to the “*inextricably intertwined*” matters involving the repeated DENIALS OF OPEN RECORDS by the STATE’s “BAR” attorneys Jenna Howell and Jeremy Lippert, which culminated in yet UNRESOLVED “*ADMINISTRATIVE ‘DEEP’ STATE*” proceedings taking place in PIERRE, of HUGHES COUNTY in SOUTH DAKOTA as shown immediately below.

<u>STATE OF SOUTH DAKOTA</u>	)	<u>BUREAU OF ADMINISTRATION</u>
	) ss	
COUNTY OF HUGHES	)	<u>OFFICE OF HEARING EXAMINERS</u>
DAVID SCHIED		<u>OHE # PRR 22-02</u>
vs.		CERTIFICATE OF SERVICE
<u>SOUTH DAKOTA DEPARTMENT OF SOCIAL SERVICES</u> <u>SOUTH DAKOTA DEPARTMENT OF HUMAN SERVICES</u>		

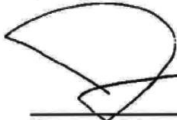
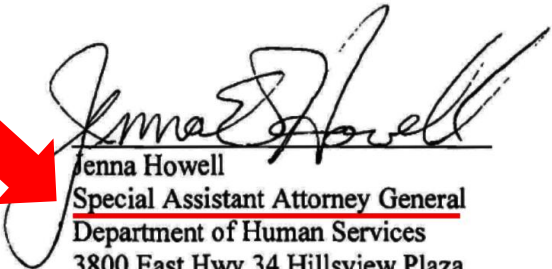


- d) The header for the above-referenced “*official filing*” with the CO-TRUSTEES of the BOARD OF HEARING EXAMINERS (Catherine Williamson) and the BUREAU OF ADMINISTRATION (Scott Bolinger) was pertaining to the same case being referenced below (next page) by the STATE’s “*BAR*” attorney Jenna Howell on 5/6/22.



- e) NOTE (as shown immediately below and on the next page) that the “**JOINT RESPONSE** ...” was “*signed*” by BOTH of the STATE’s “*BAR*” attorneys Jenna Howell and Jeremy Lippert while operating as the so-called “*SPECIAL ASSISTANT ATTORNEY GENERAL(s)*” under employ of the CONVICTED and IMPEACHED “*SOUTH DAKOTA ATTORNEY GENERAL*” **Jason Ravensborg**:



STATE OF SOUTH DAKOTA ) COUNTY OF HUGHES ) ss	<u>BUREAU OF ADMINISTRATION</u> <u>OFFICE OF HEARING EXAMINERS</u>
DAVID SCHIED  vs.  SOUTH DAKOTA DEPARTMENT OF SOCIAL SERVICES <u>SOUTH DAKOTA DEPARTMENT OF HUMAN SERVICES</u>	OHE # PRR 22-02  RESPONSE OF THE DEPARTMENT OF HUMAN SERVICES AND THE DEPARTMENT OF SOCIAL SERVICES
Respectfully submitted this <u>6<sup>th</sup></u> day of May, 2022	
 Jeremy Lippert <u>Special Assistant Attorney General</u> Department of Social Services 700 Governor's Drive Pierre, South Dakota 57501-2291 (605) 773-3305	 Jenna Howell <u>Special Assistant Attorney General</u> Department of Human Services 3800 East Hwy 34 Hillview Plaza c/o 500 East Capitol Ave Pierre, South Dakota 57501-2291 (605) 773-5990

- 37) Of course, the graphics above clearly shows that the two STATE BAR (CRIME SYNDICATE) members representing the STATE as “SPECIAL ASSISTANT ATTORNEY GENERALS” act as “chameleons” in changing their “colors” and their CORPORATE “hats” whenever it is convenient to them in carrying out their CRIMINAL acts of “[conspiring to] depriving of rights under color of law” as they also tout themselves (as shown by Jenna Howell’s signing identity above and two pages back in writing on DEPARTMENT OF HUMAN SERVICES letterhead instead) as being “SENIOR DEPARTMENT COUNSEL” for the “DHS” and the “DHS” respectively.
- 38) As a matter of significant FACT, it is to be noted that “JUDGE” Eric Strawn has given the distinct “APPEARANCE OF IMPROPRIETY” by failing altogether the otherwise “proper” intent to include in the upcoming “HEARING ON 10/7/22” the “TWO-PRONG MOTIONS” of “MOTION FOR IMMEDIATE CONSIDERATION” AND “MOTION FOR DECLARATORY STATEMENT AS BASED UPON ...” (29 pages) ... in spite of the EVIDENCE that it was “served” upon “the court” on 7/16/22. (See again next pages)



**9/19/2022 1:11 PM FILED LAWRENCE COUNTY**

STATE OF SOUTH DAKOTA )  
 ) SS  
COUNTY OF LAWRENCE )

IN CIRCUIT COURT  
FOURTH JUDICIAL CIRCUIT

DAVID SCHIED,

Appellant

vs.

DEPARTMENT OF SOCIAL SERVICES,

Appellee

CIV 22-116

NOTICE OF HEARING

Pursuant to the Appellant's MOTION FOR SERVICE, MOTION FOR WAIVER OF FEES, MOTION TO EXTEND TIME FOR FILING and MOTION FOR THE COURT TO SHOW CAUSE FOR HIS SAID BELIEFS filed thereto, please take NOTICE that this Court will conduct a hearing on said request on the 7TH day of October 2022, at 9:30 a.m. M.S.T. in the Lawrence County Courthouse (Courtroom 2) at 78 Sherman Street, Deadwood, SD 57732.

Dated at Deadwood this 19<sup>th</sup> day of September 2022.

  
Eric J. Strawn  
Circuit Court Judge

ATTEST:

  
Carol Latuseck

Lawrence County Clerk of Courts





## CERTIFICATION OF SERVICE

I swear that today, July 18<sup>th</sup>, 2022, I sent by EMAIL, a true and correct copy of the accompanying twenty-nine pages (29 pp.) captioned as BENEFICIARY / PRIVATE, PUBLIC PROXY / SUI JURIS RELATOR David Schied's:

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

...

... along with “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’”

...

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

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

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

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

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

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

Robert Morris – SPECIAL ASSISTANT ATTORNEY GENERAL – [bobmorris@westriverlaw.com](mailto:bobmorris@westriverlaw.com)

Submitted this 18<sup>th</sup> 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

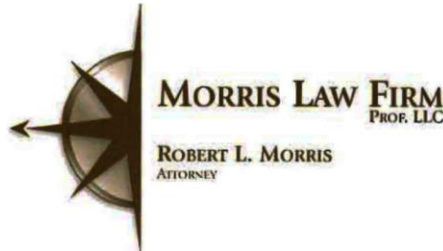
\* The above signature is authorized by David Schied as a “*totally and permanently disabled quad-amputee*” with “*reasonable accommodations*” exercised by Right according to laws provided by the AMERICANS WITH DISABILITIES ACT.) Also, given that this “*quad-amputee*” is not being properly afforded public 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.

By all indications, this “*JUDGE*” Eric Strawn intends to hold a hearing **THREE MONTHS** after being “*served*” (along with all of the other “*CO-TRUSTEES*” of the so-called “*STATE OF SOUTH DAKOTA*”); with my “*MOTION FOR IMMEDIATE CONSIDERATION*” and “*MOTION FOR DECLARATORY STATEMENT*” being “*sidelined*” until after the upcoming “*hearing*” ..... so to **CONSTRUCTIVELY** render my “*two motions*” as “*irrelevant*” and “*MOOT*” afterwards.



39) Again, importantly, my **“MOTION FOR IMMEDIATE CONSIDERATION” AND “MOTION FOR DECLARATORY STATEMENT AS BASED UPON...”** (29 pages) **sought to address** not only the “arbitrary and capricious” use of various “FICTIONAL” CORPORATE “titles,” FRAUDULENT “case numbers,” and “FRAUDULENT case captioning by the “CO-TRUSTEES” as “SPECIAL ASSISTANT ATTORNEY GENERALS” and “CLERK[s] of the COURT”; but also to address **the FRAUDULENT CONVERSION of BENEFICIARY / PRIVATE, PUBLIC PROXY / and / SUI JURIS RELATOR (“B/PPP / SJR”) David Schied from a “flesh-and-blood” American man and “one of the Sovereign People” (professed to also be both a “civil” and “criminal” CLAIMANT) into a “FICTIONAL ALL CAPS” CORPORATE entity situated “under government” rather than properly “under God” as shown plainly on (“CO-TRUSTEE”) GOVERNOR Kristi Noem’s “OFFICIAL” website, as clearly depicted from excerpted graphic screenshots from that very filing of those “two-pronged motions”.** (See below and on the next few pages)

After that, on 6/30/22, the CO-TRUSTEES of the STATE OF SOUTH DAKOTA caused yet another of the STATE’s “BAR” attorneys to “enter an APPEARANCE” into this MULTI-COUNTY “ARTICLE III COURT OF RECORD” as yet another so-called **“SPECIAL ASSISTANT ATTORNEY GENERAL”**, being a flesh-and-blood man from BELLE FOURCHE of BUTTE COUNTY named **Robert Morris**.



June 30, 2022

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

RE: David Schied v. South Dakota Department of Social Services  
Lawrence County 40CIV22-000116

Dear Mr. Schied:

Reference to another FRAUDULENT  
“Case #” using the prefix of “40”

Please find enclosed a true and correct copy of the *Notice of Appearance of Robert L. Morris* in the above matter.

The same is intended as service by mail upon you.

Very truly yours,

MORRIS LAW FIRM, Prof. LLC

  
Robert L. Morris

RLM/slt  
Enc.

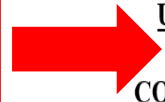






The document entered into MY “COMMON LAW” and “ARTICLE III (compliant) COURT OF RECORD” by the CO-TRUSTEE STATE’s “Special assistant Attorney General” Robert Morris is FRAUDULENT for the minimal number of reasons demonstrated below:

- a) First, this so-called “APPEARANCE” deprives and changes the RECORD from its CONSTITUTIONALLY COMPLIANT intent (of my/“B/PPP/SJR” David Schied’s “original filing”) as shown below:



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*

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

- b) Second, the STATE’s representative CO-TRUSTEE, “SPECIAL ASSISTANT ATTORNEY GENERAL” **Robert Morris, has both changed my SOVEREIGN STATUS (as “B/PPP/SJR” David Schied) being “one of the Sovereign People”** – as the GOVERNOR as CO-TRUSTEE publicly displays on the STATE’s “website” as having a STATUS JUST BENEATH “GOD” (and ABOVE “GOVERNMENT”) – **and criminally converted this “flesh-and-blood” Sovereign American man into an ALL CAPS entity of a “CORPORATE FICTION” that is on the same par with the CORPORATE “DEPARTMENT” of the “SOCIAL SERVICES” fictional entity and BENEATH ALL THREE of the STATE OF SOUTH DAKOTA, LAWRENCE COUNTY, and the FOURTH (4<sup>TH</sup>) CIRCUIT COURT.**





South Dakota: Under God, the People Rule

STATE OF SOUTH DAKOTA )  
COUNTY OF LAWRENCE ) SS. )  
DAVID SCHIED, ) 40CIV22-000116  
Appellant, )

- c) Third, the STATE's representative CO-TRUSTEE, "*SPECIAL ASSISTANT ATTORNEY GENERAL*" Robert Morris, has further changed my SOVEREIGN STATUS (as "B/PPP/SJR" David Schied) being "*one of the Sovereign People*" – i.e., from being a "*BENEFICIARY*" and "*PRIVATE, PUBLIC PROXY*" acting in the COMMON LAW by "*EX REL*" to the STATE and UNITED STATES "*TAXPAYERS*" – to being merely a "*Pro Se*" litigant (and CONSTRUCTIVELY DENYING "B/PPP/SJR" David Schied's "*inextricably intertwined*" status acting in "*SUI JURIS*").

## NOTICE OF APPEARANCE

TO: The Appellant David Schied, Pro Se.

Here, the assignments of "titles" are another attempt to change original "SOVEREIGNTY" of the People.

PLEASE TAKE NOTICE that Robert L. Morris, Morris Law Firm, Prof. LLC, hereby makes an appearance as counsel for Appellee South Dakota Department of Social Services in the above matter. It is requested that copies of all further pleadings, filings, and other documents related to this matter be served upon the undersigned.

Dated this 30<sup>th</sup> day of June, 2022.

Here again, the ALL CAPS signifies a CORPORATION created "*under the government*" and NOT UNDER GOD.

MORRIS LAW FIRM, PROF. LLC

As the STATE's representative CO-TRUSTEE, "*SPECIAL ASSISTANT ATTORNEY GENERAL*" Robert Morris' above-referenced clearly asserts in his "*APPEARANCE*"



document to the FOURTH (4<sup>TH</sup>) CIRCUIT COURT, he “*represents*” ONLY the CO-TRUSTEES in their CORPORATE capacity as a COLLECTIVE known as the “*principal*” of the SOUTH DAKOTA DEPARTMENT OF SOCIAL SERVICES (hereafter, “DSS”) as merely an “AGENT OF THE STATE”. He does NOT represent the individuals NAMED and YET UNNAMED (as “*DOES 1-26*”) IN THEIR PRIVATE CAPACITIES. Those individuals must each file their Responses separately since their individual and collective acts are alleged to comprise both a CONSPIRACY AGAINST (“*CIVIL*”) RIGHTS, a CRIMINAL “*RICO*” CONSPIRACY TO FRAUD UPON THE “*TAXPAYERS*,” and PROVEN UNCONSTITUTIONAL acts falling outside of their job duties.

Given the circumstantial and contextual FACTS listed above in paragraphs 1-24 (to include sub-categorized paragraphs), as well as the matter of RECORD in the filing of the previous “CLAIM OF APPEAL ...” and the accompanying two “MOTION FOR WAIVER OF FEES AND COSTS ...” and “MOTION FOR EXTENSION OF TIME ...” that, to date, remain UNANSWERED BY THE “*COURT*” – as well as by the so-called “*UNIFIED JUDICIAL SYSTEM*” – FOR REASONS UNKNOWN – this instant combined “MOTION FOR IMMEDIATE CONSIDERATION” and “MOTION FOR DECLARATORY STATEMENT” should be immediately addressed in order not to cause further TORT HARM and consequential further DAMAGE CLAIMS and added ADMINISTRATIVE FEES as dictated by the previous FEE SCHEDULE that has long been in the possession of “CO-TRUSTEES of the “*STATE*” (including in the GOVERNOR’s possession).

- 40) Finally, with regard to the content of my “MOTION FOR IMMEDIATE CONSIDERATION AND MOTION FOR DECLARATORY STATEMENT...” which – it appears that “JUDGE” Strawn refuses to properly docket for hearing for some unexplained, arbitrary and capricious reason – once I made my suit known to the CRIMINALS, including those operating as members of the STATE BAR CRIME SYNDICATE, only the STATE BAR members began sending certain documents to “*the court*” while copying those documents to my private post office address. (As a declared “*totally and permanently disabled*” CRIME VICTIM, I do everything I humanly can to “*mitigate my damages*” by keeping my rented home address out of the “*public*” eyes.)
- 41) As this CRIMINALLY CORRUPT “*STATE OF SOUTH DAKOTA*” is so filled with “*principals and agents*” so readily willing to “*deprive me of my rights using color of law*” by REFUSING TO PROVIDE ME WITH “*STATE-PAID*” TRANSPORTATION, it is virtually impossible for me to properly to TIMELY respond to DATED materials, since I am being



FORCED by these criminals to grovel, plead, and become indebted to people of the community who either feel so sorry for me – or who support my efforts to hold CRIMINAL government operatives both ACCOUNTABLE and financially LIABLE for their multi-tiered “RICO” crimes – my opportunities to get to the Post Office “independently” are “nil”, and “dependently” are “*few and far between.*”

42) So when some unknown TROUBLEMAKER at the SOUTH DAKOTA OFFICE OF HEARING EXAMINERS responded to my “*service of process*” to named “*CO-TRUSTEE*” Scott Bolinger and Catherine Williamson affiliated with the “*CO-TRUSTEES*” of the BUREAU OF ADMINISTRATION by sending me copies of their documents otherwise “*served*” to “*the court*” in this case via the need for “SIGNED and DATED pickup at the post office,” I was unable to meet that deadline; and therefore was then and STILL NOW UNABLE TO RESPOND to whatever that CORPORATIZED ENTITY has placed into the “*court’s record.*”

43) I had placed MY RESPONSE to these malicious and TORTUOUS actions – by whomever sent those documents by required signature – into my 7/18/22 combined “MOTION FOR IMMEDIATE CONSIDERATION AND MOTION FPR DECLARATORY STATEMENT...” as follows (beginning at the top of the next page) that the supposed “*JUDGE*” Eric Strawn has conveniently DENIED for hearing nearly THREE MONTHS LATER on 10/7/22 so to PREJUDICE my case and to continue to DEPRIVE me of those individual RECORDS served upon “the court” but not me:



## CERTIFICATION OF SERVICE

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

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

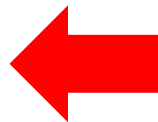
... along with the embedded:

- NOTICE OF CLAIM OF CONUSANCE;
- REMEDY DEMAND FOR TRIAL BY JURY AND FOR GRAND JURY INVESTIGATION OF REPORTED ALLEGATIONS OF MULTI-COUNTY CRIMES;

. . .

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

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



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

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



As already shown above (and again below), on 6/24/22, CO-TRUSTEE Eric Monson acted on his own behalf and that of the CO-TRUSTEES “DSS” to respond to the “*SERVICE OF PROCESS*” on the “*APPEAL*” of his FRAUDULENT acts on 5/5/22, by submitting to both the “*4<sup>TH</sup> CIRCUIT COURT*” in DEADWOOD and to me as CONTRACTED ADMINISTRATOR “B/PPP/SJR” David Schied, copies of the “*RECORD IN THE ADMINISTRATIVE PROCEEDING*” carried out on 5/5/22 as carried out in the town of STURGIS as the “*seat*” of MEADE COUNTY.

## Meade County

County in South Dakota

Meade County is a county in the U.S. state of South Dakota. As of the 2020 United States Census, the population was 29,852. Its county seat is Sturgis.  
Wikipedia

**Area:** 3,483 mi<sup>2</sup>

**Founded:** 1889

**Population:** 28,149 (2020)

**Seat:** Sturgis

**Unemployment rate:** 2.5% (Mar 2022)

**Cities:** Sturgis, Piedmont, Black Hawk, Faith, Summerset



South Dakota  
Department of  
**Social Services**

### ADMINISTRATIVE HEARINGS

700 GOVERNORS DRIVE  
PIERRE, SD 57501-2291  
PHONE: 605.773.6851  
FAX: 605.773.6873  
dss.sd.gov

June 24, 2022

Clerk of Courts, Lawrence County  
PO Box 626  
78 Sherman Street  
Deadwood, SD 57732-0626

RE: Schied CIV 22-116

Dear Clerk:

Please find enclosed the record in the above-referenced matter. Please accept the same for filing.

I certify that the enclosed documents, papers and exhibits constitute the record in the administrative proceedings. Copies of the record and indexes have been concurrently sent to each party of record.

Sincerely,

Eric H. Monson  
Administrative Law Judge

EHM/mmh

cc: David Schied  
Wade Reimers




At approximately the same time that CO-TRUSTEE committed to the above-referenced action WITHOUT PRIOR NOTICE TO “B/PPP/SJR” (me) David Schied but while mailing the documents concerning the Case No’s. “001286794” and “OAH 22-365” by regular First Class U.S. Mail delivery, the CO-TRUSTEES operating under Scott Bolinger (at the STATE’s “BUREAU OF ADMINISTRATION”) and Catherine Williamson (at the BOA’s “OFFICE OF HEARING EXAMINERS”) presumably did the same, except sending their documents concerning the Case No. “OHE # PRR 22-02” to a “*totally and permanently disabled quad-amputee*” – knowing full well that I, “B/PPP/SJR” (me) David Schied (who does not “*handwrite*” without fingers, who is WITHOUT TRANSPORTATION, and who NEEDS EXTRA TIME on all tasks, per “ADA” requirements) – SENT THEIR DOCUMENTS UNDER STRICT TIME GUIDELINES AND WITH “SIGNATURE REQUIRED.”

UNITED STATES POSTAL SERVICE® We <sup>Re</sup> Deliver for You!

Download Informed Delivery® APP to manage your redeliveries.

**Sorry we missed you while you were out.**  
Date: 6/14/22  
The item was sent by: SD Office of Hearing Examiners  
It was sent to: David Schied  
At this address: Box 321 3835 41

**About the missed delivery:**  
It was a:  
☐ Package ☐ Letter ☒ Large envelope  
☐ Parcel Locker Eligible  
Available for pickup date: \_\_\_\_\_  
This is the:  
☒ First attempt ☒ Final notice RETURN 7-4

**To Schedule a Redelivery:**  
 Scan the QR Code or go to [usps.com/redelivery](https://usps.com/redelivery)  
Article Number:  
**5293 0635 6192 7363**

**We have item/s for you which we could not deliver because:**  
☐ It requires a payment of \$\_\_\_\_\_ for:  
\_\_\_\_ Postage due \_\_\_\_ Customs  
☐ Receptacle full/item oversized  
☐ No secure location available  
☐ No authorized recipient available  
☒ Signature required  
\_\_\_\_ must be 18+ years old \_\_\_\_ must be 21+ years old  
☐ Other: \_\_\_\_\_

**Please see reverse to schedule redelivery or pickup.**  
PS Form 3849, February 2021

This “NOTICE” was not received by me, “B/PPP/SJR” (me) David Schied, until 7/4/22 (as WITNESSED in this receipt by a THIRD PARTY); and when both “tracking” that day and telephoning USPS the following day, I/“B/PPP/SJR” (me) David Schied was notified that it was “*too late for pickup*” and that the package was already “**RETURNED**” as indicated.



As a direct and/or indirect result of the STATE's CO-TRUSTEES sending those documents to me/"B/PPP/SJR" David Schied with strict time guidelines and signature required – while disregarding ADA REQUIREMENTS for "*reasonable accommodations*" to otherwise be provided toward "B/PPP/SJR" (me) David Schied as a "*totally and permanently disabled quad-amputee*" being knowingly DEPRIVED OF HIS RIGHT TO PUBLIC TRANSPORTATION by the STATE OF SOUTH DAKOTA "CO-TRUSTEES," whatever documents that were sent to "B/PPP/SJR" (me) David Schied and likely duplicated in copy to this "4<sup>TH</sup> CIRCUIT COURT" were returned back to CO-TRUSTEES Scott Bolinger an Catherine Williamson by the U.S. Post Office BEFORE "B/PPP/SJR" (I) David Schied even received (on 7/4/22) the "delivery/pickup" NOTICE as shown below dated as 6/18/22.

- 44) With regard to the accompanying "*motion*" to the above two motions – being my "**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**" (12 pages) – this FOURTH (4<sup>TH</sup>) CIRCUIT COURT was placed on clear "*NOTICE*" that a central, "*critical*," and sustained issue to this instant case is my inability to travel because **I have total and permanent "mobility" and "financial" problems that make it IMPOSSIBLE for me provide "service of process" by hiring any THIRD-PARTY PROCESS SERVER to "serve" the CRIMINALS as "principals and agents" of the many named as "CO-TRUSTEES" of the multifaced and multi-tiered so-called "government" of the CORPORATE entity otherwise known as the "STATE OF SOUTH DAKOTA."**
- 45) In FACT, the only "*reasonable*" means of "*serving*" documents to this confusing array of "*DEPARTMENTS, BUREAUS, DIVISIONS, SECTIONS, UNITS, AGENCIES, and OFFICES*" is through their respective array of "*SPECIAL ASSISTANT ATTORNEY GENERALS*" from the OFFICE OF THE SOUTH DAKOTA ATTORNEY GENERAL.
- 46) As a significant matter of relevant FACT, neither of the two named STATE BAR CRIME SYNDICATE members – as also professed "*SPECIAL ASSISTANT ATTORNEY GENERALS*" – which were named as "*served*" by JUDGE Strawn and Carol Latusek in this case with the "*NOTICE OF HEARING*," have made an "*appearance*" on behalf of anyone EXCEPT the single CORPORATE "*DEPARTMENT OF SOCIAL SERVICES*." Therefore, **THIS "HEARING" CANNOT BE PROPERLY HELD BECAUSE VIRTUALLY ALL**



**OTHER "PARTIES" NAMED IN THIS CASE ARE NOT INTENDED TO BE PRESENT OR OTHERWISE "REPRESENTED" AT THAT HEARING.** Perhaps this is by SEDITIOUS, TREASONOUS, and DOMESTIC TERRORIST design by "the court" and "THE 'CO-TRUSTEES'" through their statewide employment of STATE BAR CRIME SYNDICATE members who are providing "safe harbor" to their "cohorts in these multi-tiered 'RICO' CRIMES".

**9/19/2022 1:11 PM FILED LAWRENCE COUNTY**

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that she served a true and correct copy of the foregoing NOTICE OF HEARING in the above entitled matter upon the persons herein next designated all on the date below shown, by depositing a copy thereof in the United States Mail at Deadwood, South Dakota, postage prepaid, in envelopes addressed to said addressees, to-wit:

Mr. David Schied (sent certified mail)  
P.O. Box 321  
Spearfish, SD 57783

Mr. Bob Morris  
Attorney for Dept. of Social Services  
P.O. Box 370  
Belle Fourche, SD 57717

Mr. Wade Reimers  
P.O. Box 6  
Pierre, SD 57501

There is no apparent reason for this "one of many named STATE BAR CRIME SYNDICATE members" should be called to this "HEARING" scheduled for 10/7/22, because he has made no "appearance" as a "SPECIAL ASSISTANT ATTORNEY GENERAL" representing any other of his fellow NAMED "CO-TRUSTEES."

which addresses are the last addresses of the addressees known to the subscriber.

Dated this 19<sup>th</sup> day of September 2022.

The ONLY logical reason for this "JUDGE" Strawn to call "Mr." Wade Reimers is as a "WITNESS" against me; and so for this "judicial usurper" to conduct a "RAILROADED DUE PROCESS" similar to the one executed by "ALJ" Eric Monson and Wade Reimers himself at the "ADMINISTRATIVE 'DEEP STATE' HEARING," which I RECORDED and made PUBLIC as clearly referenced by exact LINK location on page eleven (11) of my "MOTION FOR SERVICE ON ONE

  
Carol Latuseck  
Clerk of Courts



CONSTITUTES SERVICE ON MANY ..." (See top of next page for EVIDENCE in a graphic screen shot)



28. The RECORD of that fraudulent hearing has been 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 – as well as the referenced common law “WRIT OF ERROR CORAM NOBIS” – can all be located online and in the PUBLIC RECORD as found at:

[http://www.ricobusters.com/?page\\_id=1105](http://www.ricobusters.com/?page_id=1105) and at : <https://youtu.be/QS-ukmfvuCY>



- 47) A very important aspect of my “served” 7/18/22 “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” is my detailed explanation of the legal theory behind the “*Respondent Superior Doctrine*” as it relates to the instant case of both “chain” and “wheel” conspiracies with multi-tiers of “principals and agents” as “CO-TRUSTEES” of the CORPORATIZED “STATE OF SOUTH DAKOTA.”
- 48) I believe strongly that it is the intent of “JUDGE” Eric Strawn used his fellow STATE BAR CRIME SYNDICATE members to “quash” that ‘motion’ given that his “NOTICE OF HEARING” does not even call it in writing as it is actually named on the face of that court filing; which also bears a FRAUDULENT “FILING DATE” of 7/29/22 on its face after passing through the hands of the FOURTH CIRCUIT COURT “MAGISTRATE/CLERK OF COURT” Carol Latusek, in spite of its actual “DATE OF FILING” for “Service of Process” entered into this “ARTICLE III ‘COURT OF RECORD’” as instead being on 7/18/22, the date it was also “served” upon all of the other named “CO-TRUSTEES” and “received” by “the court” on 7/20/22.



**CONCLUSION AND REMEDY DEMAND 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’”**

The contents written above in this instant **“MOTION”** 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 methodology of **“service of process”** being **“motioned”** upon this instant SOUTH DAKOTA UNIFIED JUDICIAL SYSTEM and FOURTH JUDICIAL CIRCUIT in LAWRENCE COUNTY as presented herein by me/“B/PPP/SJR” David Schied when appropriately filing his accompanying **“BRIEF ON/OFF APPEAL”** for this case.

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

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

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 twelve (12) pages are honest, accurate, and complete as I can make them, to the best of my understanding and belief.

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



**CERTIFICATION OF SERVICE**

I swear that today, July 18<sup>th</sup>, 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:**

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



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

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**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 "**ALP**" Eric Monson 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@ujis.state.sd.us](mailto:kristie.gibbens@ujis.state.sd.us)

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

Eric Monson – ADJ; Wade Reimers – Ass't AG  
**OFFICE OF ADMINISTRATIVE HEARINGS**  
**DEPT. OF SOCIAL SERVICES**  
c/o Laurie Gill, DSS SECRETARY  
[DSSInfo@state.sd.us](mailto:DSSInfo@state.sd.us)

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

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

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

**Robert Morris** – **SPECIAL ASSISTANT ATTORNEY GENERAL** – [bobmorris@westriverlaw.com](mailto:bobmorris@westriverlaw.com)

**Submitted this 18<sup>th</sup> 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 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.



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Deadwood, SD 57732

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☐ Adult Signature Required \$0.00

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Postage \$2.16

Total Postage and Fees \$6.16

Sent to: Kristie Gibbens - Clerk of Court

Street and Apt. No., or P.O. Box No. P.O. Box 626

City, State, ZIP+4® Deadwood, S.D. 57732-0626

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

Postmark: JUL 19 2022

Post Office: SPEARFISH SD 57783



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

07/19/2022			03:12 PM
Product	Qty	Unit Price	Price
First-Class Mail®	1		\$2.16
Large Envelope			
Deadwood, SD 57732			
Weight: 0 lb 4.70 oz			
Estimated Delivery Date			
Thu 07/21/2022			
Certified Mail®			\$4.00
Tracking #:			
70211970000054151337			
<b>Total</b>			<b>\$6.16</b>
<b>Grand Total:</b>			<b>\$6.16</b>

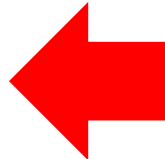
**Tracking Number:** 70211970000054151337

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

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

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



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

7/18/2022

Attn: DEPUTY CLERK Kristie Gibbens and the  
LAWRENCE COUNTY CLERK OF COURT  
FOURTH (4<sup>th</sup>) 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,

49) On 7/29/22, being the very day that she entered FRAUDULENT DATA into the “official court record” that conflicted with my own “ARTICLE III [COMPLIANT] COURT OF RECORD”, the FOURTH CIRCUIT COURT “CLERK OF COURT” Carol Latusek – while admittedly acting (in a conspiracy) under the authority and “direction” of “JUDGE” Eric Strain – wrote to me the following letter. (See the next page.)





## 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,

After a very careful review of the documents you have previously submitted to Kristie at the Lawrence County Clerk of Courts, and after apprising Judge Strawn of your requests, Judge Strawn has directed me to take the following actions.

1. Your documents will be filed by the clerk in our database filing system known as Odyssey.
2. I will make a copy of all file stamped documents you have currently filed and send them to you via email. You will need to inform me if your email provider can accept large attachments as many providers have a limit on the megabytes allowed to be sent to email boxes. If the former will not work, I will mail the same to the address you provided in your packet. Please provide me with any changes to your address.
3. All future documents, filings and correspondence shall be mailed to myself at our mailing address provided on my letterhead. The Court opined that mailed documents through US mail will provide a better means to track said filings. Immediate response will not be provided. Please remember to send copies of all documents you file with us to opposing counsel as required under statute. You are to cease all communications with the deputy clerks via email.
4. The Court reminded me to explain to you that we are precluded from providing any legal advice on filing documents or deadlines required by statutes. Please do not ask for legal advice as we can't provide you with any per the law.
5. The Court has authorized a hearing to be scheduled specifically and only for the purpose of hearing your motion for waiver of costs and motion to extend your time for filing a brief in the matter. You will be provided that date through a notice of hearing that will be mailed to you. You will need to appear in person at that hearing unless otherwise allowed by the Court to appear telephonically. You may make your request once you receive the notice of hearing.

Those are the instructions of the Court which he believes will accommodate you and your disability. Any further questions regarding this letter and/or process shall be done through US mail.

Sincerely,

Carol Latuseck  
Lawrence County Clerk of Court

50) Just after her above letter came a copy of Carol Latuseck's following **FRAUDULENT DOCKET SHEET** mailed 8/9/22 showing that the "official court record" of the FOURTH CIRCUIT COURT was reflecting the captioning, listed "*parties*", case number, and **MY** "*status*" initiated by "*JUDGE Strawn's*" fellow STATE BAR CRIME SYNDICATE member Robert Morris (as depicted earlier herein in his "NOTICE OF APPEARANCE")



rather as my own as the “*initiator*” of this instant Case #22-166 numbered by both the “*DEPUTY CLERK*” when initially and DECEPTIVELY date-stamping my cover letter on 6/10/22 (attempting to trick me into believing that she had also date-stamped ALL other documents of “*motions*” submitted that same day when she actually had not) and the “*NOTICE OF HEARING*” signed by what appears to be merely an “*ARTICLE I (ADMINISTRATIVE) JUDGE*” Eric Strawn.

CASE SUMMARY	
CASE No. <u>40CIV22-000116</u>	
<u>DAVID SCHIED vs. DEPT OF SOCIAL SERVICES</u>	§ § § §
	Location: Lawrence Judicial Officer: Strawn, Eric Filed on: <u>06/10/2022</u>
CASE INFORMATION	
Case Type: <u>Administrative Appeals</u>	
PARTY INFORMATION	
<u>Appellant</u>	<u>SCHIED, DAVID</u> <i>Lead Attorneys</i> <u>Pro Se</u> 605-340-4439(H)
<u>Appellee</u>	<u>DEPT OF SOCIAL SERVICES</u> <u>REIMERS, WADE</u> <i>Retained</i> 605-224-8851(W)
DATE	EVENTS & ORDERS OF THE COURT
<u>06/10/2022</u>	<u>NOTICE OF APPEAL</u> <u>- ADMINISTRATIVE</u>
<u>06/27/2022</u>	<u>ADMINISTRATIVE RECORD</u> <u>- IN BROWN ENVELOPE ON SHELVES WITH EXHIBITS (SECOND)</u>
<u>06/30/2022</u>	<u>NOTICE OF APPEARANCE AND CERTIFICATE OF SERVICE</u>
<u>07/29/2022</u>	<u>LETTER</u> <u>COVER LETTER DATE JULY 18, 2022 FROM MR SCHIED TO DEPUTY CLERK GIBBENS</u>
<u>07/29/2022</u>	<u>STATEMENT</u> <u>DECLARATORY STATMENTS</u>
<u>07/29/2022</u>	<u>MOTION</u> <u>FOR SERVICE</u>
<u>07/29/2022</u>	<u>MOTION</u> <u>FOR WAIVER OF FEES</u>
<u>07/29/2022</u>	<u>MOTION</u> <u>TO EXTEND TIME FOR FILING</u>
<u>08/01/2022</u>	<u>COPY OF EMAIL(S)</u> <u>FROM PLFT TO DSS-ADMIN HEARING</u>
PAGE 1 OF 1	
Printed on 08/09/2022 at 6:10 AM	





**CASE SUMMARY**  
**CASE NO. 40CIV22-000116**

**DAVID SCHIED vs. DEPT OF SOCIAL SERVICES**

§  
§  
§  
§

Location: **Lawrence**  
Judicial Officer: **Strawn, Eric**  
Filed on: **06/10/2022**

**FRAUD – in misrepresenting both party names, status, as both being “CORPORATIONS,” and this case having NO CONSTITUTIONAL AFFILIATION or protections.**

**CASE INFORMATION**

Case Type: **Administrative Appeals**

**PARTY INFORMATION**

**Appellant**

**SCHIED, DAVID**

Lead Attorneys

**Pro Se**

605-340-4439(H)

**Appellee**

**DEPT OF SOCIAL SERVICES**

**REIMERS, WADE**

Retained

605-224-8851(W)

**DATE**

**EVENTS & ORDERS OF THE COURT**

06/10/2022	NOTICE OF APPEAL - <u>ADMINISTRATIVE</u>
06/27/2022	ADMINISTRATIVE RECORD - <u>IN BROWN ENVELOPE ON SHELVES WITH EXHIBITS (SECOND)</u>
06/30/2022	NOTICE OF APPEARANCE AND CERTIFICATE OF SERVICE
07/29/2022	LETTER <u>COVER LETTER DATE JULY 18, 2022 FROM MR SCHIED TO DEPUTY CLERK GIBBENS</u>
07/29/2022	STATEMENT <u>DECLARATORY STATEMENTS</u>
07/29/2022	MOTION <u>FOR SERVICE</u>
07/29/2022	MOTION <u>FOR WAIVER OF FEES</u>
07/29/2022	MOTION <u>TO EXTEND TIME FOR FILING</u>
08/01/2022	COPY OF EMAIL(S) <u>FROM PLFT TO DSS-ADMIN HEARING</u>

PAGE 1 OF 1

Printed on 08/09/2022 at 6:10 AM

**FRAUD – in misrepresenting the actions “events” of this entire record ... as being any anything BUT the ARTICLE III (constitutionally compliant) “COURT OF RECORD” that I had otherwise filed to “additionally include” but NOT BE RESTRICTED TO a “CLAIM OF APPEAL” of the “administrative railroading,” as well as the actions taking place with the OFFICE OF HEARING EXAMINERS and BUREAU OF ADMINISTRATIVE HEARINGS.**

**FRAUD – Who “filed” this? I was never “served” with a copy of these “8 emails”! Is this “ex parte” communications?**

51) It could not be any more clear that **I AM CALLING UPON CONSTITUTIONAL “CHECKS AND BALANCES” by the “SEPARATION OF POWERS” by suing the EXECUTIVE BRANCH in the forum of the “JUDICIAL” BRANCH; but the members of the STATE BAR CRIME SYNDICATE running BOTH “branches” are conspiring together in a SECONDARY “RICO” criminal COVER-UP OF PREDICATED “RICO” CRIMES AND CONSTITUTIONAL USURPATIONS OF THE “SOVEREIGN PEOPLES” POWERS.**



52) I immediately responded to the above letter with FOUR “OBJECTIONS and MOTIONS” as shown on the following pages as the “Cover Pages” cover pages to each of those “motions” explaining the reasons for those “objections.” Notably, one of those motions was to move the “UNIFIED JUDICIAL SYSTEM” to an “INTERLOCUTORY APPEAL TO THE SUPREME COURT” for review of the actions taken in this case so far by this “FOURTH (4<sup>TH</sup>) CIRCUIT COURT” representing the SOUTH DAKOTA “UNIFIED JUDICIAL SYSTEM”.

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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*

SOUTH DAKOTA  
 UNIFIED JUDICIAL SYSTEM  
 THE “STATE CIRCUIT COURT”  
 (as referred to by “AL” 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

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

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 “MOTION TO CORRECT THE FOURTH (4<sup>TH</sup>) 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 STAWN’] ACTING ‘PREJUDICIALLY’ AND  
OUTSIDE OF ARTICLE III COMPLIANCE”

AS BASED UPON:

- 1) THE INTENTIONAL DEVELOPMENT OF A “FRAUDULENT PAPER TRAIL” AS THE  
“OFFICIAL RECORD” OF SO-CALLED “FOURTH (4<sup>TH</sup>) 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] STAWN” [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.”

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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



**UNDER THE U.S. CONSTITUTION and the SOUTH DAKOTA CONSTITUTION  
and the SPIRIT and LETTER of ALL LAWS COMPORTING WITH THE  
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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  
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COUNTY CRIMINAL GRAND  
JURY INVESTIGATION

DEMAND FOR  
TRIAL BY JURY

BENEFICIARY / RELATOR / PRIVATE PUBLIC PROXY David Schied's:

"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 "*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 SANCTIONS AND DISBARMENT OF BAR ATTORNEYS Jenna Howell, Anthony Lippert, Eric Monson, Wade Reimers, AND Jason Raynsborg BASED ON FRAUD AND DISCRIMINATION;”
  - d) FOR “DEMAND FOR MULTI- COUNTY CRIMINAL GRAND JURY INVESTIGATION;”
- 3) COMPELLING THE 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) 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;

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605-340-4439 (all calls recorded)

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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'"

AS BASED UPON:

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BENEFICIARY / RELATOR / PRIVATE PUBLIC PROXY David Schied's:  
"'FORMAL OBJECTION' and 'LEAVE FOR INTERLOCUTORY APPEAL TO THE  
'SOUTH DAKOTA SUPREME COURT' ON CONSTRUCTIVE AND DISCRIMINARY  
DENIALS OF MOTIONS FOR 'IMMEDIATE CONSIDERATION' AND FOR 'SERVICE ON  
ONE CONSTITUTING SERVICE ON MANY'"

AS BASED UPON:

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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”;

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SERVICES and the ATTORNEY GENERAL (by  
proxy and “STATE” title)  
[bobmorris@westriverlaw.com](mailto: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



53) The above-referenced “Cover Pages” – *prima facie* – should be sufficient to for an overview of each of these separate “filings”, which were “served” upon BOTH the FOURTH CIRCUIT COURT and the SOUTH DAKOTA SUPREME COURT – as well as upon all of the NAMED “CO-TRUSTEES” on as shown below by copy of the email sent – by the ONLY means available to me as a “*totally and permanently disabled quad-amputee*” **WITHOUT STATE-PAID “ACCESS” TO MY COMMUNITY AND POST OFFICE.**

54) I believe that because the FOURTH CIRCUIT COURT “CLERK OF COURT” Carol Latusek saw that she was being **INDICTED** by my numerous “SWORN AFFIDAVIT OF TRUTH(s)” chock full of **CRIMINAL ALLEGATIONS** against both her and her “DEPUTY CLERK” Kristie Gibbens, she quickly “promptly” my four sets of documents properly into “the court’s” already FRAUDULENT RECORD, sending back to me a new DOCKET SHEET for this instant case (as “*printed on 8/9/22*”) as follows:

SOUTH DAKOTA UNIFIED JUDICIAL SYSTEM			
CASE SUMMARY			
CASE NO. 40CIV22-000116			
DAVID SCHIED vs. DEPT OF SOCIAL SERVICES		§ § § §	Location: Lawrence Judicial Officer: Strawn, Eric Filed on: 06/10/2022
CASE INFORMATION			
Case Type: Administrative Appeals			
PARTY INFORMATION			
Appellant	SCHIED, DAVID	Lead Attorneys	Pro Se
Appellee	DEPT OF SOCIAL SERVICES	REIMERS, WADE	605-340-4439(H) Retained 605-224-8851(W)
DATE	EVENTS & ORDERS OF THE COURT		
06/10/2022	NOTICE OF APPEAL - ADMINISTRATIVE		
06/27/2022	ADMINISTRATIVE RECORD - IN BROWN ENVELOPE ON SHELVES WITH EXHIBITS (SECOND)		
06/30/2022	NOTICE OF APPEARANCE AND CERTIFICATE OF SERVICE		
07/29/2022	LETTER COVER LETTER DATE JULY 18, 2022 FROM MR SCHIED TO DEPUTY CLERK GIBBENS		
07/29/2022	STATEMENT DECLARATORY STATMENTS		
07/29/2022	MOTION FOR SERVICE		
07/29/2022	MOTION FOR WAIVER OF FEES		
07/29/2022	MOTION TO EXTEND TIME FOR FILING		
08/01/2022	COPY OF EMAIL(S) FROM PLFT TO DSS-ADMIN HEARING		
08/09/2022	LETTER <u>COVER LETTER</u> FROM MR SCHIED TO COC		
08/09/2022	CERTIFICATE OF SERVICE		
08/09/2022	OBJECTION <u>FORMAL OBJECTION AND MOTION FOR RECONSIDERATION AND TO SHOW CAUSE ON 7/29/22</u>		
08/09/2022	MOTION <u>MOTION FOR THE COURT TO SHOW CAUSE FOR HIS SAID BELIEFS</u>		
08/09/2022	PLAINTIFF'S <u>BENEFICIARY/RELATOR/PRIVATE PUBLIC PROXY DAVID SCHIED'S</u>		
08/09/2022	OBJECTION <u>FORMAL OBJECTION AND LEAVE FOR INTERLOCUTORY APPEAL TO THE SD SUPREME COURT</u>		
PAGE 1 OF 2 (PAGE 2 WAS LEFT BLANK) Printed on 08/09/2022 at 3:04 PM			



## SOUTH DAKOTA UNIFIED JUDICIAL SYSTEM

## CASE SUMMARY

CASE No. 40CIV22-000116

DAVID SCHIED vs. DEPT OF SOCIAL SERVICES

§  
§  
§  
§Location: Lawrence  
Judicial Officer: Strawn, Eric  
Filed on: 06/10/2022

## CASE INFORMATION

Case Type: Administrative Appeals

## PARTY INFORMATION

Appellant SCHIED, DAVID

Lead Attorneys

Pro Se

605-340-4439(H)

Appellee DEPT OF SOCIAL SERVICES

REIMERS, WADE

Retained

605-224-8851(W)

## DATE

## EVENTS &amp; ORDERS OF THE COURT

06/10/2022 NOTICE OF APPEAL  
- ADMINISTRATIVE

06/27/2022 ADMINISTRATIVE RECORD  
- IN BROWN ENVELOPE ON SCLAYS WITH EXHIBIT SECOND

06/30/2022 NOTICE OF APPEARANCE AND CERTIFICATE OF SERVICE

07/29/2022 LETTER  
COVER LETTER DATE JUL 28, 2022 FROM MR SCHIED TO DEPT CLERK GIBBER

07/29/2022 STATEMENT  
DECLARATORY STATMENTS

07/29/2022 MOTION  
FOR SERVICE

07/29/2022 MOTION  
FOR WAIVER OF FEES

07/29/2022 MOTION  
TO EXTEND TIME FOR FILING

08/01/2022 COPY OF EMAIL(S)  
FROM PLFT TO DSS-ADMIN HEARING

08/09/2022 LETTER  
COVER LETTER FROM MR SCHIED TO COC

08/09/2022 CERTIFICATE OF SERVICE







08/09/2022 OBJECTION  
FORMAL OBJECTION AND MOTION FOR RECONSIDERATION AND TO SHOW CAUSE  
ON 7/29/22

08/09/2022 MOTION  
MOTION FOR THE COURT TO SHOW CAUSE FOR HIS SAID BELIEFS

08/09/2022 PLAINTIFF'S  
BENEFICIARY/RELATOR/PRIVATE PUBLIC PROXY DAVID SCHIED'S

08/09/2022 OBJECTION  
FORMAL OBJECTION AND LEAVE FOR INTERLOCUTORY APPEAL TO THE SD  
SUPREME COURT



08/09/2022	 LETTER <u>COVER LETTER FROM MR SCHIED TO COC</u>	<div>While this “<i>CLERK OF COURT</i>” Carol Latusek goes the “<i>extra mile</i>” to “enter” even my “cover letter” requesting “<i>Proof of Filing</i>” and the “Date of Printing” of the DOCKET SHEET itself, she nevertheless fails to enter enough information from the “motion” itself to identify “<u>his</u>” as being “<u>the judge’s</u>” beliefs.</div>
08/09/2022	 CERTIFICATE OF SERVICE	
08/09/2022	 OBJECTION <u>FORMAL OBJECTION AND MOTION FOR RECONSIDERATION AND TO SHOW CAUSE</u> ON 7/29/22	
08/09/2022	 MOTION <u>MOTION FOR THE COURT TO SHOW CAUSE FOR HIS SAID BELIEFS</u>	<div>While this entry is the FI to acknowledge my “status” as a “<u>BENEFICIARY/ PRIVATE, PUBLIC PROXY / SUI JURIS RELATOR</u>” this entry M show “EVENTS”, not simply the identity of the person “<i>MOVING the court</i>”.</div>
08/09/2022	 PLAINTIFF'S <u>BENEFICIARY/RELATOR/PRIVATE PUBLIC PROXY DAVID SCHIED'S</u>	
08/09/2022	 OBJECTION <u>FORMAL OBJECTION AND LEAVE FOR INTERLOCUTORY APPEAL TO THE SD SUPREME COURT</u>	<div>This is either CRIMINAL GROSS NEGLIGENCE or CRIMINAL COVER-UP of th</div>

PAGE 1 OF 2 (PAGE 2 WAS LEFT BLANK)

Printed on 08/09/2022 at 3:04

BENEFICIARY / RELATOR / PRIVATE PUBLIC PROXY David Schied's:  
“FORMAL OBJECTION” and “MOTION TO CORRECT THE FOURTH (4<sup>TH</sup>) 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 STAWN’] ACTING ‘PREJUDICIALLY’ AND  
‘OUTSIDE OF ARTICLE III COMPLIANCE’

AS BASED UPON:

- 1) THE INTENTIONAL DEVELOPMENT OF A “FRAUDULENT PAPER TRAIL” AS THE  
“OFFICIAL RECORD” OF SO-CALLED “FOURTH (4<sup>TH</sup>) 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] STAWN” [A.K.A.  
“JUDGE STAWN”];

See also the **FULL PAGE** as exhibited several pages back.



55) To ensure the integrity of the SAME FACTS as I presented them nearly identically in ALL of the FOUR “OBJECTIONS and MOTIONS” shown above, I embedded those FACTS within “SWORN AFFIDAVITS” contained inside of each “OBJECTION and MOTION” filing “served” upon MAGISTRATE/CLERK Carol Latusek on 9/8/22, just the day prior to her “officially” entering these “OBJECTIONS and MOTIONS” (as shown above) in the already FRAUDULENT “4<sup>TH</sup> CIRCUIT COURT’s” record. Below is a page example of my “SWORN AFFIDAVIT” from just one of those near identical “OBJECTIONS and MOTIONS”:

**SWORN AFFIDAVIT OF FACTS**  
**SUPPORTING THIS INSTANT “OBJECTION” AND “MOTION FOR**  
**RECONSIDERATION” AND OTHER THREE CONCURRENTLY FILED “MOTIONS”**

1. On 6/10/22, the “*Deputy Clerk*” Kristie Gibbens, of the LAWRENCE COUNTY (4<sup>th</sup>) 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 Latusek**, 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 Latusek**  
**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

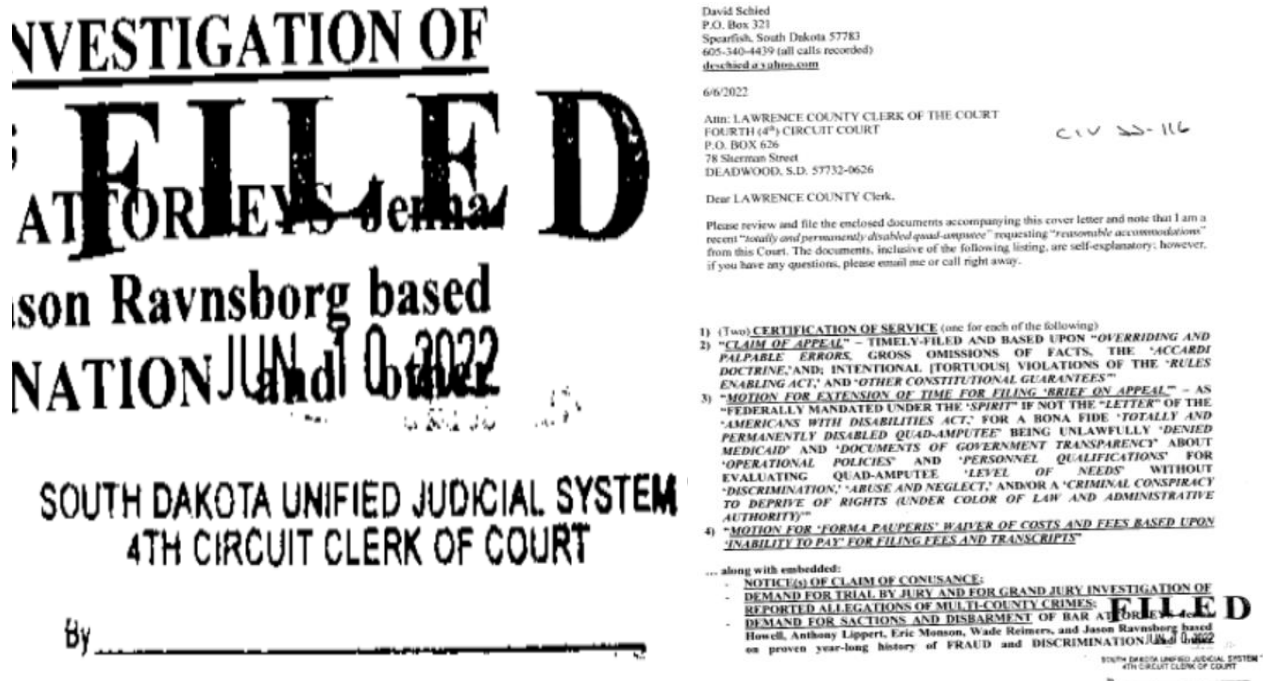
Dear Mr. Schied,

...

+++++



56) The upcoming pages marked “pp.6-30” are the literal same pages that were “served” to “the court” and to all of the CO-TRUSTEES in all of those FOUR “OBJECTIONS and MOTIONS” that were “questionably” entered so to keep “the court’s” DOCKET SHEET / REGISTER OF ACTIONS from reflecting that one of those “OBJECTIONS and MOTIONS” was for “CORRECTING” – at the bare minimum – that very record.



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 (4<sup>th</sup>) CIRCUIT COURT  
P.O. BOX 626  
78 Sherman Street  
DEADWOOD, S.D. 57732-0626

Dear LAWRENCE COUNTY Clerk,

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 “*4<sup>TH</sup> 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

## FEE SCHEDULE AND INTEREST COMPOUNDED (QUARTERLY)

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

QUASI-GOVERNMENT AGENTS AND/OR CORPORATE LICENSEES OF ANY STATE OR THE "UNITED STATES" AND/OR EMPLOYEES OR OTHER SUBCONTRACTORS OF ANY GOVERNMENT DEPARTMENT, BUREAU, DIVISION, SECTION, UNIT, AGENCY, OR OFFICE	REF. ACCNT Nos. / AGENCY CLAIMS	DAMAGE ASSESSMENTS, PUBLIC PROSECUTIONS COSTS *	PER VIOLATION \$ 2,000,000
	1) All separate account or "case" numbers referencing David Schied or DAVID SCHIED	FAILURE TO RESPOND / CONTINUED DEFAULT REFUSAL TO PAY ON DEBT COLLECTION NOTICES ** ***	\$ 2,000,000 (each billed agency)
	2) CLAIMS include EACH and the accumulation of every fraudulent entry to the RECORD for case(s)	COMPOUNDED QUARTERLY INTEREST AT THE LOW RATE OF	5 %
	Any others (known or unknown)		

\* 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 (4<sup>TH</sup>) 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 18<sup>th</sup>, 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:

- (2<sup>nd</sup>) NOTICE OF CLAIM OF CONUSANCE;
- (2<sup>nd</sup>) NOTICE OF INSTITUTING COMMON LAW “*WRIT OF ERROR CORAM NOBIS*”
- (2<sup>nd</sup>) REMEDY DEMAND FOR TRIAL BY JURY AND FOR GRAND JURY INVESTIGATION OF REPORTED ALLEGATIONS OF MULTI-COUNTY CRIMES;
- (2<sup>nd</sup>) 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;
- (2<sup>nd</sup>) FILING TO CORRECT THE RECORD
- (2<sup>nd</sup>) 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 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 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 Monson 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@ujis.state.sd.us](mailto:kristie.gibbens@ujis.state.sd.us)

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

Eric Monson – ADJ; Wade Reimers – Ass't AG  
OFFICE OF ADMINISTRATIVE HEARINGS  
DEPT. OF SOCIAL SERVICES  
c/o Laurie Gill, DSS SECRETARY  
[DSSInfo@state.sd.us](mailto:DSSInfo@state.sd.us)

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

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

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

Robert Morris – SPECIAL ASSISTANT ATTORNEY GENERAL – [bobmorris@riverlaw.com](mailto:bobmorris@riverlaw.com)

Submitted this 18<sup>th</sup> 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 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

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 (4<sup>TH</sup>) 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).

U.S. Postal Service™  
**CERTIFIED MAIL® RECEIPT**  
Domestic Mail Only

For delivery information, visit our website at [www.usps.com](http://www.usps.com).

Deadwood, SD 57732

**OFFICIAL USE**

Certified Mail Fee \$4.00

Extra Services & Fees (check box, add fee as appropriate)

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

Postage \$2.16

Total Postage and Fees \$6.16

Sent To: Kristie Gibbens - Clerk of Court  
Subject and Attn. No., or PO Box No.: P.O. Box 626, 78 Sherman St.  
City, State, ZIP+4®: Deadwood, S.D. 57732-0626

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

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Tracking #:			
70211970000054151337			
Total			\$6.16
Grand Total:			\$6.16
Credit Card Remitted			\$6.16
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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 DECLAR. I. TORY 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 (4<sup>TH</sup>) 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

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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 "DIHS" 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 "ALP" 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 (4<sup>TH</sup>) 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 “2<sup>nd</sup>-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 “*1<sup>st</sup>-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 this instant document 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](mailto:deschied@yahoo.com)

7/18/2022

Attn: DEPUTY CLERK Kristie Gibbens and the  
LAWRENCE COUNTY CLERK OF COURT  
FOURTH (4<sup>th</sup>) 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 “4<sup>TH</sup> 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 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. 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:



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 (4<sup>th</sup>) CIRCUIT COURT  
P.O. BOX 626  
78 Sherman Street  
DEADWOOD, S.D. 57732-0626

  
CIV 22-116

Dear LAWRENCE COUNTY Clerk,

Please review and file the enclosed documents accompanying this cover letter 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 email me or call right away.

- 1) (Two) 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 'ACCORDI DOCTRINE,' AND; INTENTIONAL [TORTUOUS] 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(s) OF CLAIM OF CONUSANCE;
- DEMAND FOR TRIAL BY JURY AND FOR GRAND JURY INVESTIGATION OF REPORTED ALLEGATIONS OF MULTI-COUNTY CRIMES;
- DEMAND FOR SACTIONS AND DISBARMENT OF BAR ATTORNEYS **FILED**  
Howell, Anthony Lippert, Eric Monson, Wade Reimers, and Jason Ravensborg based on proven year-long history of FRAUD and DISCRIMINATION **D**  
JUN 7 0, 2022

SOUTH DAKOTA UNIFIED JUDICIAL SYSTEM  
4TH CIRCUIT CLERK OF COURT

By \_\_\_\_\_



18. As a matter NOT COINCIDENTAL to this case and underscoring a key supporting reason for this instant “‘FORMAL OBJECTION’ and ‘MOTION FOR RECONSIDERATION’” 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 both earlier in this instant “‘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’.”

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

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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” as a proven Corrupt Racketeering Criminal Enterprise “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 “ALJ” Eric Monson  
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FOURTH JUDICIAL CIRCUIT  
LAWRENCE COUNTY  
CASE # CIV22-116  
ADMINISTRATIVE CASE NUMBERS  
INCLUDED HEREIN AS “APPEALED”  
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referenced by “CO-TRUSTEES” on 5/6/22  
Case # 001286794 (fraudulent) and  
OAH # 22-365 (fraudulent)  
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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*”).)





7/29/2022 3:40 PM LAWRENCE COUNTY

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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 Monson 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@ujs.state.sd.us](mailto:kristie.gibbens@ujs.state.sd.us)

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

Eric Monson – ADJ; Wade Reimers – Ass't AG  
OFFICE OF ADMINISTRATIVE HEARINGS  
DEPT. OF SOCIAL SERVICES  
c/o Laurie Gill, DSS SECRETARY  
[DSSInfo@state.sd.us](mailto:DSSInfo@state.sd.us)

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

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

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

Robert Morris – SPECIAL ASSISTANT ATTORNEY GENERAL – [bohnmorris@westriverlaw.com](mailto:bohnmorris@westriverlaw.com)

Submitted this 18<sup>th</sup> 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 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.

14

7/29/2022 3:40 PM LAWRENCE COUNTY

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6. NOTICE FROM THE EVIDENCE embedded below, that "Deputy Clerk" Kristie Gibbens did 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 "4<sup>TH</sup> 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 ([dschied@yahoo.com](mailto:dschied@yahoo.com))

To: [Kristie.Gibbens@UJS.STATE.SD.US](mailto:Kristie.Gibbens@UJS.STATE.SD.US)

Cc: [dschied@yahoo.com](mailto:dschied@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

**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 2<sup>nd</sup>-Tier of criminal RICO cover-up.



## 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,

After a very careful review of the documents you have previously submitted to Kristie at the Lawrence County Clerk of Courts, and after apprising Judge Strawn of your requests, Judge Strawn has directed me to take the following actions.

1. Your documents will be filed by the clerk in our database filing system known as Odyssey.
2. I will make a copy of all file stamped documents you have currently filed and send them to you via email. You will need to inform me if your email provider can accept large attachments as many providers have a limit on the megabytes allowed to be sent to email boxes. If the former will not work, I will mail the same to the address you provided in your packet. Please provide me with any changes to your address.
3. All future documents, filings and correspondence shall be mailed to myself at our mailing address provided on my letterhead. The Court opined that mailed documents through US mail will provide a better means to track said filings. Immediate response will not be provided. Please remember to send copies of all documents you file with us to opposing counsel as required under statute. You are to cease all communications with the deputy clerks via email.
4. The Court reminded me to explain to you that we are precluded from providing any legal advice on filing documents or deadlines required by statutes. Please do not ask for legal advice as we can't provide you with any per the law.
5. The Court has authorized a hearing to be scheduled specifically and only for the purpose of hearing your motion for waiver of costs and motion to extend your time for filing a brief in the matter. You will be provided that date through a notice of hearing that will be mailed to you. You will need to appear in person at that hearing unless otherwise allowed by the Court to appear telephonically. You may make your request once you receive the notice of hearing.

Those are the instructions of the Court which he believes will accommodate you and your disability. Any further questions regarding this letter and/or process shall be done through US mail.

Sincerely,

Carol Latuseck  
Lawrence County Clerk of Court



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 (4<sup>TH</sup>) 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 Latusek 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 (4<sup>TH</sup>) 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 (4<sup>TH</sup>) 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 (4<sup>TH</sup>) 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);



7/29/2022 3:51 PM LAWRENCE COUNTY

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

IN THE MATTER OF "*RIGHT TO APPEAL*":

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

v.

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

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

WITH NOTICE OF  
CLAIM OF CONUSANCE

and

DEMAND FOR MULTI-  
COUNTY CRIMINAL GRAND  
JURY INVESTIGATION

DEMAND FOR  
TRIAL BY JURY

BENEFICIARY / RELATOR / PRIVATE PUBLIC PROXY David Schied's "MOTION FOR  
'FORMA PAUPERIS' WAIVER OF COSTS AND FEES BASED UPON  
'INABILITY TO PAY' FOR FILING FEES AND TRANSCRIPTS", AS BASED UPON:

- A "*CIVIL RIGHTS*" CASE INVOLVING THE "*DENIAL OF CONSTITUTIONALLY MANDATED 'DUE PROCESS'*"; AND,
- DENIAL OF "*REASONABLE ACCOMMODATIONS*" UNDER THE "*SPIRIT*" IF NOT THE "*LETTER*" OF THE '*AMERICANS WITH DISABILITIES ACT*' FOR A BONA FIDE '*TOTALLY AND PERMANENTLY DISABLED QUAD-AMPUTEE*' BEING UNLAWFULLY '*DENIED MEDICAID*' AND '*DOCUMENTS OF GOVERNMENT TRANSPARENCY*' ABOUT '*OPERATIONAL POLICIES*' AND '*PERSONNEL QUALIFICATIONS*' FOR EVALUATING QUAD-AMPUTEE '*LEVEL OF NEEDS*' WITHOUT '*DISCRIMINATION*,' '*ABUSE AND NEGLECT*,' AND/OR A '*CRIMINAL CONSPIRACY TO DEPRIVE OF RIGHTS (UNDER COLOR OF LAW AND ADMINISTRATIVE AUTHORITY)*'"

DEMAND FOR SACKIONS 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



7/29/2022 3:56 PM LAWRENCE COUNTY

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

IN THE MATTER OF "RIGHT TO APPEAL":

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

v.

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

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

WITH NOTICE OF  
CLAIM OF CONUSANCE

and

DEMAND FOR MULTI-  
COUNTY CRIMINAL GRAND  
JURY INVESTIGATION

DEMAND FOR  
TRIAL BY JURY

BENEFICIARY / RELATOR / PRIVATE PUBLIC PROXY David Schied's

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

DEMAND FOR 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



26. If the high level of FRAUDULENCE by the FOURTH (4<sup>TH</sup>) 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**

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UNDER THE U.S. CONSTITUTION and the SOUTH DAKOTA CONSTITUTION  
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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 “DHHS” 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”?**



7/29/2022 3:47 PM LAWRENCE COUNTY

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**UNDER THE U.S. CONSTITUTION and the SOUTH DAKOTA CONSTITUTION  
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**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*

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SOUTH DAKOTA  
UNIFIED JUDICIAL SYSTEM  
THE "STATE CIRCUIT COURT"  
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FOURTH JUDICIAL CIRCUIT  
LAWRENCE COUNTY

CASE # CIV22-116  
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DEMAND FOR MULTI-  
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BENEFICIARY / RELATOR / PRIVATE PUBLIC PROXY ("B/PPP/SJR") David Schied's:  
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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

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)


**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



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 (4<sup>TH</sup>) 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](mailto:access.to.justice@sdbar.net)  
Website: [www.statebarofsouthdakota.com](http://www.statebarofsouthdakota.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](http://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://ujs.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.statebarofsouthdakota.com/page/access-to-justice](http://www.statebarofsouthdakota.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**  
1-605-342-7171  
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.)



MONUMENT HEALTH FAMILY MEDICINE  
1420 N 10TH ST  
SPEARFISH SD 57783-1532  
605-717-8595  
Dept: 605-717-8595

David E. Schied  
Po Box 321  
Spearfish SD 57783

08/30/21

To whom it may concern:

David is a patient of mine. He has had amputations of 7 of his fingers and bilateral below the knee amputations. He is permanently and totally disabled. From his amputations he is essentially a quad amputee. Because of these amputations he has difficulty completing ADLs and is frequently home bound due to complications of his amputations. David is dependent on equipment for his daily life and is essentially considered nursing home or institution level of care.

Sincerely,

Daniel Berens DO



### **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 (4<sup>TH</sup> 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



57)(picking up from page 65 in this instant “AFFIDAVIT OF FACTS”) The primary difference between all FOUR “OBJECTIONS AND MOTIONS” listed herein as “*filed*” into the FOURTH (4<sup>TH</sup>) CIRCUIT COURT record by Carol Latusek on 8/9/22 were in the “ARGUMENT IN CLAIM” sections of each of those “*filings*” – each following its own “AFFIDAVIT OF TRUTH”. Notably, the “OBJECTION AND MOTION FOR INTERLOCUTORY APPEAL TO THE SUPREME COURT BASED ON ...” is shown below to exemplify that that this FOURTH “OBJECTION AND MOTION” included the following twelve (12) pages as embedded herein and going forward for the next twelve (12) pages as written verbatim as that “ARGUMENT.”.

**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 (4<sup>TH</sup>) CIRCUIT COURT”) – BEING “STATE BAR” MEMBERS OF “JUDGE STRAWN” AND MAGISTRATE/CLERK” Carol Latusek – 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 (4<sup>TH</sup>) 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](http://www.ricobusters.com/?page_id=1105) and at: <https://youtu.be/QS-ukmfvuCY>

The image shows a screenshot of the RICO Busters website and a YouTube video thumbnail. The website header includes 'RICO Busters.com', 'Home', 'Mission', 'Contact', 'Grand Juries', 'Private Atty Generals', 'Recent Stories', 'Case Documents', and 'Video Library'. The main content area is titled 'Schied V STATE OF SOUTH DAKOTA' and contains text about 'History of DISCRIMINATION and CRIMINAL CONSPIRACY TO DEPRIVE OF RIGHTS'. It mentions a letter addressed to Governor Kristi Noem on 3/17/22 and a 'POLICY ADVISOR Ryan Brunner'. It also includes a link to 'Explanation of the "ADMINISTRATIVE (DEEP) STATE"' and a 'Prima facie' statement about evidence showing a 'conspiracy to discriminate'. The YouTube thumbnail is titled 'RICO Busters #24 - SOUTH DAKOTA's Administrative "Deep" State (3hrs+)' and features a collage of photos of women, including Kim Terrill, Kelli Werner, Yvette Thomas, Governor Kristy Noem, and others. It also mentions 'Missing are photos of Laura Nord & Rogine Page'.

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 (4<sup>th</sup>) 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 this instant “MOTION”:
- 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 Ravnsborg  
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 (4<sup>TH</sup>) CIRCUIT COURT.”**



**ARGUMENTS IN SUPPORTING THE CLAIM THAT ...**  
**THE “STATE AGENTS” OPERATING AS THE “FOURTH (4<sup>TH</sup>)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 FURTHERING THE 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**  
**PROVEN “RICO” AND “CONTINUING FINANCIAL CRIMES” ENTERPRISES”**

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 (4<sup>TH</sup>) 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 (4<sup>TH</sup>) 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 Strawn*” (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 (4<sup>TH</sup>) 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-one (41) 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.)



58) As shown below, I not only “served” these FOUR “OBJECTIONS AND MOTIONS” to the “CLERK OF COURT” Shirley Jameson-Fergel for the SOUTH DAKOTA SUPREME COURT; but also to the FOURTH (4<sup>TH</sup>) CIRCUIT COURT “CLERK OF COURT” Carol Latusek (as shown above already as “received” and “docketed”) and the CO-TRUSTEES acting as “EXECUTIVE BRANCH” of the “ADMINISTRATIVE ‘DEEP’ STATE”.

## Filings - Leave to the SUPREME COURT on Interlocutory Appeal from the 4TH CIRCUIT COURT

---

From: David Schied (deschied@yahoo.com)

To: scclerkbriefs@ujs.state.sd.us

Cc: deschied@yahoo.com

Date: Tuesday, August 9, 2022 at 04:17 PM MDT

---

Dear CLERK OF COURT for the SUPREME COURT,

Please see my cover letter and attachments for further info on these filings fro a "totally and permanently disabled quad-amputee."

As a courtesy, I will send a second email shortly with additional filings received today by MAGISTRATE/CLERK Carol Latusek. Thank you for your consideration in receiving these documents from me via email.

Cordially yours,  
David Schied

Disclaimer: This e-mail is covered by the Electronic Communication Privacy Act, 18 U.S.C. Section 2510-2521 and is legally privileged. The accompanying message and any attachments are for the sole use of the intended recipients and may contain proprietary and/or confidential information which may be privileged or otherwise protected from disclosure. Any unauthorized review, use, disclosure or distribution is prohibited. If you are not the intended recipients, please contact the sender by reply email and destroy the original message and any copies of the message as well as any attachments to the original message. Thank you for your cooperation.



080922\_CvrLetr2SDSupCourtClerk.pdf  
261kB



080922\_CERTOFSERVICE2SDSupCourt.pdf  
219.8kB



080822\_OBJECTION&LEAVE4InterluotyAppeal.pdf  
6.1MB



080822\_OBJECTION&MOT2CorrecttheRECORD.pdf  
6.1MB



080822\_OBJECTION&MOT2SHOWCAUSE4Beliefs.pdf  
6.1MB



080822\_OBJECTION&Mot4ReconsidofInfmlStmtsInLieuDECLARSTMTS.pdf  
6.1MB



080922\_ProofofDelivery24thCircuitCourt.pdf  
366.1kB



## **Schied v. STATE OF SOUTH DAKOTA, et al**

---

From: David Schied (deschied@yahoo.com)

To: [dssinfo@state.sd.us](mailto:dssinfo@state.sd.us); [admhmgs@state.sd.us](mailto:admhmgs@state.sd.us); [marybethhollatz@gmail.com](mailto:marybethhollatz@gmail.com); [bobmorris@westriverlaw.com](mailto:bobmorris@westriverlaw.com)

Cc: [deschied@yahoo.com](mailto:deschied@yahoo.com)

Date: Thursday, August 11, 2022 at 04:56 PM MDT

---

You are "served" - 1

Cordially yours,  
David Schied

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[080822\\_CERTOFSERVICE.pdf](#)  
218.8kB



[080822\\_OBJECTION&Mot4ReconsiderationofInfirmityStatementsinLieuDECLARATIONS.pdf](#)  
6.1MB



[080822\\_OBJECTION&MOT2SHOWCAUSE4Beliefs.pdf](#)  
6.1MB

## **Schied v. STATE OF SOUTH DAKOTA, et al**

---

From: David Schied (deschied@yahoo.com)

To: [dssinfo@state.sd.us](mailto:dssinfo@state.sd.us); [admhmgs@state.sd.us](mailto:admhmgs@state.sd.us); [marybethhollatz@gmail.com](mailto:marybethhollatz@gmail.com); [bobmorris@westriverlaw.com](mailto:bobmorris@westriverlaw.com)

Cc: [deschied@yahoo.com](mailto:deschied@yahoo.com)

Date: Thursday, August 11, 2022 at 04:58 PM MDT

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You are "served" - 2

Cordially yours,  
David Schied

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[080822\\_OBJECTION&LEAVE4InterlocutoryAppeal.pdf](#)  
6.1MB



[080822\\_OBJECTION&MOT2CorrecttheRECORD.pdf](#)  
6.1MB



59) In short, the SOUTH DAKOTA SUPREME COURT “*JUSTICES*” and the “*CLERK OF COURT*” first simply “*sat on*” my documents WITHOUT FILING THEM for two full weeks – until shortly after 3/24/22 when I telephoned Shirley Jameson-Fergel and she told me directly on a RECORDED phone discussion that she had LOST the documents and actually did not know where they were, even after I had reported sending them to her via CERTIFIED MAIL with PROOF OF HER RECEIPT on 8/15/22.

U.S. Postal Service™  
CERTIFIED MAIL® RECEIPT  
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For delivery information, visit our website at [www.usps.com](http://www.usps.com)

Pierre, SD 57501

**OFFICIAL USE**

Certified Mail Fee \$4.00

Extra Services & Fees (check box, add fee to postage)

☐ Return Receipt (hardcopy) \$0.00

☐ Return Receipt (electronic) \$0.00

☐ Certified Mail Restricted Delivery \$0.00

☐ Adult Signature Required \$0.00

☐ Adult Signature Restricted Delivery \$0.00

Postage \$2.16

Total Postage and Fees \$6.16

Postmark Here 08/11/2022

Sent to: *Clark of Supreme Court*  
520 East Capitol Ave  
Pierre SD 57501

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

UNITED STATES  
POSTAL SERVICE

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

08/11/2022 03:18 PM

Product	Qty	Unit Price	Price
First-Class Mail®	1		\$2.16
Large Envelope	500	2	\$2.16
Pierre, SD 57501			
Weight: 0 lb 4.50 oz			
Estimated Delivery Date			
Mon 08/15/2022			
Certified Mail®			\$4.00
Tracking #:			
70221670000210585121			
Total			\$6.16
Grand Total:			\$6.16
Credit Card Remit			\$6.16
Card Name: VISA			
Account #: XXXXXXXXXX3144			
Approval #: 051800			
Transaction #: 640			
AID: A000000031010			
AL: VISA CREDIT			Chip
PIN: Not Required			

The [“COMMON LAW”] RECORD PROVES THAT THE DOCUMENTS AS “FILINGS” were sent on 8/11/22 and RECEIVED by the SUPREME COURT “CLERK OF COURT” Shirley Jameson-Fergel on 8/15/22. (See next page)

8/17/22, 10:54 AM

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Pierre, SD 57501

**OFFICIAL USE**

Certified Mail Fee \$4.00

Extra Services & Fees (check box, add fee to postage)

☐ Return Receipt (hardcopy) \$0.00

☐ Return Receipt (electronic) \$0.00

☐ Certified Mail Restricted Delivery \$0.00

☐ Adult Signature Required \$0.00

☐ Adult Signature Restricted Delivery \$0.00

Postage \$2.16

Total Postage and Fees \$6.16

Postmark Here 08/11/2022

Sent to: *Clark of Supreme Court*  
520 East Capitol Ave  
Pierre SD 57501

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

Tracking Number: 70221670000210585121

Your item was picked up at a postal facility at 9:03 am on August 15, 2022 in PIERRE, SD 57501.



60) After that RECORDED phone discussion, Shirley Jameson-Fergel – while acting as the “AGENT” on behalf of her “PRINCIPALS” of the so-called “SUPREME” COURT for the “CO-TRUSTEES” STATE OF SOUTH DAKOTA being paid by the “TAXPAYERS” of this STATE and owing to EACH their SOLEMN OATH and FIDUCIARY ALLEGIANCE – sent ALL of the documents back to me along with a cover letter stating the “SUPREME COURT’s” refusal to file because they did not like my “FORM”; thus placing “FORM OVER SUBSTANCE” and perpetuating the ongoing DENIALS of my “SUBSTANTIVE RIGHTS” to CONSTITUTIONALLY GUARANTEED “NON-DISCRIMINATORY TREATMENT” and “SUBSTANTIVE DUE PROCESS”.



## 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

August 24, 2022

Amy Hudson  
Deputy Clerk

Sarah L. Gallagher  
Deputy Clerk

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

/ljq

Enc.



61) As an educated constitutional and legal scholar, I recognized that the “*CLERK OF COURT’s*” reference to “*STATUTORY*” form raised the issue of whether “*statutes*” reign as “*supreme*” when juxtaposed against the U.S. CONSTITUTION (as the “*SUPREME LAW OF THE LAND*”) and the SOUTH DAKOTA CONSTITUTION. Therefore, I charged that the “*wheel*” and “*chain*” CONSPIRACIES TO DEPRIVE OF RIGHTS UNDER COLOR OF LAW both began and ended with not simply one but TWO “*BRANCHES*” of “*CO-TRUSTEES*” referring to themselves as the “*STATE OF SOUTH DAKOTA*”, while addressing these charges with a “*WRIT OF ERROR CORAM NOBIS*” and a “*DEFAULT JUDGMENT*” which TREBLED the amount of the original “*DAMAGES*” demanded by the ongoing *DENIAL OF (CONSTRUCTIVE) ACCESS* to both a TRIAL BY JURY (by having the “*Sovereign People*” hear my “*civil*” CLAIMS against the “*STATE*”) and a MULTI-COUNTY GRAND JURY (by having the “*Sovereign People*” hear my “*criminal*” CLAIMS against the “*STATE*”).

62) As shown over the NEXT THREE PAGES, on 8/16/22, I properly “served” the “*CLERKS OF COURTS*” Shirley Jameson-Fergel and Carol Latusek at the SUPREME COURT and the FOURTH CIRCUIT COURT (respectively) – as well as most all others NAMED in this case as “DOES #1-26” – with all of the documents listed in the next few pages consisting as my “*CERTIFICATE OF SERVICE*”.

63) Subsequent to the embedded display of that “8/16/22 *CERTIFICATE OF SERVICE*,” is the entirety of what I not only “*served*” upon the ALL of the “*justices*” of the SOUTH DAKOTA SUPREME COURT, but also to “*JUDGE*” Eric Strawn at the FOURTH CIRCUIT COURT.

BENEFICIARY / RELATOR / PRIVATE PUBLIC PROXY David Schied’s:

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

64) As a matter of IMPORTANT PUBLIC INTEREST, neither the “agents” nor the “principals” of the SUPREME COURT or the FOURTH CIRCUIT COURT – being ALL MEMBERS OF THE “STATE BAR CRIME SYNDICATE” – have responded back.



**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  
and  
UNIFIED JUDICIAL SYSTEM  
via

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:  
CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that on 9/16/22, I served true and correct copies of the following  
numbered items of the documented RECORD upon the named individuals operating by and through  
their last known “*principals*” and/or “*agents*” comprising the STATE OF SOUTH DAKOTA, at their  
last known email addresses:

- 1) “COMMON LAW ‘WRIT OF ERROR CORAM NOBIS’ IN OPPOSITION TO PRIMA FACIE  
EVIDENCE OF ‘CRIMINAL FRAUD AND CONSPIRACY TO DEPRIVE OF RIGHTS’  
INVOLVING A ‘JUDICIAL USURPER’ AND ‘ADMINISTRATIVE BUREAUCRATS’ AS  
‘AGENTS’ OF THE NAMED ‘CO-TRUSTEES’ OF THE CASE CAPTIONED ABOVE”; (64 pp)
- 2) “FINDING OF CONTEMPT” AND “CERTIFICATION OF FAULT/DEFAULT WITH  
‘DEFAULT JUDGMENT’ AND COMMON LAW ‘LEDGER OF [TREBLE] DAMAGES’” AS  
BASED UPON ‘OVERRIDING AND PALPABLE ERRORS,’ GROSS OMISSIONS OF FACTS,



**INTENTIONAL [TORTUOUS] VIOLATIONS OF THE ‘RULES ENABLING ACT,’ ‘ACCARDI DOCTRINE, AND ‘OTHER CONSTITUTIONAL GUARANTEES’** (included in #1)

- 3) **MOTION TO MOVE THE SUPREME COURT TO RECONSIDER REVERSING ITS PREVIOUS “FORM OVER SUBSTANCE” DECISION;** (included in #1)
- 4) **DEMAND FOR SANCTIONS AND DISBARMENT OF ALL “STATE BAR” member ATTORNEYS and JUDGES associated with this case; based on proven nineteen (19) months history of FRAUD and DISCRIMINATION and other “secondary” RICO coverups of “predicate” instances and formalized REPORTS of ‘NEGLECT AND ABUSE’ OF ELDERLY/DISABLED. DISCRIMINATION and CRIMINAL COMPLAINTS;** (included in #1)
- 5) **SWORN AFFIDAVIT OF David Schied FOR THE “TRUTH IN FACTS OF RECORD”:** MEMORIALIZING THAT DR. Daniel Berens, HIS AGENTS, AND/OR THE AGENTS OF MONUMENT HEALTH – DESPITE AGREEING THAT THEY HAD THE LEGAL REASON, AND THE RESPONSIBILITY, OF REPORTING “ABUSE AND NEGLECT OF A VULNERABLE AND DISABLED ADULT” TO AUTHOROTIES OF THE “STATE” (AS I HAD PREVIOUSLY REPORTED TO HIM IN HIS OFFICE AND IN THE COMPANY OF WITNESSES BY PHONE BY WAY OF MY OWN “SELF-ADVOCACY”) – NEVERTHELESS REPORTED BACK TO ME THAT DR. Berens HAD INSTEAD MADE HIS “REPORT OF NEGLECT AND ABUSE” TO THE DSS’ TOLL FREE NUMBER FOR REPORTING “CHILD NEGLECT AND ABUSE”; AND HOW THAT ADDS TO THE AMOUNTS OWED; (included in #1)
- 6) **“NOTICE OF CLAIM OF CONUSANCE”;** (included in #1) (included in #1)
- 7) **“DEMAND FOR MULTI- COUNTY CRIMINAL GRAND JURY INVESTIGATION”**

**Names and locations of those “served” with copies of the above listed documents:**

**“CLERK OF COURT” Shirley Jameson-Fergel** for the SOUTH DAKOTA SUPREME COURT at: [SCClerkBriefs@ujs.state.sd.us](mailto:SCClerkBriefs@ujs.state.sd.us)  
And [scclerkbriefs@ujs.state.sd.us](mailto:scclerkbriefs@ujs.state.sd.us)

to the “CLERK OF COURT” Carol Latusek for the FOURTH CIRCUIT COURT in LAWRENCE COUNTY in Case # 22-166;  
c/0 DEPUTY CLERK Kristie Gibbens:  
[kristie.gibbens@ujs.state.sd.us](mailto:kristie.gibbens@ujs.state.sd.us)  
as well as LAWRENCE COUNTY COMMISSIONER Bob Ewing for his own reference, and for forwarding to the LAWRENCE COUNTY SHERIFF Brian Dean as the county’s authorized “law enforcement” official for taking REPORTS OF “NEGLECT AND ABUSE” purportedly “filed” by Dr. Daniel Berens as PROVEN by MONUMENT HEALTH RECORDS and my own RECORDS of his AGENTS’ assertions about such reporting, as an “oral” report (to “LAWRENCE COUNTY DSS”) and also as a “written” (MONUMENT HEALTH “chart” in the copyrighted name of “David Schied”) filing. [grnmtn1954@rushmore.com](mailto:grnmtn1954@rushmore.com)

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

Eric Monson – ADJ; Wade Reimers – Ass’nt AG OFFICE OF ADMINISTRATIVE HEARINGS

DEPT. OF SOCIAL SERVICES  
c/o Laurie Gill, DSS SECRETARY  
700 Governors Drive  
Pierre, SD 57501  
[DSSInfo@state.sd.us](mailto:DSSInfo@state.sd.us)

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

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

OFFICE OF THE SOUTH DAKOTA ATTORNEY GENERAL and Mark Vargas  
c/o Wade Reimers and Robert Morris  
as “Special Assistant Attorney Generals” –  
Email: DSS (above) and at:  
[bobmorris@westriverlaw.com](mailto:bobmorris@westriverlaw.com)



**As well as the following:**

**Kim Malsam-Rysdon, SECRETARY and  
SENIOR ADMINISTRATOR for DOH –**

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

**Shawnie Rechtenbaugh, SECRETARY and  
SENIOR ADMINISTRATOR for DHS –**

**[shawnie.rechtenbaugh@state.sd.us](mailto:shawnie.rechtenbaugh@state.sd.us)**

**Laurie Gill – SECRETARY and SENIOR  
ADMINISTRATOR for DSS –**

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

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

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

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

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

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

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

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

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

**SOUTH DAKOTA DEPARTMENT OF SOCIAL SERVICES – PROGRAM INTEGRITY**

**[ProgramIntegrity@state.sd.us](mailto:ProgramIntegrity@state.sd.us)**

**John Osburn – ADMINISTRATOR, SOUTH DAKOTA DEPT. OF HEALTH, OFFICE OF  
HEALTH PROTECTION – [john.osburn@state.sd.us](mailto:john.osburn@state.sd.us)**

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

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

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

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

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

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

... and to other interested Sovereign American People and “TAXPAYERS” of the STATE OF  
SOUTH DAKOTA and the UNITED STATES.

Respectively,

/s/ David Schied, *Beneficiary and Private Public Proxy*

EX REL, People of the State of South Dakota

P.O. Box 321

SPEARFISH, SOUTH DAKOTA 57783

605-340-4439 (all calls recorded)



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

IN THE MATTER OF “*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  
and  
UNIFIED JUDICIAL SYSTEM  
via

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:

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

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

DEMAND FOR SANCTIONS AND DISBARMENT OF ALL “STATE  
BAR” member ATTORNEYS AND JUDGES associated with this case;  
based on proven nineteen (19) months history of FRAUD and  
DISCRIMINATION and other “*secondary*” RICO coverups of  
“*predicate*” instances and formalized REPORTS of ‘*NEGLECT AND  
ABUSE*’ OF ELDERLY/DISABLED. DISCRIMINATION and  
CRIMINAL COMPLAINTS



David Schied, Sui Juris *Beneficiary* and *Private Public Proxy*

EX REL, People of the State of South Dakota  
P.O. Box 321  
SPEARFISH, SOUTH DAKOTA 57793  
605-340-4439 (all calls recorded)

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

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

**Eric Monson** – ADJ; **Wade Reimers** – Ass’t AG  
**OFFICE OF ADMINISTRATIVE HEARINGS**  
**DEPT. OF SOCIAL SERVICES**

c/o Laurie Gill, DSS SECRETARY  
700 Governors Drive  
Pierre, SD 57501

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

**Scott Bolinger** and **Catherine Williamson**  
**OFFICE OF HEARING EXAMINERS**

Emails: [admhrngs@state.sd.us](mailto:admhrngs@state.sd.us)

**GOV. Kristi Noem** c/o Mary Beth Hollatz

Email: [marybethhollatz@gmail.com](mailto:marybethhollatz@gmail.com)

**OFFICE OF THE SOUTH DAKOTA**  
**ATTORNEY GENERAL** and Mark Vargas  
c/o Wade Reimers and Robert Morris

Email: DSS (above) as “Special Assistant Attorney  
Generals” – [bobmorris@westriverlaw.com](mailto: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.

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

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



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

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

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

This “*WRIT OF ERROR CORAM NOBIS*” is written in response to the most recent of the latest conspiracy of actions committed by and through the CO-TRUSTEES of the STATE OF SOUTH DAKOTA (hereafter referred to as the “*STATE*”) as depicted in the following two pages constructively referenced as “*REFUSAL TO FILE BASED ON ‘FORM OVER SUBSTANCE’*” levied against B/R PPP David Schied by **Shirley Jameson-Fergel**:



***Clerk of the Supreme Court***

Shirley Jameson-Fergel is the Clerk of the South Dakota Supreme Court. It is the function of this office to assist the Supreme Court, and especially the Chief Justice, in the organization of the correspondence, exhibits, and other documentation related to the formal activities of the Supreme Court. This includes monitoring the progress of appeals; scheduling oral arguments before the Court; recording Court decisions, orders and directives; and controlling their release and distribution. The Clerk’s office is also responsible for the management of all legal records of the Court, compiling appellate statistics, and documenting and disseminating Court rules.



While acting OFFICIALLY to “assist the SUPREME COURT, and especially the CHIEF JUSTICE” Shirley Jameson-Fergel was RECORDED as she first totally disregarded COURT FILINGS OF PUBLIC IMPORTANCE delivered to her through her publicly posted email address before those same documents were next sent again three weeks later to Shirley Jameson-Fergel via “*Certified Mail Delivery*,” after which she was RECORDED as having “LOST THEM ALTOGETHER” claiming on 8/24/22 that my documents “must be under review” (by the so-called “justices”).



Justices	Opinions	Term of Court	Judiciary Messages	Rules	Hearings	Summary Dispositions
The opinions posted on this site are slip opinions subject to revision and correction. The official opinions of the South Dakota Supreme Court are those published in the bound volumes of North Western Reporter. Readers are requested to promptly notify, in writing, the Clerk of the South Dakota Supreme Court at <a href="mailto:SCClerkBriefs@ujs.state.sd.us">SCClerkBriefs@ujs.state.sd.us</a> or 500 East Capitol Avenue, Pierre, SD, 57501, of any typographical or other error in the opinion, in order that corrections may be made before the opinion is published.						

### Filings - Leave to the SUPREME COURT on Interlocutory Appeal from the 4TH CIRCUIT COURT

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

To: [scclerkbriefs@ujs.state.sd.us](mailto:scclerkbriefs@ujs.state.sd.us)

Cc: [deschied@yahoo.com](mailto:deschied@yahoo.com)

Date: Tuesday, August 9, 2022 at 04:17 PM MDT

Date: Tuesday, August 9, 2022 at 04:21 PM MDT

Dear CLERK OF COURT for the SUPREME COURT,

Please see my cover letter and attachments for further info on these filings fro a "totally and permanently disabled quad-amputee."

As a courtesy, I will send a second email shortly with additional filings received today by MAGISTRATE/CLERK Carol Latuseck. Thank you for your consideration in receiving these documents from me via email.

Cordially yours,  
David Schied



080922\_CvrLetr2SDSupCourtClerk.pdf  
261kB



080822\_OBJECTION&MOT2SHOWCAUSE4Beliefs.pdf  
6.1MB



080922\_CERTOFSERVICE2SDSupCourt.pdf  
219.8kB



080822\_OBJECTION&Mot4ReconsidofinfrmStmtsInLieuDECLARSTMTS.pdf  
6.1MB



080822\_OBJECTION&LEAVE4InterlucotyAppeal.pdf  
6.1MB



080922\_ProofofDelivery24thCircuitCourt.pdf  
366.1kB



080822\_OBJECTION&MOT2CorrecttheRECORD.pdf  
6.1MB

**PROOF is on the following pages that the SUPREME COURT “CLERK” Shirley Jameson-Fergel received the documents as sent to her via “*Certified Mail*” with TRACKING.**



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

8/11/2022 (follow-up to 8/9/22 email delivery)

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

Dear SUPREME COURT CLERK,

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

Please file the following documents as copied to the FOURTH (4<sup>TH</sup>) 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 (4<sup>TH</sup>) 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.



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

8/28/22 (began) – 9/14/22 (finished)

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

Dear SUPREME COURT CLERK,

Please file the following documents as copied to the FOURTH (4<sup>TH</sup>) 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”:

U.S. Postal Service™  
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Pierre, SD 57501

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Sent to: Clerk of Supreme Court  
500 East Capitol Ave  
Pierre, SD 57501

City, State, ZIP+4®

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

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Large Envelope	1		\$0.00
Pierre, SD 57501			
Weight: 0 lb 4.50 oz			
Estimated Delivery Date			
Mon 08/15/2022			
Certified Mail®			\$4.00
Tracking #:			
70221670000210585121			
Total			\$6.16
Grand Total:			\$6.16
Credit Card Remit			\$6.16
Card Name: VISA			
Account #: XXXXXXXXXX3144			
Approval #: 051800			
Transaction #: 640			
AID: A0000000031010			
AL: VISA CREDIT			Chip
PIN: Not Required			

The [“COMMON LAW”] RECORD  
PROVES THAT THE DOCUMENTS  
AS “FILINGS” were sent on 8/11/22  
and RECEIVED by the SUPREME  
COURT “CLERK OF COURT” Shirley  
Jameson-Fergel on 8/15/22. (See next  
page)



8/17/22, 10:54 AM

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Extra Services & Fees (check box, add fee as appropriate)	
<input type="checkbox"/> Return Receipt (hardcopy)	\$0.00
<input type="checkbox"/> Return Receipt (electronic)	\$0.00
<input type="checkbox"/> Certified Mail Restricted Delivery	\$0.00
<input type="checkbox"/> Adult Signature Required	\$0.00
<input type="checkbox"/> Adult Signature Restricted Delivery	\$0.00
Postage	\$2.16
Total Postage and Fees	\$6.16
Sent by <i>Clark of Supreme Court</i>	
Street and Apt. No., or PO Box No. <i>505 West Capitol Ave</i>	
City, State, ZIP+4® <i>Pierre, SD 57501</i>	
PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions	

0783 05  
Postmark Here  
08/11/2022

Tracking Number: 70221670000210585121

remove ^

Your item was picked up at a postal facility at 9:03 am on August 15, 2022 in PIERRE, SD 57501.

USPS Tracking Plus® Available ▾

✓ Delivered, Individual Picked Up at Postal Facility

August 15, 2022 at 9:03 am

PIERRE, SD 57501

Get Updates ▾

Feedback

Text & Email Updates ▾

Tracking History ^

August 15, 2022, 9:03 am

Delivered, Individual Picked Up at Postal Facility

PIERRE, SD 57501

Your item was picked up at a postal facility at 9:03 am on August 15, 2022 in PIERRE, SD 57501.

August 15, 2022, 7:59 am

Arrived at Post Office

PIERRE, SD 57501

August 13, 2022, 8:09 am

Available for Pickup

<https://tools.usps.com/go/TrackConfirmAction?tRef=fullpage&tlc=2&text128777=&tlLabels=70221670000210585121%2C>



As PROVEN above graphic snapshots, I had used the publicly posted email address of **“CLERK OF THE SUPREME COURT,” Shirley Jameson-Fergel**, on 8/8/22 to email twice all of the documents that I then mailed again to her WITH A **“CERTIFICATE OF SERVICE”** reflecting the dated delivery (**8/15/22**) of the same as subsequently mailed out on **8/11/22** when my previous email were neither *“returned as undeliverable”* nor *“responded to as received ... with a ‘docket sheet or case number’ for the filings as clearly requested.”*

Therefore, **when I had still not received anything back by 8/24/22** – after letting Shirley Jameson-Fergel know full well that the underlying case was related to the **“DENIAL OF MEDICAL ASSISTANCE”** and the denial of STATE assistance in getting ACCESS to my community and an informed decision by the FOURTH CIRCUIT “judge” to FORCE me to interact with that court personally and WITHOUT STATE ASSISTANCE in travel as a **“HOMEBOUND totally and permanently disabled quad-amputee”** – **I made a subsequent RECORD of my telephoning the OFFICE OF THE SUPREME COURT CLERK on 8/24/22 and speaking directly with Shirley Jameson-Fergel.**

During that six (6) minute phone discussion with Shirley Jameson-Fergel who answered that phone, she looked up my name and FOURTH CIRCUIT COURT case number in her database and “found” nothing (while acting as if she never even saw or heard anything about that which was addressed by email and subsequently by mail DIRECTLY TO HER AS THE **“SUPREME COURT CLERK”**) from me as a *“totally and permanently disabled [quad-amputee] in LAWRENCE COUNTY who had [TWICE] ‘FILED’ my INTERLOCUTORY APPEAL [and other supporting documents] at that very OFFICE OF THE SUPREME COURT CLERK while reporting certain improprieties taking place at the lower FOURTH CIRCUIT COURT (with embedded PROOFS in all of the documents I had ‘filed’ with Shirley Jameson-Fergel.”* In response to finding *“nothing in the SUPREME COURT DATABASE”*, she stated simply that, *“it may be ‘UNDER REVIEW’ at this time.”*

In the middle of this **RECORDED** phone call I explained the background to my filing as being the DENIAL OF MEDICAL ASSISTANCE, the DENIAL OF TRANSPORTATION to send or pick up mail in timely fashion or to attend scheduled court hearings, etc., and my being in a **“DESPERATE NEED FOR HELP”** because I was being victimized by the EXECUTIVE BRANCH using **“PROCEDURE OVER SUBSTANCE ... to PROCEDURE [ME] TO DEATH!”**

Showing a clear comprehension of gravity of this **“REPORT OF ABUSE AND NEGLECT”** that I had just issued to her – INCLUDING FINANCIAL ABUSE in making me a



“DEBTOR” and COERCING ME INTO “INVOLUNTARY SERVITUDE” by what I had just then described to her on a RECORDED phone line – SUPREME COURT CLERK Shirley Jameson-Fergel merely went further to state, “usually when we get things up here they go ‘UNDER REVIEW’ and then we go from there.” She did NOT detail whether this is the “usual” PROCEDURE applied to “ALL FILERS” (including her fellow STATE BAR CRIME SYNDICATE member attorneys), or whether this PROCEDURE is DISCRIMINATINGLY reserved only to “PRIVATE/NON-BAR FILERS”, or to only “DISABLED and ELDERLY FILERS”, or only to the “SOVEREIGN AMERIGN PEOPLE FILERS” without an attorney.

Then, in spite of my GOOD FAITH “TRUST” in this SOUTH DAKOTA SUPREME COURT and it’s “CLERK OF COURT” Shirley Jameson-Fergel yet another “government CO-TRUSTEE” UNDER LEGAL – “MANDATORY” – OBLIGATION TO TAKE ACTION AFTER HAVING “REASONABLE CAUSE” TO KNOW THAT “NEGLECT AND ABUSE” WERE TAKING PLACE, instead sent me the following letter, again placing “FORM OVER SUBSTANCE”:



## 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

August 24, 2022

Amy Hudson  
Deputy Clerk

Sarah L. Gallagher  
Deputy Clerk

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,  
A handwritten signature in blue ink that reads "Laura J. Graves".  
Laura J. Graves

/ljg

Enc.




**THE ABOVE “RECORDS” BEG THE MORE “IMPORTANT” QUESTIONS (TO THE ‘SOVEREIGN PEOPLE’’) ARE: “WHO IS DOING THE ‘REVIEWS’ BEFORE MY DOCUMENTS GET ‘PROCEDURALLY FILED’?”; AND, “WHO IS RESPONSIBLE AND ACCOUNTABLE TO [TWE] THE SOVEREIGN [AND DISABLED, NEGLECTED AND ABUSED] AMERICAN PEOPLE?’ AT THE SO-CALLED ‘SOUTH DAKOTA SUPREME COURT’ THAT IS BEING FUNDED BY THE SOUTH DAKOTA ‘TAXPAYERS’”**

→ ↻ governor.sd.gov

South Dakota Governor

**Kristi Noem**

HOME GOVERNOR NOEM PRIORITIES NEWS CONTACT



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



**Chief Justice Steven R. Jensen**

Justice Jensen was appointed to the Supreme Court by Governor Dennis Daugaard. He was sworn in on November 3, 2017. [View More ...](#)



**Justice Janine M. Kern**

Justice Kern, who was appointed to the Supreme Court on November 25, 2014, by Governor Dennis Daugaard, represents the First Supreme Court District, which includes Custer, Lawrence, Meade and Pennington counties. [View More ...](#)



**Justice Mark E. Salter**

Justice Salter began as a member of the Supreme Court on July 9, 2018, following his appointment by Governor Dennis Daugaard. [View More ...](#)



**Justice Patricia J. DeVaney**

Justice DeVaney was appointed to the Supreme Court by Governor Kristi Noem to represent the Third Supreme Court District. She was sworn in on May 23, 2019. [View More ...](#)



**Justice Scott P. Myren**

Justice Scott P. Myren, who was sworn in to represent the Fifth Supreme Court District on January 5, 2021, was appointed by Governor Kristi Noem. [View More ...](#)



Most courts, which today recognize the “WRIT OF ERROR CORAM NOBIS”, require a sworn affidavit showing to a reasonable certainty error of fact resulting in the erroneous decision. In this case there is a record of irrefutable and UNREBUTTED “*sworn affidavits*” and/or sworn “*CRIMINAL COMPLAINTS*” being central to this case at hand. Therefore, **there is much more than mere “reasonable” certainty that “error of facts” exists in the “administrative” mishandling of the RECORDS being created by the “ADMINISTRATIVE ‘DEEP’ STATE” and in the UNIFIED JUDICIAL SYSTEM, and by the SOUTH DAKOTA SUPREME COURT by regular use of “FORM/PROCEDURE OVER SUBSTANCE”, GROSS OMISSIONS, and other means for creating a FRAUDULENT PAPER TRAIL.**

The following is graphic example as PROOF that an AFFIDAVIT was used even along with the “MOTION FOR INTERLOCUTORY APPEAL ...” recently returned to me OUTSIDE THE RECORD by the SUPREME COURT CLERK (after “*sitting*” on it for a full month) with a cover letter from Shirley Jameson-Fergel to me (as a “*totally and permanently disabled quad-amputee*” filing as “*One of the Sovereign People*”) which states that it was “*not in the proper statutory form*”.

**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 (4<sup>th</sup>) 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

There is, in fact, reasonable certainty that the CO-TRUSTEES as “*officers*” of the STATE OF SOUTH DAKOTA and its members of the BUREAU OF ADMINISTRATION (and its OFFICE OF HEARING EXAMINERS), the DEPARTMENT OF SOCIAL



**SERVICES** (hereafter “DSS”), the **DEPARTMENT OF HUMAN SERVICES** (hereafter “DHS”), and its **OFFICE OF ATTORNEY GENERAL** (hereafter “OAG”) the **FOURTH (4<sup>th</sup>) CIRCUIT COURT**, and the **SUPREME COURT** acting through their respective “*principals*” and “*agents*” – have been acting for a very long time in Treason and a Conspiracy to Treason as “*INDURRECTIONISTS*” and “*DOMESTIC TERRORISTS*” to deprive litigants like BR / PPP David Schied and the sovereign People as “*TAXPAYERS*” of their rightful claims to justice as otherwise constitutionally guaranteed by the FIRST AMENDMENT by proper “access to the court” for meaningful “*redress of grievances*” by constitutionally guaranteed “*due process*.”

The purpose of this WRIT is not to authorize any court to review its own SEDITIOUS “REFUSAL TO FILE BASED ON ‘FORM OVER SUBSTANCE’”, but only to vacate some [NONDISCRETIONARY] adjudication [FRAUDULENTLY] made [*Madden v. Ferguson*, 182 Ill. App. 210 (1913)] by the SUPREME COURT’s and FOURTH CIRCUIT COURT’s “*CLERK[s] OF COURT*” (Shirley Jameson-Fergel and Carol Latusek respectively) when first DELAYING FILING, then FILING WITH FRAUDULENT DATES, and ultimately thereafter REFUSING TO FILE ALTOGETHER DENYING legitimately “*filed*” documents placed into the mail for proper logging and registering according to “date received” by these respective “*courts*” owned by the Sovereign People.

# JUSTICE DELAYED IS JUSTICE DENIED

At the lower UNIFIED JUDICIAL SYSTEM represented by the FOURTH CIRCUIT COURT – and here at the SOUTH DAKOTA SUPREME COURT – B/R / PPP David Schied has clearly shown that the “STATE BAR [CRIME SYNDICATE] member Eric Monson created a “FINAL ORDER OF DISMISSAL” that is FACTUAL EVIDENCE of criminal “*FRAUD UPON THE [ADMINISTRATIVE] COURT*” by the “*agents*” of the “*principal*”, being the CO-TRUSTEES of this instant case, the “DSS,” the “AG,” and the “STATE OF SOUTH DAKOTA”.

The named so-called “*WITNESSES*” – being also the named “*ACCUSED*” criminal co-conspirators of “*predicate*” and “*secondary*” levels of named perpetrators – though individually served with subpoenas, never even showed up to the HEARING as directed. This was a blatant violation of B/R / PPP David Schied’s “*RIGHT*” as stated openly into the



HEARING RECORD by the ADMINISTRATIVE LAW JUDGE (hereafter “*ADJ*”) Eric Monson, just prior to dismissing the HEARING, being done without addressing the refusals of these twenty-nine witnesses to show up as previously directed; and while also denying B/R / PPP David Schied’s other Rights to constitutionally guaranteed “*due process*,” as well as his Right to “*reasonable accommodations*” under the guarantees of the AMERICANS WITH DISABILITIES ACT (hereafter “*ADA*”).

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

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

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

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



“whistleblower” (i.e., “FALSE CLAIMS ACT”), “RICO ACT,” “FOURTEENTH AMENDMENT” and “ADA violations” legal dispute.

What happened at the first “*appellate*” level for that case still remaining in the FOURTH CIRCUIT in LAWRENCE COUNTY is thoroughly covered by the above-referenced **SWORN AFFIDAVIT OF FACTS SUPPORTING ... “OBJECTION” AND “LEAVE FOR INTERLOCUTORY APPEAL TO THE ‘SOUTH DAKOTA SUPREME COURT’...**, **which is to be incorporated herein** – and as also filed into the FOURTH CIRCUIT COURT of this “*unified*” so-called “*judicial*” system that has the “*pattern in practice*” of otherwise placing “*FORM OVER SUBSTANCE*” in its “*administrative*” and “*procedural*” way of making “*decisions*” (i.e., which is NOT “*judicial*”) – **as if written out verbatim in its entirety within this instant “WRIT OF ERROR CORAM NOBIS ... “.** (Bold and underlined emphasis added)

In this case, the ACTS of the STATE to sustain and reinforce the underhanded CRIMINAL ACTS of the named CO-TRUSTEES without consideration for the FACTS or AFFIDAVIT(s) that explain the who, what, when, and how of the basis for such alleged “*CIVIL*” and “*CRIMINAL*” actions OCCURRED – by the combined criminal enterprises of the named CO-TRUSTEES as “*aided-and-abetted*” by the “*actors and jesters*” of the STATE throughout 2021 and this first three-fourths of 2022 – is inexcusable. As such, B/R / PPP David Schied has the right to reinstate the integrity of his own good name and reputation, as well as the good name of the CO-TRUSTEES’ and the Sovereign Peoples’ “*STATE OF SOUTH DAKOTA.*”

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

Whereas, **this concurrent “*Federal jurisdiction*” and “*Common Law jurisdiction*” case has been – in pattern and practice RECORDED in many “*cases*,” civil discrimination and criminal “*complaints*,” “*appeals*,” “*notices*,” etc. –that have been maliciously and tortuously “*denied*,” tacitly “*disregarded*,” malfeasantly mishandled, and fraudulently “*dismissed*” using “FORM/PROCEDURE OVER SUBSTANCE” without proper acceptance or prior litigation of the merits of the underlying basis for that any many other substantive filings of this case, there is even more clear EVIDENCE that for the past full year and three-fourths, public taxpayers have been paying for a sham operation of domestic terrorists passing themselves off as a legitimate STATE “*departments*,” “*bureaus*,” “*divisions*,” “*sections*,” “*agencies*,” “*units*,” and “*offices*” while “weaponizing due process” through each to**



overwhelm a “*totally and permanently disabled quad-amputee*” with having to “*answer*” and “*appeal*” each acting as a separate “*arm*” of the monstrosity known as the “STATE” at the helm and head of this “*octopus*” that appears to not have any accountability (or care) over what each of its “*arms*” are doing on its own behalf, and on the behalf of the SOVEREIGN PEOPLE. (Bold and/or underlined emphasis added)

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

Similarly, according to the CIVIL RIGHTS ATTORNEY’S FEES AWARD ACT of 1976, (42 U.S.C. § 1988) American “*citizens*” with “*skin in the game*” – like me, B/R / PPP David Schied as a “*totally and permanent disabled quad-amputee*” – are being targeted and “*unjustly discouraged from instituting actions to vindicate their rights*”<sup>2</sup> by way of the “*spirit*”, if not the “*letter*” of the “PRIVATE ATTORNEY GENERAL DOCTRINE.” Herein, **B/R / PPP David Schied** **is** carrying out a similar role, but instead, while **acting solely in the “spirit” of COMMON LAW** (i.e., while having statutory authorities at his disposal, as do apparently “*administrative law judges*” use their “*discretion*” and “*informal proceedings*” ... “*under color of law*”) **and outside of the “letter” of authority of both STATE and NATIONAL “statutory” laws and codes, which otherwise “govern” the “CO-TRUSTEES” and NOT the Sovereign People.** (Bold and/or underlined emphasis added)

## Kristi Noem



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



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

As a matter of significant FACT, the STATE OF SOUTH DAKOTA – acting through its “*principals and agents*” under the auspices of acting on behalf of being the GOVERNOR, the ATTORNEY GENERAL, the DSS and the DHS and their innumerable sub-categorical “*quasi-governmental*” CORPORPORATE “*DEEP STATE*” administrative hierarchy – has together exhibited a long “*chain*” of history in the pattern and practice of FRAUDULENT “*SUMMARY DISMISSALS*” of “*MEDICAL ASSISTANCE*” (i.e., **the DENIALS OF “MEDICAID” BY “CO-TRUSTEES” OF THE “STATE” constitute “ABUSE AND NEGLECT” against this “totally and permanently disabled quad-amputee” and the REFUSAL TO “MANDATORY REPORT” CONSTITUTES ADDITIONAL CRIMES**) applications and addendums, ADMINISTRATIVE APPEALS, DISCRIMINATION and CRIMINAL “*complaints*,” and “NOTICES OF OPEN RECORDS VIOLATIONS,” which date back to March of 2021.

This stems back to the beginning, whereby B/R / PPP David Schied was acting on his own behalf but soon afterwards submitted his FEE SCHEDULE to these wayward STATE “*actors*” while seeing his need to also be acting on the behalf of other SIMILARLY SITUATED “*disabled, poor, and elderly*” sovereign Americans being “*abused and neglected*,” as well as acting on behalf of the STATE and UNITED STATES “*TAXPAYERS*” footing the costs of this “*CONTINUING FINANCIAL CRIMES ENTERPRISE*” operating under FRAUD, SEDITION, INSURRECTION, TREASON, and DOMESTIC TERRORISM, against the **populations** of both the “*disabled, poor, and elderly*” and the legitimate “**governments** ... *by, for, and of the People.*”

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

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



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

This instant “*case*” has been – in *pattern and practice* – RECORDED as maliciously and tortuously mishandled, and summarily “*denied*” and “*dismissed*” and now “*returned*” (as by the SUPREME COURT CLERK) without proper acceptance or prior proper address of the “*merits*” of the underlying basis for these many previous other substantive filings in this case. Thus, there is even more **clear EVIDENCE that for the past year and three fourths, public taxpayers have been paying for a sham operation of domestic terrorists passing themselves off, individually and severally, as a legitimate “*principals and agents*” of STATE “*departments*,” “*bureaus*,” “*divisions*,” “*sections*,” “*agencies*,” “*units*,” “*offices*,” and now, “*judges*” and “*justices*.”**

As such, the FALSE CLAIMS ACT allows B/R / PPP David Schied as “*WHISTLEBLOWER*” – to be looking out for the public’s interests as well as his own private interests, being those minimally who are “*similarly situated*” with previous “*backward-looking-access*” cases, whereby they are being “*DENIED*” of their sovereign Rights and “*DISMISSED*” of their many case, giving plenty of “*just cause*” for this instant “**DEFAULT JUDGMENT’ AND COMMON LAW ‘LEDGER OF [TREBLE] DAMAGES**” to be filed also on their behalf, as well as on the behalf of STATE and UNITED STATES “*taxpayers*.”

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

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



supposed to be otherwise operating under the “PUBLIC TRUST” of the U.S. CONSTITUTION and respective “STATE” constitutions.

**“MOTION TO MOVE THE SUPREME COURT TO RECONSIDER REVERSING ITS PREVIOUS ‘FORM OVER SUBSTANCE’ DECISION FOR THE REASONS CITED ABOVE; AND BASED UPON ‘OVERRIDING AND PALPABLE ERRORS’ AND GROSS OMISSIONS OF FACTS, AND INTENTIONAL [TORTUOUS] AND UNCONSTITUTIONAL VIOLATIONS OF BOTH THE “SPIRIT” OF THE ‘ACCARDI DOCTRINE’ AND THE “LETTER” OF THE ‘RULES ENABLING ACT’”**

Additionally, incorporated herein, is the following thirty-five (35) page NOTICE and LEDGER as recently (9/13/22 and 9/14/22) delivered to the following several addressees:

David Schied; David E. Schied; DAVID SCHIED; DAVID E. SCHIED; DAVID E SCHIED as actual “CREDITOR”

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

8/23/22 (begin) – 9/12/22 (finish)

**WARNING! The actions that you undertake constitute perceived THREATS of a conspiracy to “Forced Slavery”, a criminal violation of 18 U.S.C. § 1589 which carries a prison sentence up to 20 years!**

ATTN: Nancy Stone and/or “NANCY STONE” AND Joel Stanley and/or “JOEL STANLEY” in her/his private and CORPORATE capacities along with All Others Operating In and From Bismark, North Dakota, from Rapid City, South Dakota, and from Somewhere in Tennessee CREDIT COLLECTIONS BUREAU – in FALSE CLAIM as “CREDITOR”

P.O. Box 778  
Bismark, ND 57709  
and,  
P.O. Box 9490  
Rapid City, SD 57709

ATTN: Matthew Banton – Financial Counselor  
in his private and CORPORATE capacities  
c/o SPEARFISH CLINIC – Dept. of SPEARFISH HOSPITAL  
MONUMENT HEALTH in FALSE CLAIM as “CREDITOR”  
1420 N. 10<sup>th</sup> St.  
SPEARFISH, S.D. 57783  
[mbanton@monument.health](mailto:mbanton@monument.health)

ATTN: Dr. Daniel Berens  
c/o MONUMENT HEALTH  
1420 N. 10<sup>th</sup> St.  
SPEARFISH, S.D. 57783  
(by hand-delivery)

**NOTICE TO AGENT is  
NOTICE TO PRINCIPAL  
and  
NOTICE TO PRINCIPAL  
is NOTICE TO AGENT**

Governor Kristi Noem – c/o Mary Beth Hollatz – [marybethhollatz@gmail.com](mailto:marybethhollatz@gmail.com)  
Eric Monson and Wade Reimers – c/o Laurie Gill, DSS SECRETARY – [DSSInfo@state.sd.us](mailto:DSSInfo@state.sd.us)  
OFFICE OF THE SOUTH DAKOTA ATTORNEY GENERAL – c/o Wade Reimers and  
Robert Morris as “Special Assistant Attorney Generals” – [bobmorris@westriverlaw.com](mailto:bobmorris@westriverlaw.com)

Re: 1) Ongoing REPORTS OF “NEGLECT AND ABUSE” OF A “TOTALLY AND PERMANENTLY DISABLED QUAD-AMPUTEE” BY “AGENTS OF THE STATE”; 2) YOUR ongoing billing for unauthorized CORPORATE COLLECTIONS “Accounts” too numerous to list herein and bearing the ALL CAPS name of “DAVID E SCHIED” in LONG TIME DISPUTE of debt collections in the name of MONUMENT HEALTH; 3) NOTICE OF NEW INCURRENCE OF DEBTS BASED ON PREVIOUS CONTRACT AND FEE SCHEDULE. 4) Allegations of COLLUSION to “deprive of rights under color of PROCEDURE” by Dr. Daniel Berens in allegedly reporting “neglect and abuse” of an adult disabled man to an unidentified “supervisor” of the DSS and making such report by calling the phone number for “CHILD NEGLECT AND ABUSE” and using his AGENTS to cover-up this dereliction and malpractice



In the months that has transpired since last communicating with the “CO-TRUSTEES” of the MONUMENT HEALTH “BUSINESS OFFICE” and its “agents” at the CREDIT COLLECTIONS BUREAU on 11/4/21 – WHICH HAD REITERATED THE INCLUSION OF “B/R / PPP” David Schied FEE STATEMENT FOR DEALING WITH THEIR “CIVIL” AND “CRIMINAL” ACTS against him as an elderly, poor, and totally and permanently disabled quad-amputee man and “BENEFICIARY” being pressured (like here by the SUPREME COURT and FOURTH CIRCUIT COURT “CLERKS” (Shirley Jameson-Fergel and Carol Latusek respectively) as depicted herein and in numerous previous “filings”) to take manual labor action in dealing with their both personal and CORPORATE THREATS upon his financial and personal integrity and safety – have done the following:

- 1) On or about 1/4/22, MONUMENT HEALTH and its CORPORATE “collection” AGENTS operating as CREDIT COLLECTIONS BUREAU sent to me, “B/R / PPP” David Schied, THREE LETTERS, each referencing separate “accounts” numbers of #4753823, #4754350, and #4754399 bearing my (“B/R / PPP” David Schied’s( COPYRIGHTED NAME – without my prior authorization – and threatening to ruin my good credit and, in turn, causing OTHER HARM, if I/he did not subscribe to the INVOLUNTARY SERVITUDE of “call[ing] or writ[ing]”, with EACH being CONSTITUTIONAL VIOLATIONS committed by COERCION, constituting also DOMESTIC TERRORISM.
- 2) In addition – placing the above and below in multiple separate envelopes to FORCE a known disabled man WITHOUT FINGERS OR STATE-PROVIDED “ADAPTIVE EQUIPMENT” FOR OPENING SEALED ENVELOPES to LABOR INVOLUNTARILY to address the COERCIVE contents of each envelope – the following THREE MORE ADDITIONAL LETTERS were also mailed out on 1/4/22 by MONUMENT HEALTH and its CORPORATE “collection” AGENTS operating as CREDIT COLLECTIONS BUREAU, each referencing separate “accounts” numbers of #4755144, #4755233, and #4755408, again bearing my (“B/R / PPP” David Schied’s) COPYRIGHTED NAME – without my/his prior authorization – and threatening to ruin my good credit and, in turn, causing OTHER HARM, if I/he did not subscribe to the INVOLUNTARY SERVITUDE of “call[ing] or writ[ing]”, with EACH being CONSTITUTIONAL VIOLATIONS committed by COERCION, constituting also DOMESTIC TERRORISM.
- 3) In addition – placing the above and below in multiple separate envelopes to PERSISTENTLY and TORTUOUSLY FORCE a known disabled man WITHOUT FINGERS OR STATE-PROVIDED “ADAPTIVE EQUIPMENT” FOR OPENING SEALED ENVELOPES to



LABOR INVOLUNTARILY to address the COERCIVE contents of each envelope – FOUR MORE ADDITIONAL LETTERS were also mailed out on 1/4/22 by MONUMENT HEALTH and its CORPORATE “collection” AGENTS operating as CREDIT COLLECTIONS BUREAU, each referencing separate “accounts” numbers of #4754616, #4754880, #4754933, and #4755137, again bearing my (“B/R / PPP” David Schied’s) COPYRIGHTED NAME – without my prior authorization – and threatening to ruin my/his good credit and, in turn, causing OTHER HARM, if I/he did not subscribe to the INVOLUNTARY SERVITUDE of “call[ing] or writ[ing]”, with EACH being CONSTITUTIONAL VIOLATIONS committed by COERCION, constituting also DOMESTIC TERRORISM.

- 4) As if all of the above was not enough HARASSMENT against a man WITHOUT PUBLICLY-PAID TRANSPORTATION as the means of “*responding in writing IN TIMELY FASHION*” the following **FOUR MORE UNDATED LETTERS** were also mailed out by MONUMENT HEALTH and its CORPORATE “collection” AGENTS operating as CREDIT COLLECTIONS BUREAU – placing the above and below in multiple separate envelopes to PERSISTENTLY and TORTUOUSLY FORCE a known disabled man WITHOUT FINGERS OR STATE-PROVIDED “ADAPTIVE EQUIPMENT” FOR OPENING SEALED ENVELOPES to LABOR INVOLUNTARILY to address the COERCIVE contents of each envelope –each referencing separate “accounts” numbers of #4959479, #5037753, #5087722, and #5087740 again bearing MY (“B/R / PPP” David Schied’s) COPYRIGHTED NAME – without my/his prior authorization – and threatening to ruin my/his good credit and, in turn, causing OTHER HARM, if I did not subscribe to the INVOLUNTARY SERVITUDE of “call[ing] or writ[ing]”, with EACH being CONSTITUTIONAL VIOLATIONS committed by COERCION, constituting also DOMESTIC TERRORISM.
- 5) Going then even further on 8/24/22, the following **LETTER and ACCOUNTING LEDGER DATED 8/23/22** were also mailed out by MONUMENT HEALTH and its CORPORATE “collection” AGENT(s) of Joel Stanley (a.k.a. “JOEL STANLEY”) operating as CREDIT COLLECTIONS BUREAU,– placing the above and below in a separate envelope to PERSISTENTLY and TORTUOUSLY FORCE a known disabled man WITHOUT FINGERS OR STATE-PROVIDED “ADAPTIVE EQUIPMENT” FOR OPENING SEALED ENVELOPES to LABOR INVOLUNTARILY to address the COERCIVE contents of that latest envelope –each referencing separate “accounts” bearing MY (“B/R / PPP” David Schied’s) COPYRIGHTED NAME – without my/his prior authorization – and threatening to ruin my/his good credit and, in turn, causing OTHER HARM, if I/he did not “ACT



**TODAY** and subscribe to the INVOLUNTARY SERVITUDE of "paying the account") identified only as the SINGLE account of 4654373), with this DEMAND being a CONSTITUTIONAL VIOLATION committed by COERCION, constituting also **DOMESTIC TERRORISM**.

SAMPLES OF THE ABOVE (to save pages herein)

Credit Collections Bureau  
PO BOX 778  
Bismarck, ND 58502-0778  
1-605-961-2705  
www.payccb.com

To: DAVID E SCHIED  
PO BOX 321  
SPEARFISH SD 57783-0321

**Account: 5037753**

**Credit Collections Bureau is a debt collector.** We are trying to collect a debt that you owe to MONUMENT HEALTH. We will use any information you give us to help collect the debt.

**Our information shows:**

Account Identification: MONUMENT HEALTH  
Reference #: 500002047809

As of 01-31-22, you owed:	\$333.00
Between 01-31-22 and today:	
You were charged this amount in interest:	+\$0.19
You were charged this amount in fees:	+\$0.00
You paid or were credited this amount toward the debt:	-\$291.08
<b>Total amount of the debt now:</b>	<b>\$42.11</b>

**How can you dispute the debt?**

- **Call or write to us by 08-25-22, to dispute all or part of the debt.** If you do not, we will assume that our information is correct.
- **If you write to us by 08-25-22, we must stop collection on any amount you dispute until we send you information that shows you owe the debt.** You may use the form below or write to us without the form. You may also include supporting documents.

**What else can you do?**

Credit Collections Bureau  
PO BOX 778  
Bismarck, ND 58502-0778  
1-605-961-2705  
www.payccb.com

*Received 8/8/22*

To: DAVID E SCHIED  
PO BOX 321  
SPEARFISH SD 57783-0321

**Account: 5087722**

**Credit Collections Bureau is a debt collector.** We are trying to collect a debt that you owe to MONUMENT HEALTH. We will use any information you give us to help collect the debt.

**Our information shows:**

Account Identification: MONUMENT HEALTH  
Reference #: 500001586805

As of 05-12-21, you owed:	\$833.00
Between 05-12-21 and today:	
You were charged this amount in interest:	+\$0.10
You were charged this amount in fees:	+\$0.00
You paid or were credited this amount toward the debt:	-\$806.92
<b>Total amount of the debt now:</b>	<b>\$26.18</b>

**How can you dispute the debt?**

- **Call or write to us by 09-15-22, to dispute all or part of the debt.** If you do not, we will assume that our information is correct.
- **If you write to us by 09-15-22, we must stop collection on any amount you dispute until we send you information that shows you owe the debt.** You may use the form below or write to us without the form. You may also include supporting documents.

**What else can you do?**

- **Write to ask for the name and address of the original creditor, if different from the current creditor.** If you write by 09-15-22 we will stop collection until we send you that information. You may use the form below or write to us without the form.
- **Go to [www.cfpb.gov/debt-collection](http://www.cfpb.gov/debt-collection) to learn more about your rights under federal law.** For instance, you have the right to stop or limit how we contact you.
- **Contact us about your payment options.**

**Mail this form to:**  
PO BOX 778  
Bismarck, ND 58502-0778  
1-605-961-2705

**How do you want to respond?**

**Check all that apply:**

- ☐ I want to dispute the debt because I think:
- ☐ This is not my debt.
  - ☐ The amount is wrong.
  - ☐ Other (please describe on reverse or attach additional



Credit Collections Bureau  
PO BOX 778  
Bismarck, ND 58502-0778  
1-605-961-2705  
www.payccb.com

Received  
8/8/22

To: DAVID E SCHIED  
PO BOX 321  
SPEARFISH SD 57783-0321

**Account: 5087740**

**Credit Collections Bureau is a debt collector.** We are trying to collect a debt that you owe to MONUMENT HEALTH. We will use any information you give us to help collect the debt.

**Our information shows:**

Account Identification: MONUMENT HEALTH  
Reference #: 500002014890

As of 01-31-22, you owed:	\$560.00
Between 01-31-22 and today:	
You were charged this amount in interest:	+\$0.10
You were charged this amount in fees:	+\$0.00
<u>You paid or were credited this</u> amount toward the debt:	-\$534.01
<b>Total amount of the debt now:</b>	<b>\$26.09</b>

**How can you dispute the debt?**

- Call or write to us by 09-15-22, to dispute all or part of the debt. If you do not, we will assume that our information is correct.
- If you write to us by 09-15-22, we must stop collection on any amount you dispute until we send you information that shows you owe the debt. You may use the form below or write to us without the form. You may also include supporting documents.

**What else can you do?**

- Write to ask for the name and address of the original creditor, if different from the current creditor. If you write by 09-15-22 we will stop collection until we send you that information. You may use the form below or write to us without the form.
- Go to [www.cfpb.gov/debt-collection](http://www.cfpb.gov/debt-collection) to learn more about your rights under federal law. For instance, you have the right to stop or limit how we contact you.
- Contact us about your payment options.

**Mail this form to:**

PO BOX 778  
Bismarck, ND 58502-0778  
1-605-961-2705

**How do you want to respond?**

Check all that apply:

PO BOX 778  
BISMARCK, ND 58502-0778

ADDRESS SERVICE REQUESTED

**PERSONAL AND CONFIDENTIAL**





## Credit Collections Bureau

605-341-4414  
PO Box 9490

Rapid City SD 57709

08-23-22

SCHIED, DAVID E  
PO BOX 321  
SPEARFISH SD 57783

4754373

CREDITOR: MONUMENT HEALTH

AMT. DUE \$ 1006.63

WANT TO MAKE PAYMENTS?

WOULD YOU CONSIDER PAYING YOUR ACCOUNT IF YOU WERE ALLOWED  
TO MAKE MONTHLY PAYMENTS?

\$167.79 PER MONTH?

IF YOU WILL COMPLETE THE ENCLOSED PAYMENT APPLICATION AND  
RETURN IT TO ME I WILL PRESENT IT TO OUR COLLECTION MANAGER FOR  
THEIR CONSIDERATION.

IF YOU CAN ENCLOSE A GOOD FAITH DOWNPAYMENT WITH THE PAYMENT  
APPLICATION, IT WILL HELP GET THE MONTHLY PAYMENT PLAN APPROVED.

ACT TODAY - MAKE A DEAL!

THIS IS AN ATTEMPT TO COLLECT A DEBT BY A DEBT COLLECTOR AND ANY  
INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE.

SINCERELY,

  
JOEL STANLEY  
1-605-799-1449  
PAY ON-LINE OR CORRESPOND WITH CCB AT  
WWW.PAYCCB.COM

USE THIS ADDRESS FOR PAYMENTS:

PAYMENT PROCESSING CENTER  
PO BOX 778  
BISMARCK, ND 58502-0778

ENCLOSURE: PAYMENT APPLICATION

The SOCIAL SECURITY ACT requires that disabled, poor, and elderly not be forced to lose their dignity. Where is the "dignity" in compelling a "totally and permanently disabled quad-amputee" to "apply" for the "privilege" of kissing the ass of these CORPORATE "FICTIONS"?



CREDITOR	AMOUNT	INTEREST	FEES	TOTAL
MONUMENT HEALTH	25.43	2.60	0.00	28.03
MONUMENT HEALTH	35.82	5.00	0.00	40.82
MONUMENT HEALTH	25.43	3.86	0.00	29.29
MONUMENT HEALTH	222.12	31.03	0.00	253.15
MONUMENT HEALTH	38.91	5.44	0.00	44.35
MONUMENT HEALTH	60.64	8.47	0.00	69.11
MONUMENT HEALTH	84.25	11.77	0.00	96.02
MONUMENT HEALTH	28.50	3.99	0.00	32.49
CLINICAL LABORATORY	14.98	2.88	0.00	17.86
MONUMENT HEALTH	13.15	1.35	0.00	14.50
MONUMENT HEALTH	25.43	2.60	0.00	28.03
MONUMENT HEALTH	25.43	2.60	0.00	28.03
MONUMENT HEALTH	19.46	1.99	0.00	21.45
MONUMENT HEALTH	26.45	2.70	0.00	29.15
MONUMENT HEALTH	35.92	3.67	0.00	39.59
MONUMENT HEALTH	13.15	1.35	0.00	14.50
MONUMENT HEALTH	19.46	1.99	0.00	21.45
MONUMENT HEALTH	25.43	2.60	0.00	28.03
MONUMENT HEALTH	25.43	2.60	0.00	28.03
MONUMENT HEALTH	19.46	0.98	0.00	20.44
MONUMENT HEALTH	25.43	1.28	0.00	26.71
MONUMENT HEALTH	41.92	0.93	0.00	42.85
MONUMENT HEALTH	25.99	0.34	0.00	26.33
MONUMENT HEALTH	26.08	0.34	0.00	26.42
<b>TOTAL</b>	<b>904.27</b>	<b>102.36</b>	<b>0.00</b>	<b>1006.63</b>

**NOTICE OF LATEST INCURRENCE OF DEBTS BASED ON  
PERSISTING CONTRACT AND PREVIOUSLY RECEIVED FEE SCHEDULE**

All governments and “licensees” of governments are SUBJECT TO the legislation set forth by the legislatures of the STATE and the UNITED STATES by CONTRACT of the PUBLIC TRUST between the Sovereign People and those CORPORATE government and their licensed servicing CORPORATIONS.

To reinforce these CONTRACTS of the PUBLIC TRUST – and witnessing firsthand the contemptuous VIOLATIONS of the PUBLIC TRUST – I, David Schied, as “BENEFICIARY” of this PUBLIC TRUST, and as “One of the Sovereign People” as GUARANTOR acting on behalf of the Sovereign People as “TAXPAYERS” having “created and ordained” the constitutions of the STATE and UNITED STATES as the “PUBLIC TRUST” CONTRACT, have provided – and CCB and MONUMENT HEALTH and the STATE OF SOUTH DAKOTA as embodied (in part) have accepted by TACIT AGREEMENT – my FEE SCHEDULE for servicing this PUBLIC TRUST contract on behalf of the Sovereign People as “Taxpayers” funding these CRIMINAL VIOLATIONS of the PUBLIC TRUST and seeking to put a “screeching” stop to it.



**THE STATE ATTORNEY GENERAL, THE DSS, AND THE DHS – ACTING THROUGH  
THEIR RESPECTIVE “ASSISTANT ATTORNEY GENERALS” – ALL KNOW THAT  
FINANCIAL EXPLOITATION OF VULNERABLE ADULTS  
IS CRIMINAL ABUSE**

4/26/22, 8:31 AM

South Dakota Attorney General



[Home](#) >> [Victim Resources](#) >> [Senior Citizens](#) >> Elder Abuse

Additional Resources

## Vulnerable Adult Abuse, Neglect and Financial Exploitation

Older Americans and adults with disabilities are often the targets of abuse. This is because they are often unable to make a complaint or are afraid to lodge a complaint.

Vulnerable adult abuse is especially tragic because in many of these cases the abuser is in a position of trust; as a caregiver, a guardian, a trustee, or even a family member. By being aware of the signs of possible abuse, neglect and exploitation, you can help protect victims.

Some Common signs of financial exploitation include:

- Social Isolation;
- Inability to pay for healthcare,
- New power of attorney by unknown person;
- Lack of funds to pay for common life expenses.

**“Governments” absolutely refuse to admit that the chief offenders are the “officers” and “court-appointed guardians” of the “DEEP” STATE. In my case, it is the “actors and jesters” as AGENTS of the “STATE” as manifest in the “trusted” DSS and DHS “arms” of the STATE who are GUILTY OF NEGLECT AND ABUSE by their refusal to provide me with MEDICAL ASSISTANCE (a.k.a. “MEDICAID”) that helps to pay for needed SERVICES, EQUIPMENT and TRANSPORTATION to ACCESS my community.**

As shown by many previous pages above, until such time that the CCB was reporting that MONUMENT HEALTH had taken the step to establish an “arbitrary and capricious” entry into their FRAUDULENT PAPER TRAIL of me, as a “debtor” by written assertion of “You paid or were credited this” – placing accountability against me (B/R / PPP David Schied) by the former and no accountability to either MH or CCB in the latter side of the “OR” grammatical qualifier for whatever action was taken on THEIR PART – **the amounts used against me as FINANCIAL ABUSE were astounding to cause both stressful emotion and financial harm** to my reputation as a reliably insured “credit” risk and as a medical “patient” in a lifetime of need of post-amputations mobility issues and other internal medicine complications otherwise being DENIED FOR SERVICES because of my “inability to pay.”.



In addition to the above-referenced WRITTEN forms of financial harassment, there were near equal numbers of harassing telephone calls and messages left by the MONUMENT HEALTH "BUSINESS OFFICE" in purported "effort to collect upon" those astounding amounts for which the STATE was refusing to pay by support of "MEDICAL ASSISTANCE" ("MEDICAID") to pay what MEDICARE did not pick up on "covered" expenses. This put me into the position of – like with having to grovel for TRANSPORTATION services to access my community for the above-referenced various medical appointments – I was having to beg and borrow for having needed other services including needed DENTAL CLEANING AND SURGERY because the STATE also refused to provide to me what MEDICARE does not cover and the SOCIAL SECURITY ACT otherwise pays to the STATES to provide for their elderly, poor, and disabled.

ACCORDING TO MY (B/R / PPP David Schied's) PREVIOUSLY PROVIDED FEE SCHEDULE – LEDGERED AT \$2,000,000 PER INCIDENT BASED UPON THE CONSTITUTIONAL, FAIR DEBT CREDIT ACT, AND OTHER FEDERAL STATUTORY VIOLATIONS OF MY "CIVIL RIGHTS" AND THE ANTICIPATED COSTS OF "COLLECTING" UPON THESE DEBTS WHILE UP AGAINST "STATE BAR CRIME SYNDICATE" MEMBERS AND CORRUPT STATE AND UNITED STATES COURTS – THE DEBTS INCURRED BY THE ABOVE ENTITIES OF "MONUMENT HEALTH" AND "CREDIT COLLECTIONS BUREAU" ARE FACTORED AS FOLLOWS AS BEING ADDITIONALLY OWED BY ALL OF THEM AND THEIR FLESH-AND-BLOOD "AGENTS" AS "CO-TRUSTEES" OF MY "BENEFICIARY" SERVICES

From 10/28/21 through 8/23/22 referencing separate "accounts" numbers listed above of:

#4753823 – \$2,000,000	#4754350 – \$2,000,000	#4754399 – \$2,000,000
#4755144 – \$2,000,000	#4755233 – \$2,000,000	#4755408 – \$2,000,000
#4754616 – \$2,000,000	#4754880 – \$2,000,000	#4754933 – \$2,000,000
#4755137 – \$2,000,000	#4754373 – \$2,000,000	

$$\begin{array}{r} 2,000,000 \\ \times 11 \\ \hline 22,000,000 \end{array} + \begin{array}{|c|} \hline 11 harassing calls \\ \hline 22,000,000 \\ \hline \end{array} = \begin{array}{|c|} \hline \$44,000,000 \\ \hline \end{array}$$

CREDITED THE EQUIVALENT OF TEN (10) HARASSING CALLS  
TALLING (\$20,000,000)

THEY ONLY OWE = \$24,000,000

PAYABLE IMMEDIATELY



**UPDATED FEE SCHEDULE**

(as of 4/30/22)

David Schied © ("CREDITOR")

PRIVATE PUBLIC PROXY

P.O. BOX 321

SPEARFISH, SD 57783

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

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

QUASI-GOVERNMENT AGENTS

AND/OR CORPORATE LICENSEES

OF ANY STATE OR THE "UNITED STATES"

AND/OR EMPLOYEES OR OTHER

SUBCONTRACTORS OF ANY

GOVERNMENT DEPARTMENT,

BUREAU, DIVISION, SECTION,

UNIT, AGENCY, OR OFFICE

REF. ACCNT Nos. / AGENCY CLAIMS

1) All separate account  
or "case" numbers  
referencing David Schied  
or DAVID SCHIED

2) CLAIMS include  
EACH and the  
accumulation of every  
fraudulent entry to the  
RECORD for case(s)

Any others (known or unknown)

DAMAGE ASSESSMENTS,  
PUBLIC PROSECUTIONS  
COSTS \*

PER VIOLATION  
\$ 2,000,000

FAILURE TO RESPOND /  
CONTINUED DEFAULT  
REFUSAL TO PAY ON  
DEBT COLLECTION  
NOTICES \*\*  
\*\*\*

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

COMPOUNDED QUARTERLY  
INTEREST AT THE LOW RATE  
OF

5 %

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

\*\* This fee is a punitive amount added for the continued Common Law "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"

Again, in reiteration of what I (B/R / PPP David Schied) had written to the "agents and principals" at MONUMENT HEALTH and CREDIT COLLECTIONS BUREAU on 10/28/21, I had refrained from charging anything in GOOD FAITH that they would honor the terms of my first correspondence (which was earlier in 2021 as addressed to **Matthew Banton** (and/or MATTHEW BANTON) and **Nancy Stone** (and/or NANCY STONE) and leave me alone and in peace to take care of my own needs in accordance with the recommendations and prescriptions of my doctor, who appears to me to be acting in accordance with the standards set by the Medical Community for treating a recent "totally and permanently disabled quad-amputee". However, **THEY ALL** have nevertheless persisted to harass and threaten me even further, as shown above and AFTER that previous **SERVICING CONTRACT** was initiated by them without their rebuttal and, consequently, by their silence in TACIT AGREEMENT with these **TERMS** and **COUNTERCLAIMS**.

***See the next page as Dr. Berens' letter dated a over a full year ago on 8/31/21 verifying my "totally and permanently disabled" status.***





## MONUMENT HEALTH

MONUMENT HEALTH FAMILY MEDICINE  
1420 N 10TH ST  
SPEARFISH SD 57783-1532  
605-717-8595  
Dept: 605-717-8595

David E Schied  
Po Box 321  
Spearfish SD 57783

08/30/21

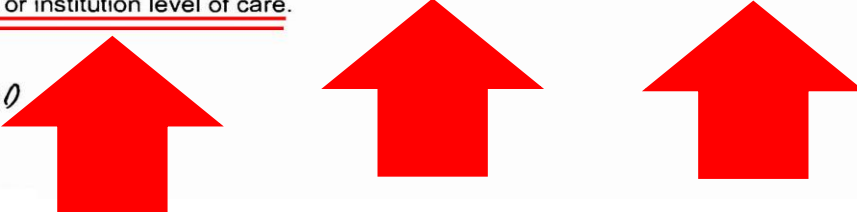
To whom it may concern:

David is a patient of mine. He has had amputations of 7 of his fingers and bilateral below the knee amputations. He is permanently and totally disabled. From his amputations he is essentially a quad amputee. Because of these amputations he has difficulty completing ADLs and is frequently home bound due to complications of his amputations. David is dependent on equipment for his daily life and is essentially considered nursing home or institution level of care.

Sincerely,



Daniel Berens DO



**IT'S THE STATE'S DUTY TO ENSURE**  
**THAT "TOTALLY AND PERMANENTLY**  
**DISABLED" ARE PROPERLY**  
**EVALUATED AND "PERMANENTLY"**  
**CARED FOR UNDER THE TERMS**  
**WRITTEN BY THE U.S. CONGRESS**  
**UNDER THE SOCIAL SECURITY ACT**



## <https://www.ssa.gov/history/1986dibhistory.html>

Based on the recommendations of the 1948 Advisory Council, the House of Representatives, in 1949, passed a bill containing provisions for the payment of benefits under title II of the Social Security Act to permanently and totally disabled insured workers. However, the Senate-passed version of the bill made no provision for disability insurance benefits. Instead, provision was made for grants in aid to the States for public assistance to permanently and totally disabled, needy individuals. The Senate version was adopted in conference and reflected in the final bill enacted as the Social Security Act Amendments of 1950.

The new program of Federal grants to States for aid to the permanently and totally disabled was enacted as title XIV of the Social Security Act. It complemented similar programs for State public assistance to the aged and the blind enacted in the original Social Security Act of 1935 as titles I and X, respectively. These three programs for State public assistance would be replaced in 1974 by the Federally administered program of Supplemental Security Income for the Aged, Blind, and Disabled--the current title XVI program.

...

In passing the 1980 legislation, Congress also sought to strengthen Federal management of the State disability determination process to ensure effective and uniform administration of the disability programs throughout the United States. To this end, it abolished the system of individual State agreements and required the Secretary to promulgate regulations specifying performance standards and administrative requirements and procedures to be followed by the States in performing the disability

determination function. In addition, a provision in the 1980 Amendments requires the Secretary to assume the determination function from a State if the Secretary finds that the State agency is substantially failing to make disability determinations in a manner consistent with published regulations and written guidelines. To ensure uniformity and consistency of State agency determinations, the Amendments further required the Secretary to gradually reinstitute a system of preeffectuation review of a majority of State agency disability allowances and determinations of continued disability.



...

### **PERIODIC REVIEW OF CONTINUING DISABILITY**

In another provision of the 1980 Amendments, Congress sought to ensure the integrity of the disability programs by requiring that the status of disability beneficiaries be reviewed at least once every 3 years, unless the individual's disability is considered permanent. Prior to the Amendments, continuing disability reviews were conducted only in selected cases where the individual's condition was expected to improve (medical diary cases), or the individual had returned to work. Congress thought that this highly selective review process was inadequate as a means of ensuring that only persons who continued to be disabled remained on the rolls.

Shortly after implementation of the continuing disability review provision, the periodic review process came under criticism from the public and some members of Congress for the effects it was having on some beneficiaries. There were adverse reactions to both the increased number of cases subjected to review, and the fact that the reviews resulted in the termination of payments to many beneficiaries who had been on the rolls for some years

## **The case NOW in the FOURTH CIRCUIT COURT AND S.D. SUPREME COURT proves ...**

...

During this same period a growing number of Federal courts were issuing decisions requiring the use of a medical improvement standard in continuing disability reviews. For example, in Finnegan v. Mathews (1981), the Ninth Circuit held that the Secretary may not terminate an individual's disability benefits based on medical factors absent a finding of clear error in the previous determination of disability, or evidence of medical improvement sufficient to establish that the individual is no longer disabled. This holding was reaffirmed by the Ninth Circuit in Patti v. Schweiker (1982), and Lopez v. Heckler (1983). Several other Courts of Appeals issued somewhat similar rulings.

...

In June 1983, Secretary Heckler announced a package of major reforms affecting the continuing disability review program. These included, among others, a temporary moratorium in the review of most mental impairment cases pending a thorough review of the standards for evaluating certain mental impairments, a substantial increase in the percentage of beneficiaries classified as having permanent disabilities and exempt from normal periodic review, selecting cases for review on a random basis instead of based on specific profiles, and an acceleration of a top-to-bottom review of standards, policies and procedures affecting disability evaluation. These reforms were in addition to many administrative initiatives undertaken in 1982 to improve the periodic review process and the quality of disability determinations.



... that the **SOUTH DAKOTA**  
**ADMINISTRATIVE ‘DEEP’**  
**STATE** agents of the DSS and DHS  
have been this past year violating  
what even the U.S. “SECRETARY” is  
not allowed to do in re-evaluating  
whether a “totally and permanently  
disabled” man is “eligible” for  
“MEDICAL ASSISTANCE.”

For more EVIDENCE, see the DOCUMENTARY VIDEO posted into the PUBLIC RECORD at:  
<https://www.youtube.com/watch?v=QS-ukmfvuCY>

**IN FACT, MY EVIDENCE AGAINST THE STATE OF SOUTH**  
**DAKOTA PROVES THAT THE “DEEP STATE AGENTS”**  
**WORKING FOR THEIR “DEEP STATE PRINCIPALS” OF THE**  
**“DEPARTMENTS” OF “SOCIAL SERVICES” AND “HUMAN**  
**SERVICES” HAVE BEEN IN GROSS VIOLATIONS OF THEIR**  
**OWN DUTIES TO REPORT EACH OTHER FOR “NEGLECT”**  
**AND THE “FAILURE TO PROVIDE ADEQUATE MEDICAL CARE”**  
**AS THE “JOINT TRUSTEES” OF THE GOVERNMENTS’ “TRUST**  
**CONTRACT” BETWEEN THE “UNITED STATES” AND THE**  
**“STATES” UNDER THE SOCIAL SECURITY ACT**  
**(AS AMENDED)**





## DEPARTMENT OF HUMAN SERVICES

<https://dhs.sd.gov/lts/adultprotective.aspx>

**SHAWNIE RECHTENBAUGH, DEPARTMENT SECRETARY**

# LONG TERM SERVICES AND SUPPORTS

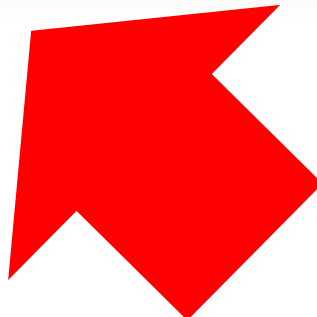
## ADULT PROTECTIVE SERVICES

Adult Protective Services (APS) provides elders and adults with disabilities protection from abuse, neglect or exploitation. If you suspect that an elder or a disabled adult is the victim of abuse, neglect or exploitation, please click this link to complete the Adult Protective Services Referral form. For guidance on completing the referral form, please refer to the document below

- **Adult Protective Service Referral Form**
- **Guide to completing APS referral**

## NEGLECT

Neglect is defined as harm to the health or welfare of an elder or an adult with a disability, without reasonable medical justification, caused by a caretaker, within the means available for the elder or adult with a disability, including the failure to provide adequate food, clothing, shelter or medical care.





## WHEN TO REPORT

The following indicators may be helpful when deciding whether abuse, neglect or exploitation may be taking place.

### Physical Indicators

- Injuries that have not been cared for properly.
- Lack of necessary equipment such as walkers, canes, bedside commode.
- Lack of necessities such as heat, food, water and unsafe conditions in the home.

### Behavioral Indicators

- Agitation, anxiety
- Withdrawal
- Ambivalence
- Fear
- Depression
- Anger
- Isolation
- Resignation

The “**DEEP STATE**” ACTORS do not give one iota of care, as “**CO-TRUSTEES**” of funds issued to them by the federal government; even despite my extraordinarily high level of “**self-advocacy**” in reporting **DISCRIMINATION** Instead, they **RETALIATE**.

The “**cause**” leading to my loss of both (2) legs and seven (7) fingers in 2018 is reasonably due to an “**INJURY**” that cannot possibly be cared for properly when the patient is **FORCED** by the “**DEEP STATE**” AGENTS to forgo treatments because of a **DENIAL OF PAID TRANSPORTATION**, the refusal of the STATE to furnish electronic wheelchairs; or to even reimburse for costs to maintain functional performance to wheelchairs and prosthetic legs and diseased “stumps” left on the body.

### Indicators from Family/Caregivers

- The elder may not be allowed to speak for himself/herself
- Obvious absence of assistance
- Failure to provide physical aids such as eyeglasses, hearing aids or dentures.
- Inappropriately leaving an older person alone for long periods of time.

## MANDATORY REPORTING

South Dakota law requires individuals in the medical and mental health professions and employees or entities that have ongoing contact with and exposure to elders and adults with disabilities, to report knowledge or reasonable suspicion of abuse, neglect or exploitation of elders and adults with disabilities.

- **Abuse, Neglect and Exploitation of Elders or Adults with Disabilities Brochure**
- **Abuse, Neglect and Exploitation Video (with audio)**

### Mandatory Reporters

There are two groups of mandatory reporters and the process for reporting is different for each group.

The first group of mandatory reporters of abuse, neglect and exploitation includes:

- Physician, dentist, doctor of osteopathy, chiropractor, optometrist, podiatrist, religious healing practitioner, hospital intern or resident, nurse, paramedic, emergency medical technician, social worker or any health care professional;
- Psychologist, licensed mental health professional or counselor engaged in professional counseling; or
- State, county or municipal criminal justice employee or law enforcement officer.

These individuals must make an oral or written report within twenty-four hours to law enforcement, the state's attorney or DHS.

“**Self-Advocacy**” means nothing to the “**DEEP STATE**” PRINCIPALS of the STATE such as GOVERNOR Kristi Noem, the ATTORNEY GENERAL Jason Ravnsborg, DHS SECRETARY Shawnie Rechtenbaugh, and DSS SECRETARY Laurie Gill. They refuse to “answer” written COMPLAINTS, and they “weaponize” their respective “assistant attorney generals” – as all being STATE BAR (CRIME SYNDICATE) members – to repeatedly DENY “OPEN RECORDS REQUESTS” for documents submitted by me under the laws of “government transparency”; and they RAILROAD “Due Process Hearings” when conducting their so-called “ADMINISTRATIVE APPEALS.”

“**Self-Advocacy**” should means something more to Dr. Daniel Berens, D.O. than to repeatedly postpone reporting my detailed COMPLAINTS to him as my “trusted” and “licensed” health care professional – that I am being DENIED corrective lenses, DENIED dental cleanings, being DENIED reimbursement on wheelchair batteries, being DENIED care for amputated “stumps” and need prosthetic legs – than to claim that I am “a victim of my own success” and/or to delay reporting for many weeks and/or months.



**The second group of mandatory reporters of abuse and neglect includes:**

- Any staff member of a nursing facility, assisted living facility, adult day care center or community support provider, or any residential care giver, individual providing homemaker services, victim advocate or hospital personnel engaged in the admission, examination, care or treatment of elders or adults with disabilities.
- Any individual in this group must report to the person in charge of the institution where the elderly or adult with a disability resides or is present, or the person in charge of providing the services within twenty-four hours.

The person in charge must also make an oral or written report within twenty-four hours to law enforcement, the state's attorney or DHS.

## WHAT TO REPORT

To report abuse, neglect, or exploitation of an elder or an adult with disabilities, please contact your local law enforcement agency, local state's attorney's office or contact **Dakota at Home** or **Adult Protective Services**.

In addition to mandatory reporting, people can make reports on a voluntary basis. Any person who knows or has reason to suspect that an elder or adult who is disabled has been abused, neglected or exploited may report that information. Persons who in good faith make a report of abuse, neglect or exploitation of an elderly or adult with a disability are immune from liability.

Facilities or programs that are licensed or regulated by the Department of Health or Department of Human Services will follow department procedures in place for reporting.

A mandatory reporter who knowingly fails to make the required report is guilty of a Class 1 misdemeanor.

Include the following if you know or have reason to believe someone needs protection from abuse, neglect or exploitation:

- The name, age, physical address and contact information of the elder or adult with a disability;
- The name, age, physical address and contact information of the person making the report;
- The name, age, physical address and contact information of the caretaker of the elder or adult with a disability;
- The name, age, physical address and contact information of the alleged perpetrator;
- The nature and extent of the elder or adult with a disability's injury, whether physical or financial, if any;
- The nature and extent of the condition that required the report to be made; and
- Any other pertinent information.

**"Self-Advocacy" should mean something more to GOVERNOR Kristi Noem, the ATTORNEY GENERAL Jason Ravnsborg, DHS SECRETARY Shawnie Rechtenbaugh, and DSS SECRETARY Laurie Gill ... especially when the elderly and disabled "self-advocate" has the demonstrated intelligence, educational background, disability training, and organizational capability to SUPPORT HIS CLAIMS WITH EVIDENCE of DISCRIMINATION, RETALIATION, and other "RICO" CRIMES of "DEPRIVATION OF RIGHTS UNDER COLOR OF" LAW / PROCEDURE / OFFICE OF AUTHORITY.**

**See the "ACCARDI DOCTRINE" and the "RULES ENABLING ACT"**

**Simply publishing the AFFIRMATIVE DUTY of these "CO-TRUSTEES" operating as STATE and UNITED STATES "officers" and "agents" does NOT automatically grant them "immunity" from civil and criminal prosecutions when they REFUSE to follow their own policies and procedures, and/or the use "procedure" to undermine "substance" by way of "weaponized due process" to yield results opposite of those intended by the procedures themselves.**



SWORN AFFIDAVIT OF David Schied FOR THE "TRUTH IN FACTS OF RECORD":  
 MEMORIALIZING THAT DR. Daniel Berens, HIS AGENTS, AND/OR THE AGENTS OF  
 MONUMENT HEALTH – DESPITE AGREEING THAT THEY HAD THE LEGAL  
 REASON, AND THE RESPONSIBILITY, OF REPORTING "ABUSE AND NEGLECT OF A  
 VULNERABLE AND DISABLED ADULT" TO AUTHOROTIES OF THE "STATE" (AS I  
 HAD PREVIOUSLY REPORTED TO HIM IN HIS OFFICE AND IN THE COMPANY OF  
 WITNESSES BY PHONE BY WAY OF MY OWN "SELF-ADVOCACY") – NEVERTHELESS  
 REPORTED BACK TO ME THAT DR. Berens HAD INSTEAD MADE HIS "REPORT OF  
 NEGLECT AND ABUSE" TO THE DSS' TOLL FREE NUMBER FOR REPORTING "CHILD  
 NEGLECT AND ABUSE"; AND HOW THAT ADDS TO THE AMOUNTS OWED

- 1) THE FOLLOWIN IS THE "LEDGER" OF INDIVIDUAL ACTIONS THAT I TOOK TO  
 HOLD Dr. Daniel Berens AND MONUMENT HEALTH Up to the LEGAL STANDARD,  
 FOR WHICH THE "RECORDS" I HAVE SUGGEST THAT REPORTING "ABUSE AND  
 NEGLECT OF A VULNERABLE ADULT" TO "CHILD PROTECTION" SERVICE  
 AGENCIES BRINGS FORTH THE QUESTION OF MEDICAL "MALPRACTICE"  
 AND/OR OTHER "NEGLIGENCE" (IN FAILURE TO PROPER FOLLOW-UP) LIABILITY

Dr. Berens from David Schied – 7/13/22

1. Report of NEGLECT and ABUSE by government officials – retaliation by taking away "Chore Services" because I have filed formal claims of DISCRIMINATION and CRIMINAL complaints for NO "MEDICAL ASSISTANCE" inclusive of "medically-necessary" EQUIPMENT and SERVICE (insurance coverage) for:
  - a) Teeth & Gums – no needed dental cleanings or tooth extraction;
  - b) Eyes – Notice from "creditor" eye doctor, now am overdue for another round of testing to determine whether problem in eyes is GLAUCOMA or COMPLICATION OF SEPSIS;
  - c) Ears – Need check for cleaning software program (PHONE-AK) installed on phone to use with hearing aids because I have no fingers for needed adjustments and troubleshooting;
  - d) Nose = continued complication due to SEPSIS causing drainage and infections needing rinsing multiple times per day;
  - e) Stage 3 Kidney Disease – Nephrologist placed me back on blood-pressure meds and wants to see me back in 5 more months;
  - f) Ana-kit expiration (dual dose) in August '22
  - g) Need refill of NORCO pain meds (lower back & legs) – I am strapped with all Rx co-pays;
  - h) Pre-cancer on shoulder – suspect because it does not go away;
  - i) Intense pain in LEFT shoulder – it wakes me up every night and needs cortisone shot;
  - j) "Shrinkers" – my legs are not fitting and able to get on consistently – already cost me charge of \$2800 yet unpaid;
  - k) Recurring pain in RIGHT nipple of chest – may need further study;
  - l) Sildenafil – lost libido due to SEPSIS – need & want companionship – relieves emotional stress imposed by STATE "actors";
  - m) Need annual health exam? PSA screening? Life Line Screening (plaque in blood or heart or brain in aftermath of SEPSIS and brain hemorrhaging in 2018)?
2. Currently, NO CHORE SERVICES means loss of previously NEEDED:
  - a) Help with weekly cooking and cleaning around the apartment – HEALTH & SAFETY ISSUE;
  - b) Help with transportation to banking, post office, and food shopping = NO ACCESS TO MY COMMUNITY AS REQUIRED BY LAW FOR "INDEPENDENCE";
  - c) No "LIFE ALERT" or emergency call button in case I fall or am rendered "bedridden" – I LIVE ALONE – SECURITY and SAFETY ISSUE;
3. EVIDENCE that the DHS has resorted to using Dr. Berens' professional career, name and reputation in attempt to COERCE me illicitly into meetings and/or allowing them into my home to "assess" me rather than to use Dr. Berens' own personalized letter (Aug '21) explaining my "nursing home level of need" and "total and permanent disability" as a "quad-amputee" – I have EVIDENCE that they endeavor to have me participate in FRAUD UPON THE TAXPAYERS for their hiring a "personal butler" to shower and dress me when I otherwise assert no such "needed level of care" except on special occasions in going "formal social events in public". (I qualify financially for MEDICAID by DSS standards; but the DHS only evaluates "need" based upon their "tunnel-vision" of "HUMAN" services and NOT needed "EQUIPMENT" fostering "dependency" rather than "independence" as required by law.



(para #1 cont'd) On 7/13/22, I spoke in-person with Dr. Berens while HE WAS BEING PAID to provide to me with MEDICAL SERVICES in response to reporting to him that I had many medical needs that were not being attended or serviced – including numerous SAFETY and HEALTH HAZARDS being forced upon me in my home environment BECAUSE THE “AGENTS” AND “PRINCIPALS” OF THE “STATE OF SOUTH DAKOTA” were DISCRIMINATINGLY RETALIATING against me by taking away (since April 2022) assigned people to assist me once weekly for TRANSPORTATION, for CHORE SERVICES, and other things around the home such as vacuuming, meal preparation, grocery shopping, and other general cleaning around the home, making the home environment unsanitary and dangerous for me attempting to work with sharp food-cutting utensils without fingers or other ADAPTIVE EQUIPMENT supplied by the STATE, which was also reported the previous year and a half as illegally DENYING ME NEEDED “MEDICAL ASSISTANCE.” **In entering Dr. Beren’s office, I handed his nurse a copy of the above-referenced LIST OF MEDICAL NEEDS to which I was being DEPRIVED because of “inability to pay;” which Dr. Berens entered the room with that LIST in his hands stating, “What is this?” (He kept that copy of the list afterwards.)**

- 2) On 7/27/22, I AGAIN spoke in-person with Dr. Berens while HE WAS BEING PAID to provide to me with MEDICAL SERVICES in response to reporting to him that I had many medical needs that were not being attended or serviced – including numerous SAFETY and HEALTH HAZARDS being forced upon me in my home environment BECAUSE THE “AGENTS” AND “PRINCIPALS” OF THE “STATE OF SOUTH DAKOTA” were DISCRIMINATINGLY RETALIATING against me, **I asked him if he had yet done as I asked in reporting “NEGLECT AND ABUSE” on my behalf as I had requested earlier in the month and he responded by stating that HE HAD NOT YET DONE SO.** Therefore, I reiterated my request, reporting that I believed there to be both SAFETY and HEALTH hazards at home about which I had also been “self-reporting” to the STATE to no avail. **I also informed Dr. Berens that I had also taken my CLAIMS to the CIRCUIT COURT, naming the SOUTH DAKOTA “DEEP STATE” actors discriminatingly depriving me of these very important “daily living” needs, to additionally include TRANSPORTATION, as well as all other items on the previous list provided to him.**
- 3) In those last five (5) minutes of that appointment, **I asked Dr. Berens to respond to my pointing out that three months earlier he took no action when I had reported to him** through his “triage nurse Rene” **that the STATE DEPARTMENT OF HUMAN SERVICES (Kelli Werner) had deceptive used his (Dr. Berens’) name, reputation, and career in an effort to fraudulently trick me into allowing them to come into my home by her FALSE CLAIM that he (Dr.**



**Berens** had provided a “referral” for help from the STATE when he had otherwise made **no such referral** – i.e., the DHS agent Kelli Werner was attempting to deceive me in order to again determine a **level of “HUMAN” need for BATHING and DRESSING** (instead of evaluating my needs for adaptive EQUIPMENT) **as they had done previously while DENYING me MEDICAID under claim that I was being DISQUALIFIED for my ability to “bath and dress [my] self”** (to which Dr. Berens had laughed a year earlier while stating to me that, in his “progressive” but “discriminatory” view against perceived “privileged white males”, I “was a victim of my own success” as an Anglo-American disabled quad-amputee) – yet **when I have asked him (Dr. Berens) myself to report “abuse and neglect”** (in response to my reporting to him the DISCRIMINATORY treatment, the allowance of FINANCIAL ABUSES, and the SAFETY AND HEALTH HAZARDS at my home due to the DHS retaliating against me for taking my previous CLAIMS about their DERELICTION and CRIMINAL NEGLIGENCE in DENIAL OF MEDICAL ASSISTANCE/MEDICAID to the JUDICIAL BRANCH from the equally derelict and negligent EXECUTIVE BRANCH), **Dr. Berens has also done nothing in relaying my reports of these TRUTHS to his medical associates and STATE “law enforcement” authorities to provide me with the REMEDIES that are needed to alleviate these serious problems of “NEGLECT AND ABUSE” by these STATE agents.**

- 4) The fuller background story behind all of this was produced as a three (3) hour documentary video with RECORDED meetings and telephone calls depicting the CRIMINAL MALFEASANCE of the related STATE ACTORS as “AGENTS” and “PRINCIPALS” using “*procedure over substance*” to DISCRIMINATE then RETALIATE against me by creating the conditions for this NEGLECT and ABUSE through the above-described FINANCIAL ABUSES, and the SAFETY AND HEALTH HAZARDS at my home. **That DOCUMENTARY VIDEO is posted into the PUBLIC RECORD at: <https://www.youtube.com/watch?v=QS-ukmfvuCY>**
- 5) **We discussed during the last 5 minutes of my appointment on 7/27/22 how, around April, the DHS had used Dr. Berens name, reputation, and career to COERCE me into allowing them into my home to “qualify” me for a “NON-MEDICAID” DHS “program” based on FRAUD. (similar to what they had done for the entirety of the previous year based upon their evaluation of my need for strictly “HUMAN” SERVICES, and without proper consideration of either my need for INDEPENDENCE or my needs for EQUIPMENT (instead of a “personal butler” for maintaining my “Least Restrictive Environment” AT TAXPAYER EXPENSE).**



- 6) **When (on 7/27/22) Dr. Berens said that he would not even know who to call and asked if I had a contact person or number, I stated that the “justice delayed is justice denied” insolence of the DSS has brought me to taking this entire matter out of the EXECUTIVE BRANCH and placing it into the hands of the JUDICIAL BRANCH; but that if he needed my help in locating a number for help to abused and neglected disabled adults, for him to let me know. I also stated, “Abuse and Neglect hotlines are out there and that is what I am reporting [to him]”. His bottom line was that he “[was] not sure” whether he would call or not (because he had never done so before); promising to “talk with DSS when [he] get[s] some time”.**
- 7) On **8/4/22** – per a phone call back to me from Dr. Daniel Berens’ “*triage nurse Rene*” on 8/11/22 citing on RECORD what she had found in the MONUMENT HEALTH “*chart*” on/for me – Dr. Daniel Berens had personally stuck a note in chart; and Rene read to me verbatim from that note stating that, “[*Dr. Berens wrote*] that he did speak with a LAWRENCE COUNTY DEPARTMENT OF SOCIAL SERVICES and will have a supervisor contact [*David Schied*] to discuss where [*David Schied*] is in [*his*] application for MEDICAID, and what services [*he*] may qualify for, and what can be done for [*him*] for [*his*] needs. [*And then he wrote*] Then [*Dr. Berens*] will have a call back from the DSS supervisor after the discussion with [*David Schied*] to see what next step Dr. Berens needs to do.” Rene stated that **Dr. Berens’ note did not include the specific name of the “supervisor” that he purportedly had spoken with.**
- 8) On **8/11/22** – I spoke with “*triage nurse Rene*” about the FACT that despite it having been over a year since I arrived to South Dakota from out-of-state, the MONUMENT HEALTH “*chart*” for me still has not shown that Dr. Berens had ever issue a “*full physical*” for me; and that – per the list (i.e., *see above*) that I gave to Dr. Berens a full month prior on 7/13/22 and even though I had spoken again with him on 7/27/22 and made subsequent phone calls to the office about needing to schedule a full “*annual*” physical – that I still did not have such a full physical scheduled.
- 9) I also reminded “*triage nurse Rene*” about our RECORD of previous conversations from months prior (which are also depicted in the DOCUMENTARY VIDEO referenced at the bottom of the previous page above *verbatim*) in which **DHS “STATE AGENT” Kelli Werner** had abused her DEEP STATE position and made the FALSE CLAIM that Dr. Berens had provided a “*referral*” to the STATE for evaluation and “*HUMAN*” SERVICES when he otherwise had not. I also informed “*triage nurse Rene*” that in the aftermath of exposing that CRIMINAL CORRUPTION that the DEEP STATE AGENTS of the STAT OF SOUTH DAKOTA had RETALIATED against me by canceling what “*homemaker/chore services*” that I was receiving the previous year,



**creating HEALTH AND SAFETY HAZARDS at my home, and giving me cause to report such NEGLECT AND ABUSE by these STATE AGENTS to Dr. Berens,** requesting that he simply do for me what the STATE had LIED about in saying that he had already done for me when he otherwise had not. I then told “*triage nurse Rene*” that my purpose in calling this day of 8/11/22 was to find out if Dr. Berens had actually made such a “*referral*” to the appropriate agency of the STATE after our last two direct conversations.

- 10) In looking through “*my*” chart (which I never see and only MONUMENT HEALTH creates and maintains), “*triage nurse Rene*” stated that she saw no reference whatsoever to such a “*referral*.” I then informed “*triage nurse Rene*” that prior to scheduling a full “physical” with Dr. Berens, I wished for her to get with Dr. Berens about his apparent lack of support to my concerns as a “*totally and permanently disabled quad-amputee*” man and “*vulnerable adult*” and get back with me since **I needed to know more about my relationship with this doctor before deciding to continue with such a man who refuses both to do anything about the STATE using his name, reputation, and professional career in effort to COERCE me into some form of “involuntary” action without being “fully informed” or even “truthfully informed”; while it would appear that this same doctor would not assist me in properly bringing forth my own TRUTHFUL CLAIMS about being NEGLECTED AND ABUSED by these very same STATE AGENTS.**
- 11) It was after our discussion of all of the above, and with my emphasizing that this matter of NEGLECT AND ABUSE was so important that I wished her to talk with Dr. Berens immediately and get back with me later in the day, that “*triage nurse Rene*” finally admitted that “[*she*] should have told me much earlier in the conversation that Dr. Berens is out of the office on vacation and will not be back until the [August] 17<sup>th</sup>.” In ending my conversation with her, I provided “*triage nurse Rene*” with an update to my DENTAL NEEDS by stating that a local church had stepped up to assist me in dealing with the gaping hole in the front of my face with two missing teeth in the front (and with tooth fragment still stuck in my gums), which had occurred since the beginning of this 2022 year.
- 12) On **8/11/22**, “*triage nurse Rene*” called me back later in the afternoon stating that she had “*found a note in ‘my’ chart*” in which Dr. Berens had telephoned the “*DSS SUPERVISOR IN LAWRENCE COUNTY*”. The details of that 2-minute follow-up call while Dr. Berens was on vacation is covered on the previous page under the LEDGER entry for 8/4/22.
- 13) On **8/16/22**, I received an unsolicited phone call from “*Kay Lynn or Kate Lynn as Dr. Beren’s CLINICAL ASSISTANT*” who stated that she too had found the RECORDS ENTRY showing that “*Dr. Berens [indeed] DID contact the DEPARTMENT OF SOCIAL SERVICES and spoke with*



one of the supervisors; and ‘THEY’ said they were going to get a hold of [me, David Schied] and he had done that on the fourth [4<sup>th</sup>] of August ” In response, to this verification, I informed “Kay Lynn as Dr. Beren’s clinical assistant” that in the past two weeks “nobody has reached out to me from the DSS” and that previously “triage nurse Rene” had mentioned that the “DSS SUPERVISOR” had specifically resided at the LOCAL GOVERNMENT LEVEL of LAWRENCE COUNTY. In reading directly from the RECORD, “Kay Lynn or Kate Lynn as Dr. Beren’s clinical assistant” reaffirmed Rene’s assertion by stating, “It looks like he [Dr. Berens] spoke with the LAWRENCE COUNTY DEPARTMENT OF SOCIAL SERVICES ... spoke to the supervisor ... ‘THEY’ were to contact David to discuss where he is in his application with MEDICAID and to discuss for other services that he would qualify for. And then he said that he [Dr. Berens] will get a call back from ‘the supervisor’ to discuss ‘next steps’ ... but he’s [Dr. Berens has] been out of the office for about [the past] ten [10] days.”

14) In what amounted to only a 4-minute phone conversation, I explained to “Kay Lynn or Kate Lynn as Dr. Beren’s clinical assistant” that in the world of personal accountability for actions, vagueness does not count and that CORPORATE/FICTIONAL “TITLES do not mean a whole lot;” so I asked if Dr. Berens had “included the NAME of somebody [at the DSS] that was ACCOUNTABLE for that phone call. “Kay Lynn or Kate Lynn as Dr. Beren’s clinical assistant” replied that **Dr. Berens had NOT provided the actual name of the so-called “SUPERVISOR” with whom he claimed to have spoken.** She then quickly added that she “had gotten to speak with him yet” and that “he [was] not in yet today”. “Kay Lynn or Kate Lynn as Dr. Beren’s clinical assistant” then promised to “talk with him tomorrow and give [me, David Schied] a call back”; HOWEVER, SHE NEVER CALLED BACK in such follow-up.

15) Before hanging up on 8/16/22, I also secured her promise that **SINCE DR/ BERENS had also apparently grossly neglected to document the exact PHONE NUMBER** that he had called to reach that “UNNAMED ‘LAWRENCE COUNTY DSS SUPERVISOR’” that she would get that number also from Dr. Berens so that I may properly do a “follow-up” myself ,, since I had heard nothing whatsoever from that “supervisor” as purportedly promised by that UNNAMED DSS individual to Dr. Berens on or before 8/4/22. Before hanging up, “Kay Lynn or Kate Lynn as Dr. Beren’s clinical assistant” also added that she had **PERSONALLY WITNESSED Dr. Berens “talking on the phone with the DEPARTMENT OF SOCIAL SERVICES” during that purported conversation with the LAWRENCE COUNTY DSS “SUPERVISOR.”** “Kay Lynn or Kate Lynn as Dr. Beren’s clinical assistant” then promised a second time to speak to Dr. Berens the following day and give me a call back with the name of the “DSS Supervisor” and the phone



number at which that “DSS Supervisor” was purportedly contacted by Dr. Berens; **YET SHE NEVER FOLLOWED THROUGH WITH THAT PROMISE the next day as promised – nor even the next WEEK – in spite of the FACT that I had sincerely and profusely expressed my gratefulness** at finding out that Dr. Berens had (purportedly) been supportive enough to make that telephone “referral” on my behalf, while reiterating the **IMPORTANCE of my having names and numbers for proper follow-up in case the DERELICT “CO-TRUSTEES” as “DSS AGENTS OF THE DEEP STATE” should fail (again) their legal obligations to assist me as the “BENEFICIARY” of both the MEDICAL system and the WELFARE system in place for that very purpose.**

- 16) On **8/18/22**, I received a call from “*Jessy from Dr. Berens’ office*” leaving a message on my voicemail service with a lab result. She left no word at all about the information that “*Kay Lynn or Kate Lynn as Dr. Beren’s clinical assistant*” had promised two days before that was one day overdue back to me. So, I telephoned Dr. Berens’ office and “*Angela a receptionist*” got put on hold for seven (7) minutes before being told that nobody was answering my call at Dr. Berens’ office. Angela took a detailed message that I was calling “*Jessy from Dr. Berens’ office*” in follow-up to being told the previous two days prior (8/16/22) that I would receive a call back the day before (8/17/22) with the relevant information that Dr. Berens’ office had promised.
- 17) On **8/19/22**, “*Shaylee from Dr. Berens’ office*” said that she could not locate ““*Kay Lynn or Kate Lynn as Dr. Beren’s clinical assistant*” but that she had seen her earlier in that office. Gave a message to “*Shaylee from Dr. Berens’ office*”, who **told me that she will look more for “Kay Lynn or Kate Lynn as Dr. Beren’s clinical assistant” and give her the message and ask her to give me a call back in follow-up to her unkept promise from two days prior.**
- 18) On **8/25/22**, after waiting another week and a full nine days for “*Kay Lynn or Kate Lynn as Dr. Beren’s clinical assistant*” to return my call with the information that she grossly neglected to retrieve for me from Dr. Berens with the phone number and contact person’s name that he had purportedly spoke with as the so-called “LAWRENCE COUNTY DSS SUPERVISOR,” a receptionist named “*Kelly from Dr. Berens’ office*” again placed me on hold as the caller attempting once again to contact “*Kay Lynn or Kate Lynn as Dr. Beren’s clinical assistant*” for that same information. Eventually “*Kelly from Dr. Berens’ office*” came back to take yet another message from me while stating that she is “*not getting a response from them so they must be in with a patient.*” “*Kelly from Dr. Berens’ office*” took a detailed message in my wanting the specific name and phone number from Dr. Berens that he as referenced as purportedly using to call in a “*report of abuse and neglect*” on my behalf to the “LAWRENCE COUNTY DSS SUPERVISOR”



that “Kay Lynn or Kate Lynn as Dr. Beren’s clinical assistant” had otherwise promised to retrieve for me about 10 days prior but who had still not properly followed up with me about with a return phone call as promised. “Kelly from Dr. Berens’ office” stated that she would the pass that message along to “Kay Lynn or Kate Lynn as Dr. Beren’s clinical assistant” along with my request for a call back about the same.

- 19) On 8/25/22, a while after leaving the above-referenced message with “Kelly from Dr. Berens’ office”, “Kay Lynn or Kate Lynn as Dr. Beren’s clinical assistant” telephoned me back stating, “I spoke with Dr. Berens about the situation with the DSS that he had called the **NEGLECT ... and he told me that he put in a note that he had called and talked to a supervisor. HE DOESN’T REMEMBER THE NAME OF THE SUPERVISOR; BUT THE PHONE NUMBER THAT HE CALLED WAS ... 877-244-0864.**” When I confirmed with “Kay Lynn or Kate Lynn as Dr. Beren’s clinical assistant” that the number that she had just given to me was the very number that Dr. Berens had called in speaking to that UNNAMED supervisor, **she REAFFIRMED THAT THE NUMBER – 877-244-0864 – WAS THE VERY ONE THAT DR. BERENS HAD CALLED.** Then, when I asked “Kay Lynn or Kate Lynn as Dr. Beren’s clinical assistant” to send me a copy of that note by Dr. Berens to which she referred, she told me that she would NOT and that I would instead need to do the work myself to “get a hold of [MONUMENT HEALTH] MEDICAL RECORDS because [she] can’t [administratively] print these off of the computer”.

**Report  
Child Abuse or  
Neglect**

**1.877.244.0864**


To report an emergency situation regarding child abuse or neglect before 8 a.m., after 5 p.m., on the weekends or during a holiday, please contact local law enforcement.

For more information regarding mandatory reporting:

Email  
[CPS@state.sd.us](mailto:CPS@state.sd.us)

Online  
[dss.sd.gov/childprotection](https://dss.sd.gov/childprotection)

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BROCP504



**Mandatory  
Reporting**  
of Child Abuse and Neglect  
in South Dakota

**DSS** South Dakota  
Department of  
Social Services



- 20) On that same day of 8/25/22, and immediately following my having received the phone number confirmed by “*Kay Lynn or Kate Lynn as Dr. Beren’s clinical assistant*” as the number for the “DSS SUPERVISOR” called by Dr. Berens on my behalf, I made a long-awaited follow-up call the number given to me of 877-244-0844. That call began with an automated service telling me as the caller that this was NOT the phone number of the DSS for “ADULT PROTECTIVE SERVICES”; but it was instead the phone number for the DSS’ “CHILD PROTECTION SERVICES”. After a very long twenty (20) minute wait on “*hold*,” speaking with “*CHILD PROTECTION Jessica*” who eventually answered that line.
- 21) As a matter of official RECORD, I explained to “*CHILD PROTECTION Jessica*” that I was following up on my doctor having confirmed that he called this very phone number of 877-244-0844 on 8/4/22 and speaking on my behalf to a “DSS SUPERVISOR” in lawful report that I – as a disabled and elderly individual – was being “*neglected and abused*” by this woman’s fellow “DEEP STATE” AGENTS. I stated right away that I was out to locate who it was that was the “DSS SUPERVISOR” who spoke with my doctor (in front of the “*witness*” to that call who had given me this number). “*CHILD PROTECTION INTAKE Jessica Summers or Somers*” replied right away stating that “*because we are CHILD PROTECTION we do not get involved with adults*” (even though the laws cited in this instant letter show that ALL social services professionals and administrators operating under have CRIMINAL PENALTIES for their failure to respond to MANDATORY REPORTING regulations under the STATE laws). She instead attempted to COERCE me into doing HER WORK of reporting, while looking for the ADULT PROTECTIVE SERVICES phone number.
- 22) When I explained to “*CHILD PROTECTION INTAKE Jessica Summers or Somers*” that I was not looking to be “*forwarded*” to a different AGENCY, but that I had RECORDS from my doctor’s office that he had indeed spoken with a DSS SUPERVISOR doing an “INTAKE” from my doctor on “*neglect and abuse*” against me as an adult at the very number that she was answering – regardless of whatever rhetoric she was that day spewing about what she “*does*” or “*does not*” typically do, “*CHILD PROTECTION INTAKE Jessica Summers or Somers*” began to conduct her own “*intake*” by asking me if I was an adult (reporting “neglect and abuse” AGAIN this day to the DSS in follow-up as the SUBJECT of the previous report of “neglect and abuse” on 8/4/22 by my doctor to the “DSS SUPERVISOR”) and logging in the proper spelling of my first and last name .
- 23) Even after accepting my “ORAL REPORT OF NEGLECT AND ABUSE AS A DISABLED ELDERLY ADULT”, “CHILD PROTECTION INTAKE Jessica Summers or Somers”



**REFUSED to forward anything of my own report of “neglect and abuse” to HER as the AGENT of the DSS.** Instead, - knowing that my call with her was being RECORDED – she again attempted to COERCE me into diverting my attention to a separate DEPARTMENT (“DHS”) altogether by FORCING ME TO DO HER WORK of calling “DAKOTA AT HOME” that purportedly (i.e., she provided me with no supporting evidence but her own words just like my doctor’s office) “take[s] care of ‘abuse and neglect’ for adults.” The number that she gave me for DAKOTA AT HOME was 1-833-663-9673.

24) Again, I reiterated that I had RECORDED three (3) separate occasions of calls with my doctor’s office in which my doctor was certain in providing me with the phone number being answered by “CHILD PROTECTION INTAKE Jessica Summers or Somers” as the line he had instead called and received a detailed “INTAKE” by a “DHS SUPERVISOR” and NOT a “DAKOTA AT HOME” or “DAH SUPERVISOR”. **“CHILD PROTECTION INTAKE Jessica Summers or Somers” agreed that, given her assertions on a RECORDED LINE, that my doctor would have most likely NOT actually called the “CHILD PROTECTIVE SERVICES” and spoken with any “DSS SUPERVISOR”, she contended that I – as a “totally and permanently disabled quad-amputee” – should otherwise be doing the WORK MYSELF in using her own RECORDED TESTIMONY against the MONUMENT HEALTH doctor** who otherwise appeared to have LIED about his actions IN VIOLATION OF THE LAWS MANDATING THAT HE REPORT THESE CRIMES WITHIN 24 HOURS.

25) **“CHILD PROTECTION INTAKE Jessica Summers or Somers” then resumed further her own “INTAKE” with further questioning on whether or not I had “any kids in the home.”** Next, she told me that she needed to also “check one more placeI,” virtually admitting that she does not know about everything that comes into the DSS through the phone number that was given to me by my doctor as the line he had called to reach the “DSS SUPERVISOR” (i.e., as shown by the graphic EVIDENCE many pages back, the DAKOTA AT HOME is affiliated with the STATE’s “DHS” not the STATE’s “DSS”); so she stated to me (while typing) that she was “e-mailing [her] TEAM as well [to include her own “DSS SUPERVISOR”].

26) I then reiterated that, **“According to my doctor, somebody from this office has MISREPRESENTED themselves at this phone number – calling themselves a ‘DSS SUPERVISOR’ and doing a FULL INTAKE on ME, through him (i.e., my doctor), on 8/4/22; and this is NOT ACCEPTIBLE for this [discrepancy in RECORDED AGENCY testimonies) to be going on.”**



**“CHILD PROTECTION INTAKE Jessica Summers or Somers” then asked to INTAKE my phone number “just in case [she’s] missing something on [her] end ... [she] can call me back in follow-up.” I only gave her my phone number (in my apparently calling a “CHILD ABUSE AND NEGLECT HOTLINE”) on condition that my PRIVATE cell phone number NOT be made part of and CORPORATE or GOVERNMENT RECORD associated with “child abuse.” As a matter of preference, I informed “CHILD PROTECTION INTAKE Jessica Summers or Somers” that, since I am establishing my own set of (more credible) “OFFICIAL RECORDS”, that any future correspondence with the DSS be placed into WRITING and gave her my e-mail address requesting that “she send to me the results of your findings.” On the RECORDED LINE she again AGREED (on 8/25/22) to sending me the results of her finding, completing her INTAKE with my e-mail address.**

**“CHILD PROTECTION INTAKE Jessica Summers or Somers” then concluded the call by stating that she would be checking with her “DSS TEAM” to see if any UNNAMED individuals had spoken with my (UNNAMED in this RECORDED call) doctor and get back with me IN WRITING with the results of her own INTERNAL investigation into this number.** She then reiterated that the ALTERNATE number that she had just given me for “DAKOTA AT HOME” was the “ADULT HOTLINE” for reporting “neglect and abuse” of adults.

27) After hanging up from speaking with “CHILD PROTECTION INTAKE Jessica Summers or Somers”, I conducted further research that showed the FACT that **SOMEBODY WAS LYING TO ME about having spoken to and RECEIVED AN “INTAKE” FROM the “DSS SUPERVISOR at the phone number of 877-244-0844 on 8/4/22.** For this reason – amongst many others – **I AM ASSESSING MY “\$2,000,000 / PER INCIDENT” COST IN ACCORDANCE WITH MY FEE SCHEDULE** (that’s **\$2,000,000 for the doctor’s MONUMENT HEALTH “MALPRACTICE” and another \$2,000,000 for the DSS’ “MALFEASANCE” in the VIOLATIONS OF MANDATORY REPORTING of each**) – in acting on behalf of the Sovereign People as STATE and UNITED STATES “TAXPAYERS”, as well as on my own behalf as “BENEFICIARY” of the WELFARE and of the “NEGLECT AND ABUSE HOTLINE” systems set up by the STATE that are in apparent DYSFUNCTION; **particularly given the FACT that “CHILD PROTECTION INTAKE Jessica Summers or Somers” NEVER FOLLOWED THROUGH WITH HER PROMISE TO**



PROVIDE ME WRITTEN RESULTS OF HER (INTERNAL) INVESTIGATION after getting with the rest of her “TEAM.”

28) Notwithstanding everything I have provided to you already, please AGAIN take note that THE ACTIVITIES YOU ARE CONSPIRING TOGETHER TO UNDERTAKE AGAINST ME CONSTITUTES UNWARRANTED “FORCED LABOR” – a criminal violation of the laws for which YOU (not your CORPORATIONS) could receive 20 YEARS in prison (while your CORPORATIONS’ “shareholders” will be busy paying against my CLAIMS IN COMMERCE against your “forced labor” of an ELDERLY, POOR, and totally and permanently DISABLED quad-amputee living on PUBLIC WELFARE. (See next page for the specific federal code)

### 18 U.S. Code § 1589 - Forced labor

Current through Pub. L. 114-38. (See Public Laws for the current Congress.)

(a) Whoever knowingly provides or obtains the labor or services of a person by any one of, or by any combination of, the following means—

- (1) by means of force, threats of force, physical restraint, or threats of physical restraint to that person or another person;
- (2) by means of serious harm or threats of serious harm to that person or another person;
- (3) by means of the abuse or threatened abuse of law or legal process; or
- (4) by means of any scheme, plan, or pattern intended to cause the person to believe that, if that person did not perform such labor or services, that person or another person would suffer serious harm or physical restraint, shall be punished as provided under subsection (d).

(b) Whoever knowingly benefits, financially or by receiving anything of value, from participation in a venture which has engaged in the providing or obtaining of labor or services by any of the means described in subsection (a), knowing or in reckless disregard of the fact that the venture has engaged in the providing or obtaining of labor or services by any of such means, shall be punished as provided in subsection (d).

(c) In this section:

- (1) The term “abuse or threatened abuse of law or legal process” means the use or threatened use of a law or legal process, whether administrative, civil, or criminal, in any manner or for any purpose for which the law was not designed, in order to exert pressure on another person to cause that person to take some action or refrain from taking some action.
- (2) The term “serious harm” means any harm, whether physical or nonphysical, including psychological, financial, or reputational harm, that is sufficiently serious, under all the surrounding circumstances, to compel a reasonable person of the same background and in the same circumstances to perform or to continue performing labor or services in order to avoid incurring that harm.

(d) Whoever violates this section shall be fined under this title, imprisoned not more than 20 years, or both. If death results from a violation of this section, or if the violation includes kidnaping, an attempt to kidnap, aggravated sexual abuse, or an attempt to kill, the defendant shall be fined under this title, imprisoned for any term of years or life, or both.



29) **“CLAIMS IN COMMERCE”** (Updated since 10/28/21 when the *“balance owed”* was **uncontested as \$4,000,000**) – As has been clearly articulated as a matter of RECORD, I have long been establishing other CLAIMS AGAINST THE STATE that are *“inextricably intertwined”* with the CRIMES depicted in a instant letter addressed to Matthew Banton and other “agents” of MONUMENT HEALTH and the CREDIT COLLECTIONS BUREAU as completed on 9/12/22. The ADMINISTRATIVE COSTS associated with that *“separate”* case jointly now in the FOURTH CIRCUIT COURT and the SOUTH DAKOTA SUPREME COURT are NOT factored into the CLAIMS being LEDGERED herein in the instant *“WRIT OF ERROR CORAM NOBIS ...”*.

30) **As shown below, my CLAIMS AGAINST MONUMENT HEALTH and CREDIT COLLECTIONS BUREAU around 10/28/22 were, conservatively, \$4,000,000:**

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

10/28/2021

**WARNING!** The actions that you undertake constitute perceived THREATS of a conspiracy to *“Forced Slavery”*, a criminal violation of 18 U.S.C. § 1589 which carries a prison sentence up to 20 years!

ATTN: Nancy Stone and/or “NANCY STONE” in her private and CORPORATE capacities  
CREDIT COLLECTIONS BUREAU  
P.O. Box 9490  
Rapid city, SD 57709

**NOTICE TO AGENT is  
NOTICE TO PRINCIPAL  
and  
NOTICE TO PRINCIPAL  
is NOTICE TO AGENT**

ATTN: Matthew Banton – Financial Counselor  
in his private and CORPORATE capacities  
c/o SPEARFISH CLINIC – Dept. of SPEARFISH HOSPITAL  
MONUMENT HEALTH (“CREDITOR”)  
1420 N. 10<sup>th</sup> St.  
SPEARFISH, S.D. 57783  
[mbanton@monument.health](mailto:mbanton@monument.health)

. . .

**YOU NOW OWE \$4,000,000.** Interest will begin to accrue beginning immediately!

31) NOW, **when factoring in the LATEST CLAIMS as itemized (from page 27 herein) above, the amount actually owed to me in ADDITION to what was previous owed by the NEW CLAIMS AGAINST THE STATE OF SOUTH DAKOTA’s “DSS” and the MONUMENT HEALTH / CREDIT COLLECTION BUREAU conglomerate is reflected on the next page as follows below:**



ACCORDING TO MY PREVIOUSLY PROVIDED FEE SCHEDULE – LEDGERED AT \$2,000,000 PER INCIDENT BASED UPON THE CONSTITUTIONAL, FAIR DEBT CREDIT ACT, AND OTHER FEDERAL STATUTORY VIOLATIONS OF MY “CIVIL RIGHTS” AND THE ANTICIPATED COSTS OF “COLLECTING” UPON THESE DEBTS WHILE UP AGAINST “STATE BAR CRIME SYNDICATE” MEMBERS AND CORRUPT STATE AND UNITED STATES COURTS – THE DEBTS INCURRED BY THE ABOVE ARE FACTORED AS FOLLOWS AS BEING ADDITIONALLY OWED BY ALL OF YOU AS “CO-TRUSTEES” OF MY “BENEFICIARY” SERVICES

From 10/28/21 through 8/23/22 referencing separate “accounts” numbers listed above of:

#4753823 – \$2,000,000	#4754350 – \$2,000,000	#4754399 – \$2,000,000
#4755144 – \$2,000,000	#4755233 – \$2,000,000	#4755408 – \$2,000,000
#4754616 – \$2,000,000	#4754880 – \$2,000,000	#4754933 – \$2,000,000
#4755137 – \$2,000,000	#4754373 – \$2,000,000	

2,000,000  
x 11  
22,000,000

+

11 harassing calls  
22,000,000

=

\$44,000,000

minus (-)  
20,000,000

CREDITED THE EQUIVALENT OF TEN (10) HARASSING CALLS TALLING (\$20,000,000) = charge of only \$2,000,000

THEY ONLY OWE

=

\$24,000,000

32) After hanging up from speaking with “*CHILD PROTECTION INTAKE Jessica Summers or Somers*”, I conducted further research that showed the FACT that **SOMEBODY WAS LYING TO ME** about having spoken to and RECEIVED AN “INTAKE” FROM the “DSS SUPERVISOR” at the phone number of 877-244-0844 on 8/4/22. For this reason – amongst many others – **I AM ASSESSING MY “\$2,000,000 / PER INCIDENT” COST IN ACCORDANCE WITH MY FEE SCHEDULE** (that’s \$2,000,000 for the doctor’s **MONUMENT HEALTH “MALPRACTICE”** and another \$2,000,000 for the **DSS’ “MALFEASANCE”** in the VIOLATIONS OF MANDATORY REPORTING of each) – in acting on behalf of the Sovereign People as STATE and UNITED STATES “TAXPAYERS”, as well as on my own behalf as “BENEFICIARY” of the WELFARE and of the “NEGLECT AND ABUSE HOTLINE” systems set up by the STATE that are in apparent DYSFUNCTION; particularly given the FACT that “*CHILD PROTECTION INTAKE Jessica Summers or Somers*” NEVER FOLLOWED THROUGH WITH HER PROMISE TO

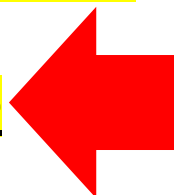


**PROVIDE ME WRITTEN RESULTS OF HER (INTERNAL) INVESTIGATION after getting with the rest of her “TEAM.”**

- 33) Thus, along with the \$4,000,000 assessed in 2021 and another \$4,000,000 assessed in 2022 (so far) by way of the MONUMENT HEALTH (and Dr. Daniel Berens’) MALPRACTICE and DSS MALFEASANCE:

**THEY ALTOGETHER NOW OWE \$32,000,000**

**... with interest beginning to accrue beginning immediately!**



- 34) I have also magnanimously offered to the STATE OF SOUTH DAKOTA “DSS”, the MONUMENT HEALTH, and the CREDIT COLLECTIONS BUREAU the opportunity to apply for making monthly payments of \$2,000,000 per month for sixteen (16) months. Additionally, as an incentive for applying (should they be interested), I suggested a “GOOD FAITH DOWNPAYMENT” of only \$20,000,000 to get their “MONTHLY PAYMENT PLAN” approved quicker.
- 35) As a final reminder, I warned that any furtherance of any aspect of this matter – including damage to my or “David Schied’s”© or “DAVID SCHIED’S” © or “David E Schied’s” © or “DAVID E. SCHIED’S” © reputation, credit integrity, or name (as copyrighted in its many varied forms of birthright ownership) will result in further CLAIMS made against these CORPORATE entities as further punitive penalties against these each and every one of these DEBTORS; as “all future labors by me will be charged according to the above-referenced ‘common law jurisdiction’ FEE SCHEDULE” and ONGOING 2021 CONTRACT, to which THEY HAVE ALREADY TACITLY ACQUIESCED.
- 36) I am sending a copy of the “NOTICE” sent to MONUMENT HEALTH and their “agents” of the CREDIT COLLECTIONS BUREAU and Dr. Daniel Berens; as well as this instant “WRIT OF ERROR CORAM NOBIS” to the following list of “WITNESSES as CORROBEROTING PERPETRATORS” operating as the “STATE OF SOUTH DAKOTA”:
- Kim Malsam-Rysdon, SECRETARY and SENIOR ADMINISTRATOR for DOH – [Kim.Malsam-Rysdon@state.sd.us](mailto:Kim.Malsam-Rysdon@state.sd.us)  
Shawnie Rechtenbaugh, SECRETARY and SENIOR ADMINISTRATOR for DHS – [shawnie.rechtenbaugh@state.sd.us](mailto:shawnie.rechtenbaugh@state.sd.us)  
Laurie Gill – SECRETARY and SENIOR ADMINISTRATOR for DSS – [DSSInfo@state.sd.us](mailto:DSSInfo@state.sd.us)  
Mary Rea – [mary.rea@state.sd.us](mailto:mary.rea@state.sd.us)  
Leslie Lowe – [leslie.lowe@state.sd.us](mailto:leslie.lowe@state.sd.us)  
Rogine Page – [rogine.page@state.sd.us](mailto:rogine.page@state.sd.us)  
Laura (Nord) Charter – [laura.charter@state.sd.us](mailto:laura.charter@state.sd.us) ; [laura.nord@state.sd.us](mailto:laura.nord@state.sd.us)  
Sharon Maher – [Sharon.Maher@state.sd.us](mailto:Sharon.Maher@state.sd.us)



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

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

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

**SOUTH DAKOTA DEPARTMENT OF SOCIAL SERVICES – PROGRAM INTEGRITY**

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

John Osburn – ADMINISTRATOR, SOUTH DAKOTA DEPT. OF HEALTH, OFFICE OF HEALTH PROTECTION – [john.osburn@state.sd.us](mailto:john.osburn@state.sd.us)

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

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

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

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

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

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

I swear to God, and declare “*under penalty of perjury*,” that the statements in the above thirty-five (35) numbered paragraphs **AFFIDAVIT** 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.)

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

Still acting herein by himself as a STATE and NATIONAL “*Whistleblower*,” and while also in the capacity and *spirit* of PRIVATE ATTORNEY GENERAL on behalf of other Sovereign People of South Dakota, and the Sovereign People of the United States of America as “*TAXPAYERS*,” B/R / PPP David Schied has documented in his many previous STATE filings – right up until and including this instant filing in creation of this instant COMMON LAW ARTICLE III COURT OF RECORD – that his notices upon various “*officers*” of the STATE, being all jointly and severally members of affiliated (“CO-TRUSTEES”) “*STATE BAR*” (OF



SOUTH DAKOTA) “*illegal monopoly*” and crime syndicate and domestic terrorist network, all clarify that there are debts owed to B/R / PPP David Schied and other BENEFICIARIES as “CLAIMANT(s)” and “CRIME VICTIM(s),” by the FACT that B/R / PPP David Schied has long been working on each of these filings in the public’s interest.

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

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

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

The fuller background story behind all of this was produced as a three (3) hour documentary video with RECORDED meetings and telephone calls depicting the CRIMINAL MALFEASANCE of the related STATE ACTORS as “AGENTS” and “PRINCIPALS” using “*procedure over substance*” to DISCRIMINATE then RETALIATE against me by creating the conditions for this NEGLECT and ABUSE through the above-described FINANCIAL ABUSES, and the SAFETY AND HEALTH HAZARDS at my home. **That DOCUMENTARY VIDEO is posted into the PUBLIC RECORD at:** <https://www.youtube.com/watch?v=QS-ukmfvuCY>

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



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

The **RULES ENABLING ACT OF 1943** – which is codified by **UNITED STATES CODE, TITLE 28 § 2072 (1976)** similarly maintains that, “*Such **rules shall not abridge, enlarge or modify any substantive right and shall preserve the right of trial by jury as at common law and as declared by the Seventh Amendment to the Constitution.**”*

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

The tactics used by the STATE’s BAR attorneys Eric Monson and Wade Reimers to dismiss B/R / PPP David Schied’s assigned “*administrative jurisdiction*” in this multi-faceted and multi-tiered case against the STATE – which is being “*administratively*” and “*discretionarily*” in the same fashion that “*predicate dismissals*” of B/R / PPP David Schied’s rights to “*MEDICAL ASSISTANCE / MEDICAID*” are being carried out by the “*principals and agents*” of the DSS and DSS, and the investigation into CRIME VICTIMIZATION are being DENIED and “*dismissed*” by GOVERNOR Kristi Noem and ATTORNEY GENERAL Jason Ravnsborg and their “*agents*,” and the many OPEN RECORDS “*requests/demands for documents*” are being DENIED and DISMISSED by the STATE’s other BAR attorneys Jenna Howell and Jeremy Lippert ... **and the CLERK(s) OF COURT(s) for the SUPREME COURT (Shirley Jameson-Fergel in Pierre) and the FOURTH CIRCUIT COURT (Carol Latusek in Deadwood) first delaying then filing with fraudulent entry dates or then refusing to file my documents altogether based upon “FORM OVER SUBSTANCE” (as shown herein in this instant case) – exemplifies the criminal intent of all these CO-TRUSTEES ... to Commit “SEDITION” and “TREASON,” which are allegations that are far from being “frivolous” and/or having “no facts upon which relief may be granted.”**

**Herein, it is being shown that the SOUTH DAKOTA SUPREME COURT is allowing all of the above “SUBSTANCE” of the STATE BAR attorneys’ actions, so they REJECT the entire matter – purportedly because they do not like the “FORM” in which a “totally and permanently disabled quad-amputee” has “self-advocated” his various “COMPLAINTS.”**



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

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

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

**In light of these legitimately applied and “LEDGERED” COMMON LAW “CLAIMS IN COMMERCE,” EACH of the named twenty nine (29) named “WITNESSES” as STATE “principals and agents” – as well as the CLERK(s) OF COURT(s), the so-called “judge” of the FOURTH CURCUIT COURT and all of the so-called “justices” of the SOUTH DAKOTA SUPREME COURT – in this case need to surrender their “government performance bonds,”**



their “*insurance*” and/or blanket insurance policies, their “*errors and omissions*” insurance policies, their “*terrorism*” insurance policies and “*riders*,” and reveal their RISK MANAGEMENT insurance and bonding companies by name and address.

At this point in time, there is no practical sense in detailing the facts of each case or the proceedings of each instance of multi-faceted and multi-tiered RICO activity carried out in the name of the STATE and its “*principals and agents*” over the course of this past year-and-a-half, since it suffices to state simply that these multitude of cases are all now classified as “*Backward-Looking-Access*” cases. In fact, there have many other cases of this kind that have been severely mishandled in longstanding “*chain*” and “*wheel*” patterns of denials of access to many other “*poor, disabled, and/or elderly*” sovereign American People, concerning countless other sovereign People as South Dakota “*TAXPAYERS*” named herein as “*litigants*” who have been deprived of their numerous constitutional guarantees to due process and access to “*honest government services*,” by these named CO-TRUSTEES and other insurrectionists operating with “*bad behavior*” while employed by the STATE. Therefore, the second “*tier*” of this government “*racketeering and corruption*” presents CLAIMS into the HUNDREDS OF MILLIONS OF DOLLARS, compounded with TREBLE DAMAGES + INTEREST, which altogether have not yet been calculated and factored in.

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

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



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

Further, **31 CFR** (Code of Federal Regulations) **§50.80** maintains: “(a) *General. If the Secretary certifies an act as an act of terrorism pursuant to section 102 of the Act, there shall exist a Federal cause of action for property damage, personal injury, or death arising out of or resulting from such act of terrorism, pursuant to section 107 of the Act, which shall be the exclusive cause of action and remedy for claims for property damage, personal injury, or death arising out of or relating to such act of terrorism, except as provided in paragraph (c) of this section. (b) Effective period. The exclusive Federal cause of action and remedy described in paragraph (a) of this section shall exist only for causes of action for property damage, personal injury, or death that arise out of or result from acts of terrorism that occur or occurred during the effective period of the Program. (c) Rights not affected. Nothing in section 107 of the Act or this Subpart shall in any way: (1) Limit the liability of any government, organization, or person who knowingly participates in, conspires to commit, aids and abets, or commits any act of terrorism; (2) Affect any party's contractual right to arbitrate a dispute; or...*”

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

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

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



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

The above depicted that the case of *Hermann v. City of Buffalo, et al* citing from *Cochran v. Sess*, 168 N.Y. 372, 61 N.E. 639 had defined “acts” that are “*dangerous to human life*” as being acts “*so threatening as to constitute an impending danger to persons in the enjoyment of their legitimate rights*,” and thus, allowed for determining the extent of defendant’s liability. In the instant case, such liability is being levied against the performance bonds, blanket bonds, the risk management insurance, malpractice insurance, errors and omissions insurance, and/or terrorism insurance coverage or policy procured by each of the named “persons” (i.e., “*the accused*”) herein identified as “CO-TRUSTEES”.

**CONCLUSION AND “FINDING OF CONTEMPT” BASED IN THE EVIDENCE OF A LONG HISTORY OF “AIDING AND ABETTING” IN CRIMINAL ACTS BY “INSURRECTIONISTS” as “CO-TRUSTEES,” BEING “RICO” CRIME SYNDICATE MEMBERS OF THE “STATE BAR” AND OTHERS ENGAGED IN REPRESENTING “THE ‘DEEP’ STATE”, ITS BUREAUCRACY OF “PRINCIPALS AND AGENTS,” AND ITS “ADMINISTRATIVE COURTS,” IN A “DOMESTIC TERRORIST NETWORK.”**

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

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



The malicious and tortuous “*affirmative acts*” of all of the STATE’S BAR attorneys involved were ACCURATELY RECORDED as they were committed by those of the CO-TRUSTEES of – minimally – **Eric Monson, Wade Reimers, Jenna Howell, Jeremy Lippert, and Jason Ravensborg, “Judge Strawn / Stawn” (at the FOURTH CIRCUIT COURT), the “CLERK(s) OF COURT(s)” (Carol Latusek and Shirley Jameson-Fergel) and the SUPREME COURT “justices”** that have repeatedly placed B/R / PPP David Schied (as a *bona fide* “*WHISTLEBLOWER*” – first in fear of losing his life and all of his worldly possessions through EVICTION and, secondly, by persistent attack upon his personal integrity and hard-sought reputation, constitutes “*State Created Dangers*,” which altogether comprise the elements supporting the longstanding allegations that the fiduciary CO-TRUSTEES are “*Insurrectionists*” and “*Domestic Terrorists*”; bringing “*just cause*” for B/R / PPP David Schied to establish herein his formalized “*CLAIMS OF DAMAGES IN COMMERCE*”.

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

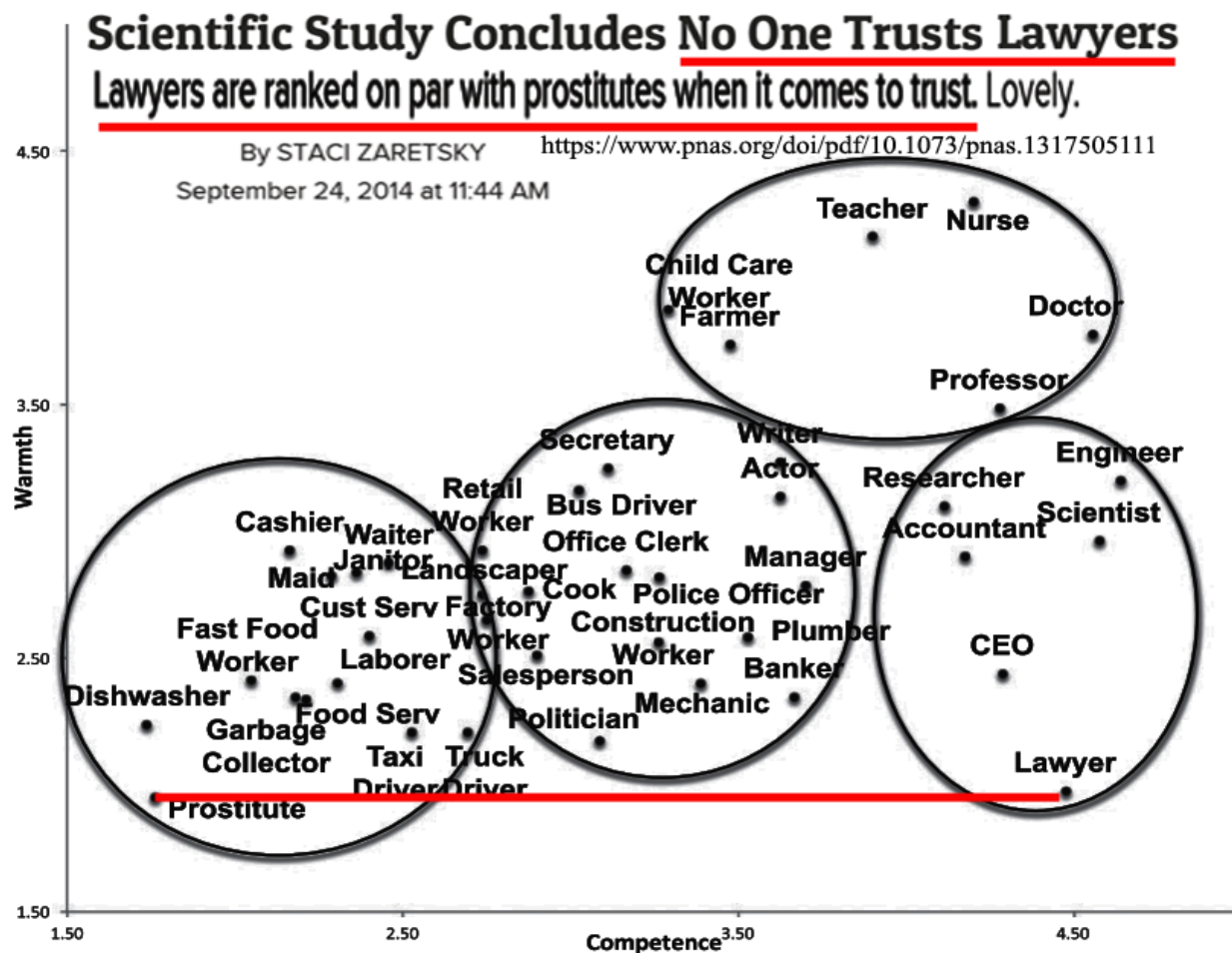
Since the onset of this instant case, FACTS, EVIDENCE and UNREBUTTED SWORN STATEMENTS submitted by at least one NOTARIZED AFFIDAVIT have been entered into this instant ARTICLE III COURT OF RECORD calling attention to the corrupt *pattern and practice* being used by the many common members of the very same STATE “*actors*” as all being BAR attorneys. Moreover, the so-called STATE’s “*administrative law judge*”, FOURTH CIRCUIT COURT “*judge*,” and SUPREME COURT “*justices*” have affirmatively chosen to act tortuously and criminally, with dereliction, gross negligence, misfeasance, and/or malfeasance, in the face of having either “*no jurisdiction*” or **shirking such jurisdiction** in defiance of B/R / PPP David Schied’s legitimate attempts to have “*access*” to these “*continuing financial crimes enterprises*” – otherwise referred to by the STATE as an “*administrative ‘due process’ hearing*” by depending upon his RIGHT to “*federal*” ADA compliance and “*reasonable accommodations*” of recording the meeting as it was being criminally RAILROADED by the STATE’s BAR member attorneys



Eric Monson and Wade Reimers, because B/R / PPP David Schied is a “*totally and permanently disabled quad-amputee*” (who cannot take handwritten notes because he has only two thumbs and a single pinky finger on his nondominant left hand).

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

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



At the federal level this undermining of the “*call to duty*” under Eric Monson’s official “*Oath of Office*” was being carried out under the “*privilege*” of this “*ALJ*” otherwise holding a “*qualified*” position of authority under ARTICLE I of the U.S. CONSTITUTION in the



**“spirit” of ARTICLE III of that same U.S. CONSTITUTION, which is secured only on the condition that Eric Monson and Wade Reimers exhibit “good behavior”. Such “bad behavior” otherwise justifies not only his removal or IMPEACHMENT from office, but also criminal prosecutions under a plethora of UNITED STATES CODES, including but not limited to 18 U.S.C. § 4 (“*Misprision of Felony*”), and 18 U.S.C. § 2382 (“*Misprision of Treason*”) because these criminal acts constitute significant threats to the National Security of (“We”) the People of the United States of America. The actions of “*Judge Strawn / Stawn*” and the so-called “*justices*” of the SOUTH DAKOTA SUPREME COURT are no different.** (Bold emphasis added)

In light of these compounded criminal offenses, being committed and covered up by these CO-TRUSTEES otherwise operating widespread crime syndicate amounting to “*DOMESTIC TERRORISM*” as defined by CONGRESS, the UNITED STATES SECRETARY OF STATE, and the FEDERAL BUREAU OF INVESTIGATIONS (FBI), B/R / PPP David Schied – acting in the capacity of a Private Attorney General and FEDERAL WHISTLEBLOWER under the FALSE CLAIMS ACT – is hereby DECLARING that this case having been “*DISMISSED*” without “litigation of the merits” having occurred, indeed with Eric Monson and his cohort Wade Reimers “*OBSTRUCTING JUSTICE*” by Reimers objecting to even the “*serving*” of SUMMONS his “*STATE CO-TRUSTEES*,” constitutes a “criminal conspiracy to deprive of rights under color of law” (18 U.S.C. §§ 241-242) and “chain” and “wheel” conspiracies to violate the U.S. CONSTITUTION.

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

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

1) The above-named “*officers of the court*” (minimally consisting of ALL “*STATE BAR*” members associated with this case with actions described by declared “*whistleblower*” and “*crime*”



victim.” B/R / PPP David Schied) being herein found in “*contempt of [administrative] court*,” and **should be immediately arrested** by CO-TRUSTEES, the “*new*” STATE ATTORNEY GENERAL <sup>3</sup> and his/her “*agents*” of the CO-TRUSTEES of the OFFICE OF THE SOUTH DAKOTA ATTORNEY GENERAL; and thereafter, should be subjected to criminal proceedings as based upon the sworn FACTS and EVIDENCE levied against each of them as found in the numerous “*Sworn Affidavits*”, sworn “*Criminal Complaints*” and other submitted and referenced documents of “*STATE filings*” found in and referenced by this instant Article III COURT OF RECORD;

2) All personal bonds, performance bonds, blanket bonds, blanket insurance, “*errors and omissions*” insurance, and/or “*terrorism*” insurance should be immediately surrendered and made public for EACH of the individuals named by the Criminal Complaint(s) and as “*et al*” (shown on a previously filed Title Page captioned as “**DOES 1-26**” with many also listed as copied by this instant “WRIT OF ERROR CORAM NOBIS ...”), as well as all “*officers of the court[s]*”, including all judges, magistrates, clerks, and attorneys affiliated with this instant case.

3) The instant case is to be “*reconsidered*” by the SOUTH DAKOTA SUPREME COURT for having jurisdiction over “*multi-county*” CORRUPTION and RACKETERING by STATE “*BAR*” members engaged and employed on behalf of the STATE and/or calling themselves “*ADMINISTRATIVE LAW JUDGE*,” “*SPECIAL ASSISTANT ATTORNEY GENERAL*,” “*ASSISTANT ATTORNEY GENERAL*,” “*CLERK[s] OF COURT[s]*,” “*JUDGES*,” AND “*JUSTICES*.” and other “*court officers*” who have affirmatively acted with “*BAD BEHAVIOR*” by executing “*legal acts in illegal manners*” and using “*color of law to deprive of rights*,” and “*FORM/PROCEDURE OVER SUBSTANCE*” being altogether, also FEDERAL CRIMES worthy of honoring the DEMAND herein for a federal “SPECIAL GRAND JURY INVESTIGATION.”

In this instant case as a matter of RECORD, B/R / PPP David Schied herein is reserving his “CLAIM OF CONUSANCE” and sovereign Right to file this case in a Superior COMMON LAW COURT, for rightful “*litigation on the merits*” in Common Law and with a Jury Demand; with such litigation of the merits beginning with the legitimacy of the CLAIMS, as based upon the

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<sup>3</sup> To the proper knowledge of B/R / PPP David Schied as of the date of this writing on 9/16/22, the identity of this individual is **Mark Vargo** as the replacement for Jason Ravnsborg, the former ATTORNEY GENERAL that the STATE took to a full year-and-a-half to IMPEACH and to place on criminal trial after his “*HIT AND RUN*” automobile HOMICIDE of a pedestrian male, AFTER having first received several speeding tickets (without any apparent consequences for these repeated offenses against the People of this STATE) and while “*TEXTING WHILE DRIVING*” at the time he killed this innocent South Dakota man ... to which he pled “no contest” and was thereafter CONVICTED.



unrebutted STATEMENTS and irrefutable EVIDENCE presented by this instant “case” against the STATE, *et alia*.

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

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

6) As a proximate cause of the itemized damages incurred against B/R / PPP David Schied and others “*enjoined*” as aggrieved litigants in these FALSE CLAIMS ACT (“*Qui Tam*”), multi-county “*RICO*,” “*discrimination*,” “*ADA / CIVIL RIGHTS*,” and “*criminal*” matters, against EACH of the named individuals as “CO-TRUSTEES” in this case – all acting in their private capacities to be “*aiding and abetting*” in ongoing “*secondary-level*” crimes, and/or acting to “*aid and abet*”, and/or as “*accessories after the fact*” in covering up the tortuous common law and statutory “*predicate*” crimes as has been repeatedly reported – should be assessed, charged with, and mandated to PAY the following in accordance with the “*FEE SCHEDULE*” as previously submitted in this case, to be tallied in the amount of \$2,000,000 PER OCCURRENCE and totaling now in an amount of more than a THREE-QUARTERS OF A BILLION DOLLARS (in lawful currency backed by precious metals) – as accrued by way of TREBLE DAMAGES – which is also to be secured by precious metals, and **not** by the worthless fiat U.S. paper “*currency*” of the UNITED STATES.<sup>4</sup>

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<sup>4</sup> Let this instant RECORD show that the STATE has previously received a similar demand in lawful money that is backed by precious metals (i.e., not backed by the worthless fiat U.S. paper “*currency*” of the UNITED STATES). This DEMAND was previously “*served*” by third party “*certified*” U.S. POST OFFICE deliveries upon the GOVERNOR and the BUREAU OF ADMINISTRATION in the “*inexplicably intertwined sister case*” to this one, as captioned, “**BENEFICIARY / PRIVATE**



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

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

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

For the above-stated reasons, and for additional reasons reserved and NOT included herein, this instant “WRIT OF ERROR CORAM NOBIS ... “ includes a **DEMAND FOR SANCTIONS AND DISBARMENT OF ALL “STATE BAR” member ATTORNEYS and JUDGES associated with this case; based on proven nineteen (19) months history of FRAUD and DISCRIMINATION and other “secondary” RICO coverups of “predicate” instances and formalized REPORTS of ‘NEGLECT AND ABUSE’ OF ELDERLY/DISABLED. DISCRIMINATION and CRIMINAL COMPLAINTS.**

Submitted truthfully,

/s/\_David Schied

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

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**PUBLIC PROXY David Schied’s REPLY to the STATE’s BAR ATTORNEYS Jenna Howell and Jeremy Lippert’s FRAUDULENT “JOINT RESPONSE” FILED ON BEHALF OF THE STATE’s UNELECTED “CORPORATE FICTIONS” of the “DEPARTMENTS” of “HUMAN SERVICES” and “SOCIAL SERVICES” (as received via U.S. Mail delivery on 5/13/22).**



- 65) Picking up from my last NUMBERED STATEMENT on page 106 of this instant well-supported “AFFIDAVIT OF TRUTH” on page 106, it is of SUBSTANTIVE IMPORTANCE that neither the “*justices*” nor the “*clerks*” of the SUPREME COURT acknowledged or responded to my formally served “WRIT OF ERROR CORAM NOBIS” with “FINDING OF CONTEMPT”, “DEFAULT JUDGMENT”, “LEDGER OF DAMAGES” and “MOTION TO MOVE THE SUPREME COURT TO RECONSIDER REVERSING ITS PREVIOUS “FORM OVER SUBSTANCE” DECISION”. Instead, they remained silent in TACIT AGREEMENT.
- 66) Likewise, neither the “*justices*” nor the “*clerks*” of the SUPREME COURT acknowledged or responded to my formally served “WRIT OF ERROR CORAM NOBIS” with “FINDING OF CONTEMPT”, “DEFAULT JUDGMENT”, “LEDGER OF DAMAGES” and “MOTION TO MOVE THE SUPREME COURT TO RECONSIDER REVERSING ITS PREVIOUS “FORM OVER SUBSTANCE” DECISION”. Instead, they too remained silent in TACIT AGREEMENT.
- 67) Instead, just as all of the above included with my “WRIT OF ERROR CORAM NOBIS” – as well as virtually ALL OF THE “FILINGS” that I had properly “served” upon the SOUTH DAKOTA SUPREME COURT, the FOURTH , 4<sup>TH</sup> CIRCUIT COURT, and to all of the named “CO-TRUSTEES” acting in their “PRIVATE” as well as their “PUBLIC” capacity (as the so-called “STATE OF SOUTH DAKOTA”) – were being thoroughly RECORDED in their very many “DEEDS OF MULTI-TIERED RACKETEERING AND CORRUPTION” committed as “wheel” and “chain” conspiracies to deprive me of my constitutionally guaranteed “Rights” under color of law and (administrative) authority, these IRREFUTABLE FILINGS were also TORTUOUSLY UNREBUTTED. (bold and/or underlined emphasis added)
- 68) I therefore reassert that my original CLAIMS IN COMMERCE attached to these above RECORDED many “*civil*” and “*criminal*” acts are now being sought in TREBLE DAMAGES under both STATUTORY LAW and COMMON LAW authorities by me as a “*One of the Sovereign People*” acting “*Sui Juris*” and “*Ex Rel*” as a “*Private Public Proxy*” in Common Law – similar to that of a PRIVATE ATTORNEY GENERAL in the “*statutory*” realm – on behalf of the other Sovereign People of the *de jure* South Dakota state and the *United States of America* as “TAXPAYERS.”



### **AFFIDAVIT OF TRUTH**

I swear to God, and declare “*under penalty of perjury*,” that the statements in the above twenty-four 173 pages above – to include my captioned as “**“SWORN AFFIDAVIT OF FACTS’ AND ‘STATEMENT FOR THIS ARTICLE III ‘COURT OF RECORD’ SUPPORTING THE INSTANT ‘OBJECTION TO ‘JUDGE’ Eric Strawn’s 9/18/22 ‘NOTICE OF HEARING’, BASED ON ...”**” embedded above, and 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.)



**ARGUMENT IN OBJECTION**  
**TO “JUDGE” Eric Strawn’s “NOTICE OF HEARING” (FILED 9/19/22)**

The silence has been deafening toward me by “government”, in spite of my persistent calls out this past more than year-and-a-half since arriving to this STATE OF SOUTH DAKOTA reporting myself as a **CRIME VICTIM (ARRIVING WITH MEDICAID)**, being a **RECENT and ELDERLY and POOR “totally and permanently disabled quad-amputee” with EVIDENCE of being both DISCRIMINATED against and RETALIATED against by “government” agents and principals for being a bona fide “BENEFICIARY” and “WHISTLEBLOWER” operating on behalf of the “government’s” ultimate employer, being the Sovereign People as both STATE and UNITED STATES “TAXPAYERS”**. (bold and/or underlined emphasis added)

The EVIDENCE speaks for itself that the “*principals*” at the top of the so-called “government” who have been otherwise been acting as a CONTINUING FINANCIAL CRIMES ENTERPRISE are all members of the STATE BAR CRIME SYNDICATE – like **Jenna Howell, Anthony Lippert, Eric Monson, Wade Reimers, and Jason Ravensborg** only scratch the surface of the names of the “*RICO players*” in positions of power abusing that power to provide “safe harbor” to others in the EXECUTIVE BRANCH that are GUILTY of “NEGLECT AND ABUSE” that has not only been reported by me, “B/PPP / SJR” David Schied to multiple tiers of the JUDICIAL BRANCH, but also by a fully certified and STATE-licensed medical Doctor of Osteopathy who has established a RECORD of having also reported that “NEGLECT AND ABUSE” to the “CO-TRUSTEES” of “DEPARTMENT OF SOCIAL SERVICES,” being a portion of the same EXECUTIVE BRANCH that I had run the gamut this past year of reporting these and other CRIMES ... to no avail.

Instead, the EVIDENCE suggests that the “EXECUTIVE BRANCH” is not only acting as the “secondary” level of criminal coverup of their lower “tiers” of “predicate” crimes; but also, by acting through its STATE BAR CRIME SYNDICATE membership, had merged rather than separated the “branches” of the CO-TRUSTEES’ so-called “STATE OF SOUTH DAKOTA” corporation and its many subsidiaries (i.e., of various “departments, bureaus, divisions, sections, units, agencies, and offices”) with the CO-TRUSTEES of the “JUDICIAL BRANCH” being ALL paid by the STATE and UNITED STATES “TAXPAYERS” under “color of law” from the so-called “LEGISLATIVE BRANCH”. Again, the product of all of this is herein being PROVEN as nullifying what are also supposed to be constitutional mandates for “SEPARATION OF POWERS” and for “CHECKS AND BALANCES”.



So far, the EVIDENCE shows that “*JUDGE*” Eric Strawn – as well as the so-called “*JUSTICES OF THE SUPREME COURT*” have all been using the “*CLERK(s) OF COURT(s)*” as their *buffer* and *shield* against having personal accountability to me, David Schied, as a “*totally and permanently disabled quad-amputee*” and a *bona fide* “*BENEFICIARY*” of a WELFARE SYSTEM being used by the TAXPAYER-funded so-called “STATE” as a “cash cow” perpetuating their STATE BAR CRIME SYNDICATE being managed as a “CONTINUING FINANCIAL CRIMES ENTERPRISE” under merely the “color” of law, WITHOUT evidentiary proof of financial “surety” to the TAXPAYERS guaranteeing “faithful performance” in accordance with sworn “OATHS” and enunciated “DUTIES” as their “privileges” (not “rights”) for “serving” the Sovereign People.



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South Dakota Governor

**Kristi Noem**

HOME GOVERNOR NOEM PRIORITIES NEWS CONTACT

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

**Chief Justice Steven R. Jensen**  
Justice Jensen was appointed to the Supreme Court by Governor Dennis Daugaard. He was sworn in on November 3, 2017. [View More ...](#)

**Justice Janine M. Kern**  
Justice Kern, who was appointed to the Supreme Court on November 25, 2014, by Governor Dennis Daugaard, represents the First Supreme Court District, which includes Custer, Lawrence, Meade and Pennington counties. [View More ...](#)

**Justice Mark E. Salter**  
Justice Salter began as a member of the Supreme Court on July 9, 2018, following his appointment by Governor Dennis Daugaard. [View More ...](#)

**Justice Patricia J. DeVaney**  
Justice DeVaney was appointed to the Supreme Court by Governor Kristi Noem to represent the Third Supreme Court District. She was sworn in on May 23, 2019. [View More ...](#)

**Justice Scott P. Myren**  
Justice Scott P. Myren, who was sworn in to represent the Fifth Supreme Court District on January 5, 2021, was appointed by Governor Kristi Noem. [View More ...](#)



If Eric Strawn were a legitimate “judge” and not merely a “judicial usurper”, he would have long ago properly exercised his “OATH and DUTY” to CORRECT THE “OFFICIAL” RECORD of the so-called “FOURTH CIRCUIT COURT” rather than to “direct” his “CLERK OF COURT” Carol Latusek to cover up my multiple “motion” filings – including those explicitly showing my (“B/PPP / SJR” David Schied’s) intent to MOVE THE COURT to “CORRECT THE RECORD” in accordance with the law set forth by the STATE LEGISLATURE.



**23A-31-2. (Rule 36) Correction of clerical mistakes.**

Clerical mistakes in judgments, orders, or other parts of a record and errors in a record arising from oversight or omission may be corrected by a court at any time and after such notice, if any, as the court orders.

Source: SL 1978, ch 178, § 385.

“JUDGE” Eric Strawn has instead been acting in silence and “directing” his “CLERK OF COURT” Carol Latusek as if he had never even heard of a “*sua sponte*” ORDER based entirely upon “the court’s” own discretion in simply ensuring that FRAUDULENT PAPER TRAILS are not allowed to OBSTRUCT JUSTICE or to DEPRIVE OF RIGHTS, especially those of a fingerless and legless DISABLED American male, as has been the situation in this instant case.

If Eric Strawn were a legitimate “judge” and not merely a “judicial usurper”, he would have long ago properly recognized that constitutional “DUE PROCESS,” and “DISABILITY RIGHTS” are substantial rights that cannot be “clerically” or “administratively” ignored.



**23A-44-14. (Rule 52(a)) Defects not affecting substantial rights disregarded.**

Any error, defect, irregularity, or variance which does not affect substantial rights shall be disregarded.

Source: SDC 1939 & Supp 1960, §§ 34.2902, 34.3002; SDCL, §§ 23-1-2, 23-32-20; SL 1978, ch 178, § 547.



If Eric Strawn were a legitimate “*judge*” and not merely a “*judicial usurper*”, he would have long ago properly exercised his “OATH and DUTY” to issue a “*sua sponte*” ORDER to compel what equates to a “JOHN DOE PROCEEDING” – being what some states have legislated to strip the Sovereign People of their own GRAND JURY and SUBPOENA powers by replacement, as the STATE OF MICHIGAN does with a single judge or magistrate acting like a “*one man grand jury*” – to issue subpoenas “*sua sponte*” to question “THE ACCUSED” and the named “WITNESSES”.



**23A-6-1. Indictment or information required for prosecution of offense—Exceptions.**

Every public offense must be prosecuted by an indictment or by an information signed by a prosecuting attorney except:

- (1) A proceeding for the removal of a civil officer of this state;
- (2) An offense arising under the laws, rules, and regulations relating to the National Guard;
- (3) An offense arising under the laws of this state which is a Class 2 misdemeanor or petty offense or which is punishable by a fine not exceeding two hundred dollars, or by imprisonment not exceeding thirty days, or by both such fine and imprisonment;
- (4) An offense arising from the violation of an ordinance or bylaw of a unit of local government of this state.

Source: SDC 1939 & Supp 1960, § 34.2904; SDCL, § 23-2-5; SL 1978, ch 178, § 61; SL 1991, ch 187, § 6.



**23A-14-11. John Doe subpoena for examination before magistrate—Compelling obedience.**

Whenever a complaint verified positively or upon information and belief by a prosecuting attorney is laid before a committing magistrate that a criminal offense has been committed in this state and asking for an investigation of the same, such magistrate shall issue his subpoena requiring any person he may deem proper to attend before him at the time and place mentioned in such subpoena and submit to an examination and give testimony concerning any violation of law about which he may be questioned. No witness shall refuse to comply with such subpoena because his fee therefor has not been paid in advance and his attendance may be compelled by attachment as in the case of other witnesses.

Source: SDC 1939 & Supp 1960, § 34.0901; SDCL, § 23-20-10; SL 1978, ch 178, § 483.



## **CONCLUSION AND DEMAND FOR REMEDY**

The EVIDENCE presented by me, as BENEFICIARY / PRIVATE, PUBLIC PROXY / and / SUI JURIS RELATOR (“B/PPP / SJR”) David Schied, as having “*filed*” many numerous documents into my/his own ARTICLE III (truthful and comprehensive rather than “*cherry-picked*” and mis-dated to create a “*fraudulent paper trail*”) COURT OF RECORD so as to create my own “**PUBLIC RECORD**” complete with emails, written formal “*civil*” and “*criminal*” COMPLAINTS submitted by SWORN AFFIDAVITS “*under penalty of perjury*”, AUDIO RECORDED phone calls, and VIDEO RECORDED face-to-face meetings now posted publicly under FIRST AMENDMENT protections; while making “*the courts*” (i.e., the “*justices*” and “*judges*” as flesh-and-blood ACCOUNTABLE public “*servants*”) fully apprised about this EVIDENCE.

Such EVIDENCE in this now “**PUBLIC RECORD**” – by the high degree of EVENTS THAT SHOCKS THE CONSCIOUS of the average Sovereign American finding out the TRUTH of these events – even includes private medical records (otherwise protected by HIPPA laws) which have needed to be compromised by both me as a “**BENEFICIARY**” of the “**WELFARE**” system upon my own SWORN STATEMENTS in accordance with my rights to “*self-advocacy*” as an elderly, poor, and disabled American man being both DISCRIMINATED and RETALIATED against as a “*whistleblower*”; and also by the “REPORT OF NEGLECT AND ABUSE” of a “*licensed*” MONUMENT HEALTH medical doctor under the laws of “*MANDATORY REPORTING*” set forth by the STATE LEGISLATURE. Yet, *prima facie*, nothing is being done by the “*powers that be*” of “**CO-TRUSTEES**” of either the EXECUTIVE or the JUDICIAL branches of “*servant government*” because both “*branches*” are being authoritatively managed by the membership of a widespread criminal “*enterprise*” of the STATE BAR attorneys.

In order to rectify this “*problem*”, **the “solution” is in the LAW (23A-14-11) which MANDATES that “upon information or indictment” of a bona fide** (i.e., sworn by a “*real*” person such as me, “B/PPP / SJR”) David Schied, and NOT a corporate “*fiction*”) **COMPLAINT that a “MAGISTRATE” (Carol Latusek) or designated “JUDGE” (Eric Strawn) SHALL – at minimum – involve a “prosecutor” and conduct a “one man grand jury” investigation into these “reasonably supported” allegations.** What “*the law*” professes should be done in **MULTI-COUNTY jurisdictions** and when it becomes time for a **traditional GRAND JURY of the Sovereign People** to get involved (rather than a single STATE BAR member) is **anyone’s guess at the moment.** (Bold and underlined emphasis added)



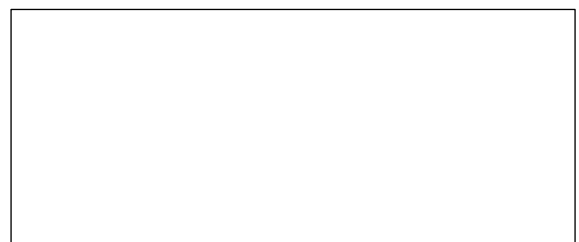
Additionally, “*the court*” should recognize that the THIRTEENTH AMENDMENT and other LEGISLATION prohibits even the “*constructive*” COERCION of anyone into “*involuntary servitude*”; and there is plenty of EVIDENCE to justify the existing CLAIMS IN COMMERCE based upon the FEE SCHEDULE repeatedly submitted to ALL of the named “*CO-TRUSTEES*” who must now open their coffers and reveal whether, or to what extent, their “*OATHS and DUTIES*” are supported by proper “*SURETY*” by and ORDER for the named CO-TRUSTEES to produce “*affirmative*” PROOF of their FIDUCIARY relationship to “*We, The [Sovereign] People*” of STATE and UNITED STATES “*TAXPAYERS*” that they have personally/individually or professionally/collectively engaged with and possess any number of the following as already REPEATEDLY REQUESTED by me as “*B/PPP / SJR*”) David Schied acting herein also on those “*taxpayers*” behalves while “*PROSECUTING*” this case myself:

- Any and all complaints, open records requests, or inquires sent directly, indirectly, or copied between the named “*CO-TRUSTEES*” and David Schied between February 2021 through 2022, by email or mail;
- Any written laws, administrative policies, rules of practice, or other materials upon which the named “*CO-TRUSTEES*” rely in the performance of their job duties when responding to challenges by disabled persons of due process violations or needs determinations;
- Any written training certifications, educational degrees, or other proofs of formal training in establishing “*disability needs*” assessments, determining the “*needed level of care*” for multi-limb amputees, the legal interpretation of “*disability rights*,” and/or the SOCIAL SECURITY ACT as it involves, impacts, or supports STATE-level payments for support of the elderly, poor and/or disabled.
- Any written records pertaining to the named “*CO-TRUSTEES*” OATH OF PUBLIC OFFICE, PERFORMANCE BONDS, individual or “*BLANKET*” INSURANCE POLICIES, “*ERRORS AND OMISSIONS*” INSURANCE policies and/or insurance “*riders*,” and TERRORISM COVERAGE insurance policies and/or “*riders*” or OTHER SURETY related to the “*faithful performance*” of the named “*CO-TRUSTEES*” job duties.

For the many reasons as stated above herein, and until the demanded REMEDY occurs, I – (“*B/PPP / SJR*”) David Schied – will NOT be attending any “*HEARING*” until the “*nature*” and “captioning” of this case and the “*COURT RECORD*” is appropriately “*corrected*.”

Respectively.

/s/ David Schied, *Beneficiary and Private Public Proxy*  
EX REL, People of the State of South Dakota  
P.O. Box 321  
SPEARFISH, SOUTH DAKOTA 57783  
605-340-4439 (all calls recorded)





**AFFIDAVIT OF TRUTH (dated 9/30/22)**

**I swear to God, and declare “*under penalty of perjury*,” that the statements in the above one hundred eighty (180) numbered 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.)