

**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 “RIGHTS” TO “APPEAL” &
PETITION FOR “REDRESS OF GRIEVANCES”**

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 agents as “*assistants*,” the S.D. DEPARTMENTS OF
“DHS” and “DSS” acting by and through Laurie Gill
Shawnie Rechtenbaugh and their respective BAR attorneys
Jenna Howell, Jeremy Lippert, Eric Monson, Wade Reimers,
and SUBPOENAED named others as “DOES #1-26” operating
as a proven Corrupt Racketeering Criminal Enterprise
“*CO-TRUSTEES*” acting in their Private and Public capacities

**SOUTH DAKOTA SUPREME COURT
On 2ND APPEAL from the
UNIFIED JUDICIAL SYSTEM
FOURTH JUDICIAL CIRCUIT
CASE # CIV22-116
S.D. SUPREME CT. CASE # 30119
and CASE # 30187**

**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
Case # 001286794 (fraudulent)
OAH # 22-365 (fraudulent)
referenced by “*CO-TRUSTEES*” on 5/12/22**

**WITH 2nd 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:
TABLE OF CONTENTS for “APPENDIX-C” for “BRIEF ON APPEAL”**

AS BASED UPON:

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

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

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

David Schied, *Beneficiary and Private Public Proxy*
EX REL, People 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 THREE “WRIT(s) OF ERROR CORAM NOBIS,” and multiple formal “FILING(s) TO CORRECT THE RECORD” – “served” 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.”

More names and locations of those “served” with this document:

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

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

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

OFFICE OF THE SOUTH DAKOTA
ATTORNEY GENERAL – c/o Wade Reimers
Email: c/o Mary Beth Hollatz

c/o DHS SECRETARY Shawnie
Rechtenbaugh &
Jenna Howell – Ass’nt AG
infodhs@state.sd.us
jenna.howell@state.sd.us

c/o Laurie Gill, DSS SECRETARY &
Jeremy Lippert – Ass’nt AG
700 Governors Drive
Pierre, SD 57501
DSSInfo@state.sd.us
jeremy.lippert@state.sd.us

Eric Monson – ADJ; eric.monson@state.sd.us
Wade Reimers – Ass’nt AG
OFFICE OF ADMINISTRATIVE
HEARINGS
c/o Melody Hackett
melody.hackett@state.sd.us

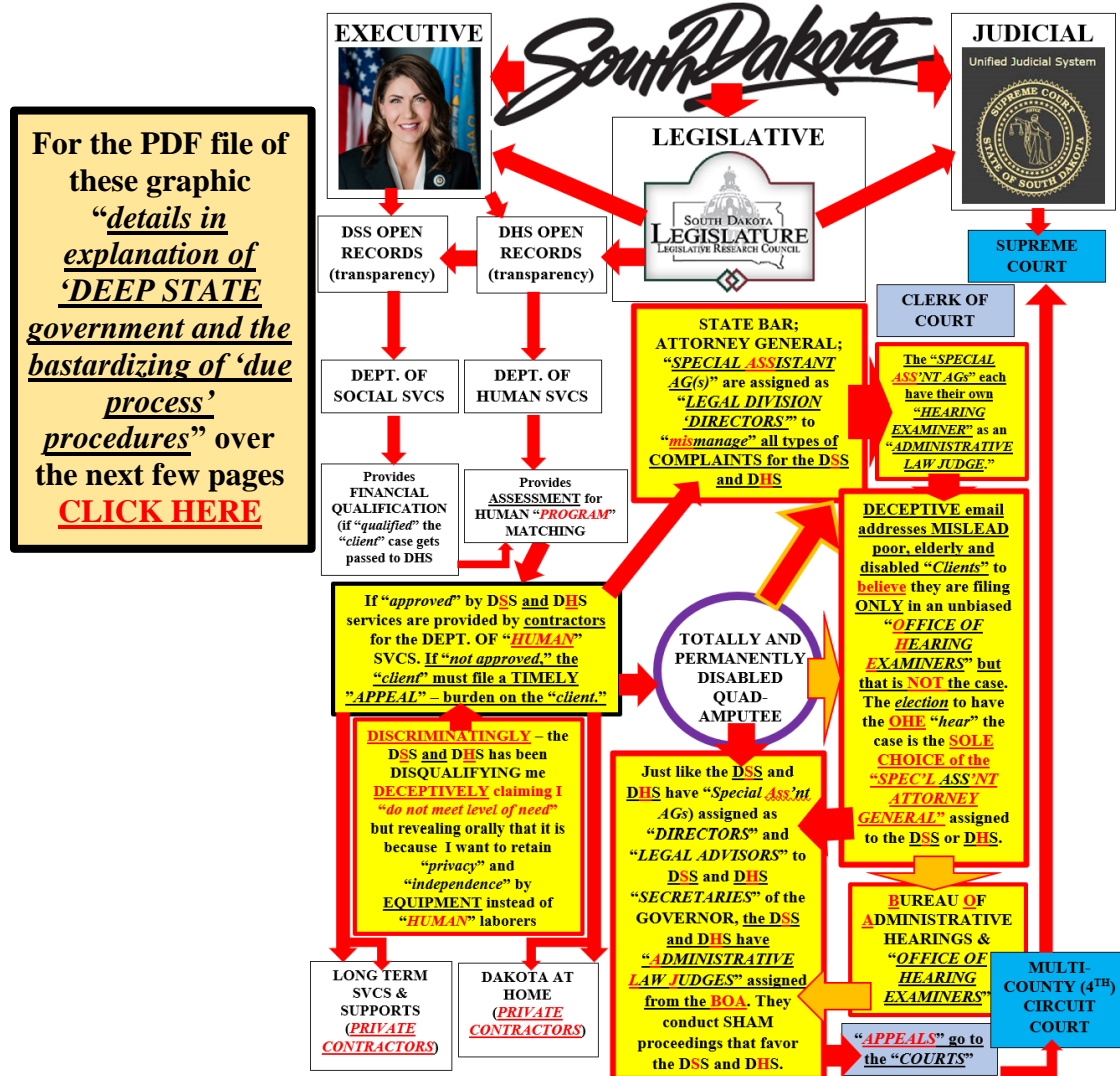
Scott Bolinger and Catherine Williamson
OFFICE OF HEARING EXAMINERS
Emails: scott.bollinger@state.sd.us
catherine.williamson@state.sd.us
SDOHE@state.sd.us
admhrngs@state.sd.us

TABLE OF CONTENTS FOR “**APPENDIX C**”

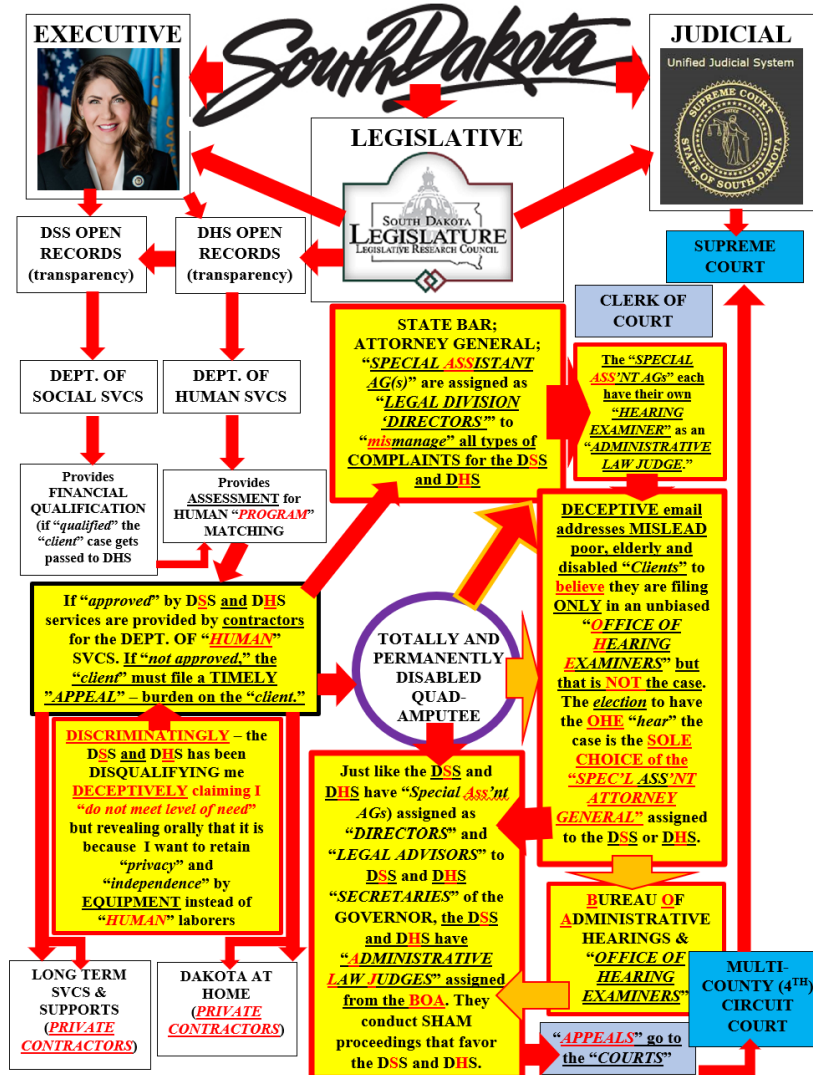
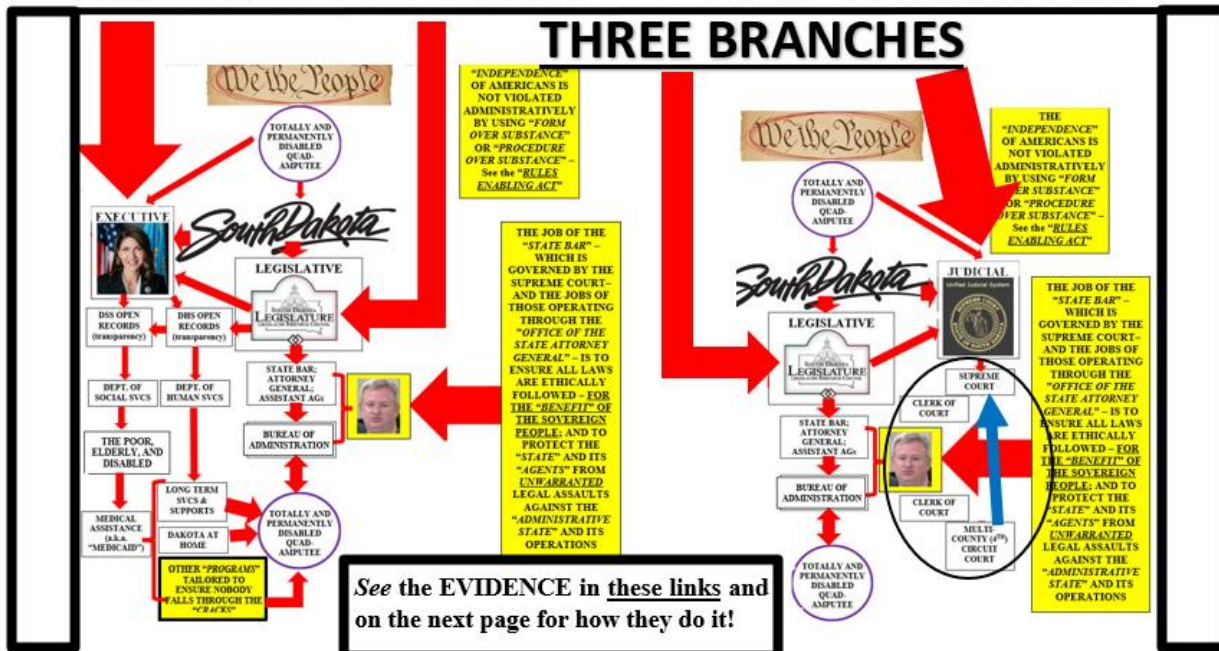
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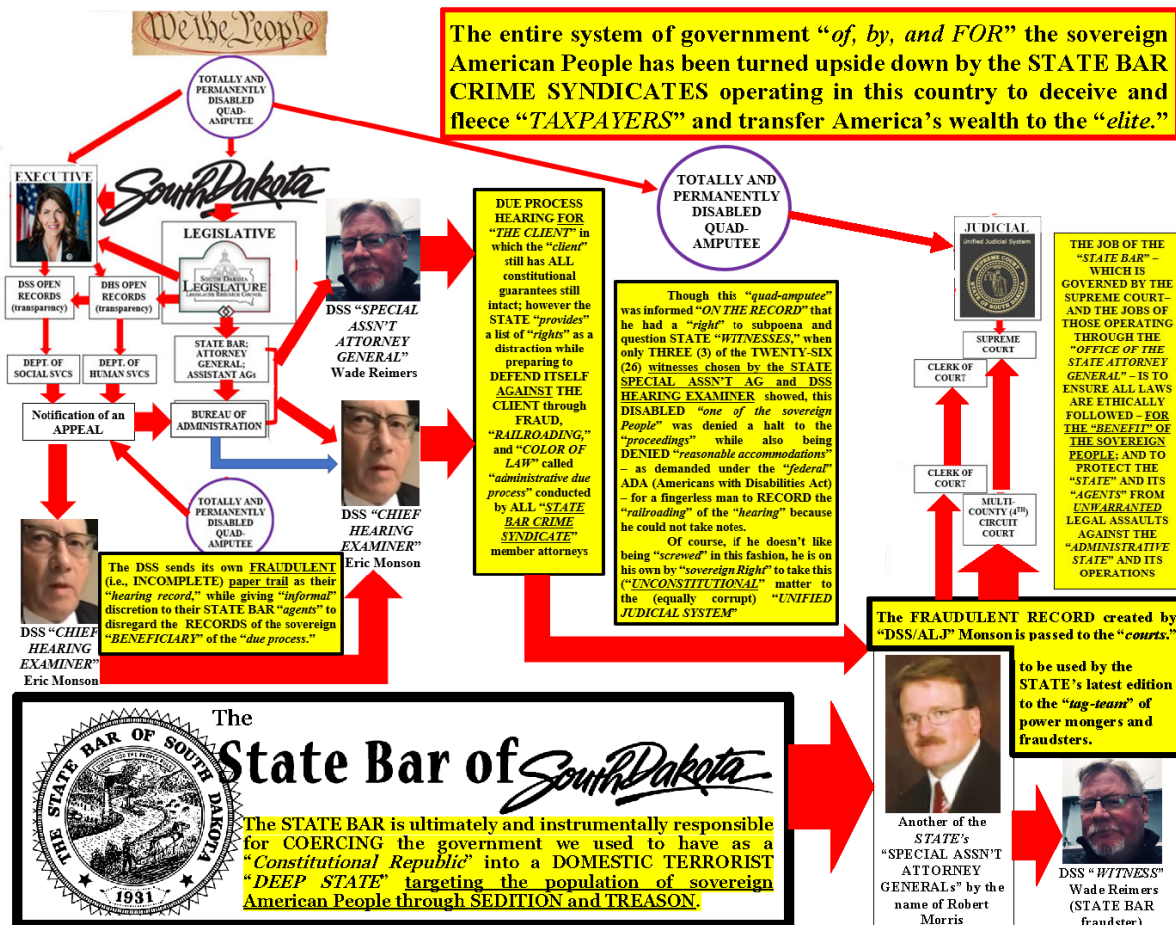
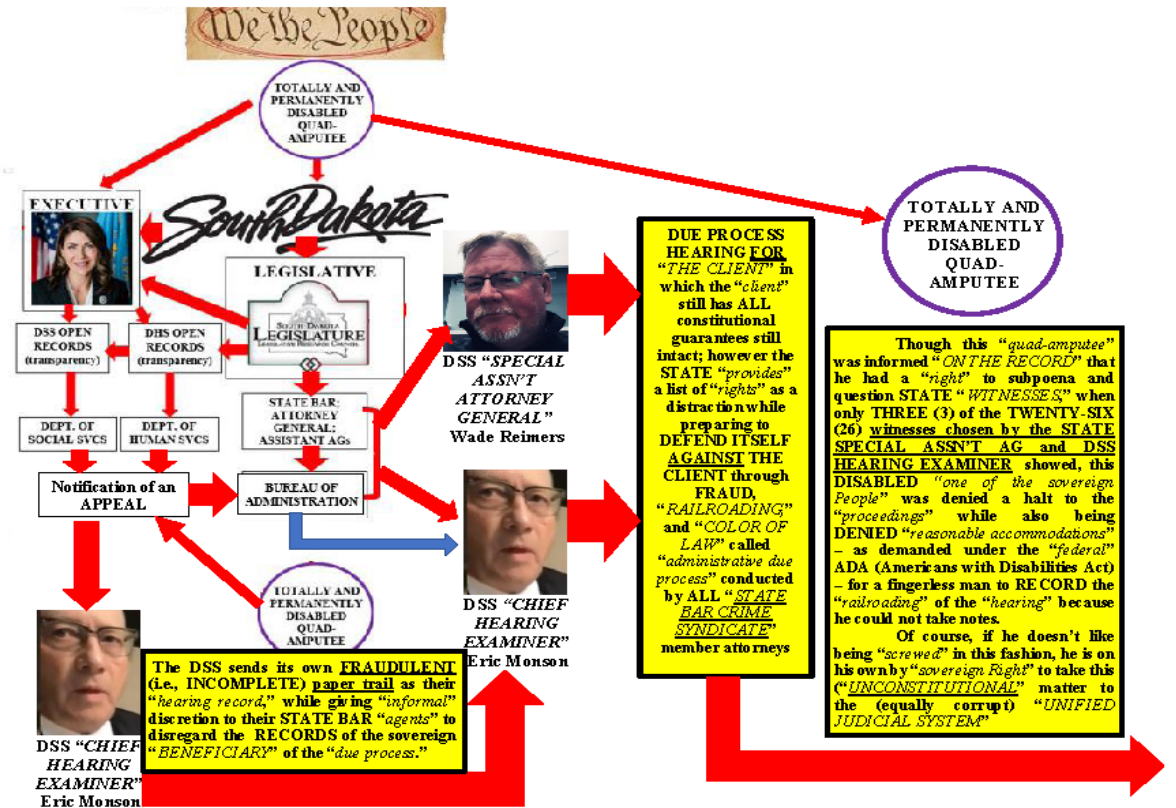
APPENDIX C OF THE ARTICLE III “**COURT OF RECORD**”: What happened in the JUDICIAL BRANCH between 2022 - '23, as entered into the RECORD to demonstrate the disposition of the “**UNIFIED JUDICIAL SYSTEM**” and the STATE BAR members toward creating and then covering up their own **FRAUDULENT PAPER TRAIL** for subsequent “**judicial reviews**”.

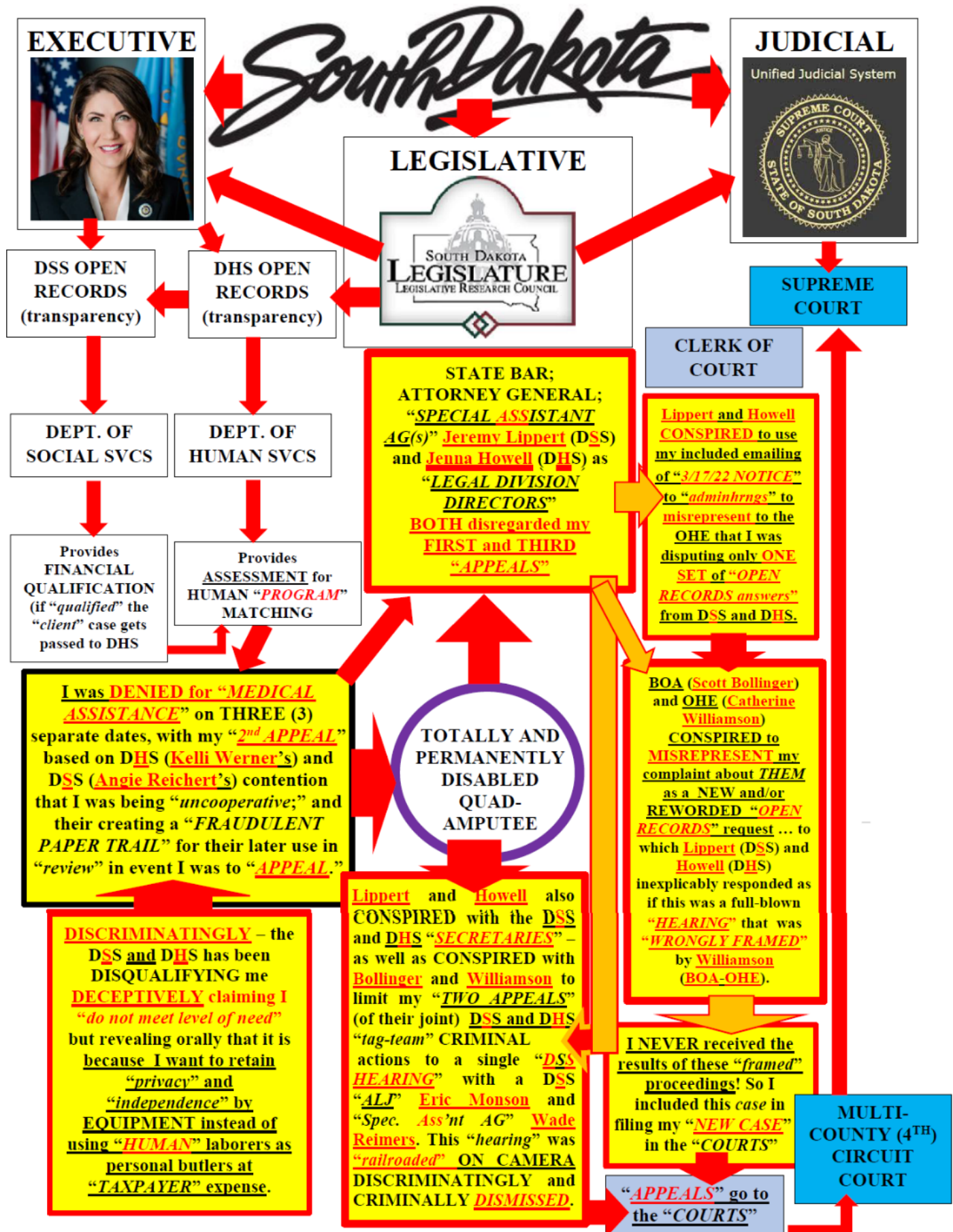
“**APPENDIX C**” picks up where “**APPENDIX B**” left off in my having “*exhausted all of [my] administrative remedies*” in the EXECUTIVE BRANCH of GOVERNOR Kristi Noem’s “**ADMINISTRATIVE ‘DEEP STATE’**” and taken the matter of my multi-tiered and multi-facet COMPLAINTS to the “**UNIFIED JUDICIAL SYSTEM**” for filing of a “**NEW**” case along with my inclusion of the “*railroaded ADMINISTRATIVE HEARING*” by the STATE BAR [CRIME SYNDICATE] members who had also been acting as “**SPECIAL ASSISTANT ATTORNEY GENERALS**” (under the lead of CONVICTED and IMPEACHED “**ATTORNEY GENERAL**” Jason Ravensborg) to commit numerous other crimes against me as well as against unsuspecting STATE and UNITED STATES “**TAXPAYERS.**”



The State Bar of South Dakota controls ALL THREE BRANCHES







Whereas **APPENDICES A and B** follows a narrative explanatory course that is chronological in nature, this “**APPENDIX C**” begins with a document – a 181-page filing of “**OBJECTION TO ‘JUDGE’ Eric Strawn’s 9/19/22 ‘NOTICE OF HEARING’**” – that I had filed about midway through my appalling experiences in the FOURTH (4TH) CIRCUIT COURT of LAWRENCE COUNTY (City of DEADWOOD) and with the “**UNIFIED JUDICIAL SYSTEM**” of the STATE OF SOUTH DAKOTA.

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This 181-page document is being used first in this “**APPENDIX C**” because it comprehensively reviews virtually all of the actions that had occurred – naming the actual documents that I had “*filed*” into the FOURTH (4TH) CIRCUIT COURT up to that date; – with references to the other archaic actions (as CRIMES) that had taken place about that time – as perpetrated by a “*‘RICO’ conspiracy to deprive of rights under color of law*” between the TWO “**SPECIAL ASSISTANT ATTORNEY GENERALS**” **Wade Reimers** and **Robert Morris** – in the aftermath of the BUREAU OF HEARING EXAMINERS’ “**OFFICE OF HEARING EXAMINERS**” – trained “**ADMINISTRATIVE LAW JUDGE**” (another STATE BAR CRIME SYNDICATE member) employed by the “**DEPARTMENT OF SOCIAL SERVICES’ ‘OFFICE OF ADMINISTRATIVE HEARINGS**” by the name of **Eric Monson** – having railroaded and DISMISSED one of multiple “**ADMINISTRATIVE APPEALS**” that I had initiated for a constitutional “**DUE PROCESS HEARING**.”

On the face of my “**Cover Page**” for that “**OBJECTION TO ‘JUDGE’ Eric Strawn’s 9/19/22 ‘NOTICE OF HEARING’**,” **I listed THREE REASONS for establishing this “JUDICIAL” appeal based upon the following as captioned therein:**

1

- 1) **FRAUDULENT AND INCOMPLETE CAPTIONINGS** for the filings of both parties that, by design, **EXCLUDES AND ‘CRIMINALLY’ PROTECTS ALL OF THOSE NAMED IN THE ‘ADMINISTRATIVE DEEP STATE’ EXCEPT FOR THE SO-CALLED “DSS”;**
- 2) **The “CONSTRUCTIVE DENIAL” OF my 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**

1-3

“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’.

The above list of documents are the **FOURTH SET of court filings**, which followed my formal “filing” of **FOUR (4)** previous “**Objections and Motions**” that I had sent (via both **email delivery** and **USPS delivery**) to the “**CLERK OF COURT” Carol Latusek**;, which I had “**filed**” on **8/9/22** as simultaneously-filed **THIRD SET of District court filings** as shown below:

- 1) **“‘FORMAL OBJECTION’ and ‘MOTION TO CORRECT THE FOURTH (4TH) CIRCUIT COURT RECORD OF LAWRENCE COUNTY, BASED CRIMINALLY UPON FRAUD BY AGENTS OF ‘THE COURT’ ENGENDERED AS A ‘HE’ AND SERVING AS THE ALTER-EGO OF ‘JUDGE STAWN’ [A.K.A. ‘JUDGE STRAWN’] ACTING ‘PREJUDICIALLY’ AND OUTSIDE OF ARTICLE III COMPLIANCE’”**
- 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’”;**

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The above-listed filings were the THIRD set of filings in the aftermath of my (as **BENEFICIARY / PRIVATE, PUBLIC PROXY / and SUI JURIS RELATOR David Schied**) **having previously filed my SECOND SET of court filings consisting of the following:**

- 1) **“‘MOTION FOR IMMEDIATE CONSIDERATION’ AND ‘MOTION FOR DECLARATORY STATEMENT’”** and,

- 2) ***“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’”***

On 6/6/22, I had “served” my FIRST SET of court filings as:

1-3

- 1) ***“CLAIM OF APPEAL”*** and his ***“MOTION FOR EXTENSION OF TIME FOR FILING ‘BRIEF ON APPEAL’”*** and,
- 2) ***“MOTION FOR ‘FORMA PAUPERIS’ WAIVER OF COSTS AND FEES BASED UPON ‘INABILITY TO PAY’ FOR FILING FEES AND TRANSCRIPTS”***

There is a rational reason for my having filed all of the above in the sequence as depicted, reasoned as follows:

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As a RECENT “*totally and permanently disabled quad-amputee*” being DENIED TRANSPORTATION AND “*ACCESS TO MY COMMUNITY*,” ***my first concern as “one of the sovereign People” is to have my “government servants” operating “the court”*** – being a court that is financed by “*TAXPAYER sweat equity*” and constructed with the same to “*serve*” the same (“*We, The People*”) being “***my***” ***Court*** – ***to address my “inability to pay” court costs and fees; and my inability to get the “CO-TRUSTEES” as NAMED CRIMINALS operating as the “DEEP STATE” of the “EXECUTIVE BRANCH” of government “served” with my lawsuit by “third-party process” as is required by “court rules” to provide these CRIMINALS with “fair notice” of why they are being sued (and to bring my criminal allegations against each of them to a public forum).***

Since these same “*court rules*” require that ***EACH thing I want “my court” to do*** for me, to be ***placed into separately written “motions” for “the judge” to act upon “JUDICIALLY” under his OATH and DUTY to the constitutions (of the STATE and the UNITED STATES), that takes time ... So, my FIRST set of filings pertained to my need*** – under the “*spirit*” if not the “*letter*” (i.e., because “*SEPARATION OF POWERS*” the judiciary is not “*subject to*” the mandates of the legislature) of CONGRESS’ “*AMERICANS WITH DISABILITIES ACT*” – ***for “extra time” as a “reasonable accommodation” as needed for me to write the additional “motions” which I next filed in sequence*** as shown above.

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My second concern as “one of the sovereign People” is to have my “government servants” operating “the court” – as set forth in “set of motions” to “my servant judge” to “administrate” for me – was to have him address the apparent DELAY BY THE CLERK IN ACKNOWLEDGING THE FILING OF MY FIRST SET OF FILINGS; and to address my need (since I had not been yet “*recognized*” by “*my servant judge*” as being either “*totally and*

permanently disabled” of a “pauper” who was unable to PAY a “third party private process-server”) to “serve” the “DEEP-STATE ‘CO-TRUSTEES’” with their constitutionally guaranteed “due process notice” (i.e., by official “SUMMONS”) that they were being “sued” and named as CRIMINAL PERPETRATORS, and why.

These were the reasons why I wanted “immediate consideration” (and action) taken on my behalf, and why I wanted “my servant judge” to put things into a “black-and-white written ‘DECLARATION’”; so to avoid any confusion whatsoever as to what I was doing. It was also essential that this process occur first – of issuing “due process SUMMONS” upon the named ‘CO-TRUSTEES’” – so to preclude their STATE BAR [CRIME SYNDICATE] member “representatives” from later claiming that they were “not properly served” and given “fair notice” as they are also “constitutionally” guaranteed by the so-called “rules of the court.”

In the following several weeks of aftermath of my “second set of filings” – and still with no formal action taken yet whatsoever by “my servant judge” in the MONTHS following my “first set of filings” ... and seeing this “judge” instead attempting to use his “CLERK OF COURT(s)” to work at “throwing me off” using a number of unethical ploys such as delaying my filings to the “court record” and placing wrongful captioning about the nature of my case, about my “status” as a filer, and even about the names of the CO-TRUSTEES that I was suing and misrepresenting my actual “filing dates” for the documents that I had sent to “the court” – I had seen “the INIFIED JUDICIAL SYSTEM” (acting by “chain” and “wheel” conspiracies along with those whom I had named and “served” with the same documents in the) commit numerous TORT offenses against me that STATE LAWS and the UNITED STATES CONGRESS has legislated into meaningful “CRIMES,” including “OBSTRUCTION OF JUSTICE,” and/or “OBSTRUCTION OF [OFFICIAL] PROCEEDINGS,” and the “[CONSPIRACY TO] DEPRIV[ATION] OF RIGHTS UNDER COLOR OF LAW.”

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I promptly reported to the SUPREME COURT OF SOUTH DAKOTA what I had seen by the above-referenced “affirmative” acts committed by what I called the “actors and jesters” comprising the “judge” and the “clerks” of “the court” at the FOURTH (4TH) DISTRICT COURT of LAWRENCE COUNTY. I did so by including the SUPREME COURT in my four sets of “OBJECTIONS and MOTIONS” set forth as my “THIRD SET of District court filings.” Again, those documents were significantly listed as follows again “filed” by me on 8/9/22:

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- 1) “‘FORMAL OBJECTION’ and ‘MOTION TO CORRECT THE FOURTH (4TH) CIRCUIT COURT RECORD OF LAWRENCE COUNTY, BASED CRIMINALLY UPON FRAUD BY AGENTS OF ‘THE COURT’ ENGENDERED AS A ‘HE’ AND SERVING AS THE ALTER-EGO OF ‘JUDGE STAWN’ [A.K.A. ‘JUDGE STRAWN’] ACTING ‘PREJUDICIALLY’ AND OUTSIDE OF ARTICLE III COMPLIANCE’”

- 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’”;

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As shown on the next couple of pages, as well as my subsequent filings both in the SUPREME COURT (on 8/11/22) and in the FOURTH (4TH) DISTRICT COURT, the “CLERK OF THE SUPREME COURT” named Shirley A. Jameson-Fergel did not respond as I had requested – as was the “*pattern and practice*” I saw with the FOURTH (4TH) DISTRICT COURT CLERK Carol Latuseck – by providing me with date/time-stamped “PROOF OF FILING”. Instead, she left me completely hanging and NEVER FILED MY DOCUMENTS. She then also sent them back to me (as a disabled quad-amputee) TWO WEEKS LATER (on 2/24/22) with a cover letter stating simply that the SUPREME COURT did not like my “FORM” of filing. (See more below and on the following page)

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

3-

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 Latuseck. 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&LEAVE4InterlucotyAppeal.pdf
6.1MB



080822_OBJECTION&MOT2CorrecttheRECORD.pdf
6.1MB

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Supreme Court of South Dakota

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

Shirley A. Jameson-Fergel
Clerk

Laura J. Graves
Chief Deputy

Amy Hudson
Deputy Clerk

Sarah L. Gallagher
Deputy Clerk

August 24, 2022


Mr. David Schied
PO Box 321
Spearfish SD 57783

Re: Correspondence received

Dear Mr. Schied:

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

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

Very truly yours,

Laura J. Graves

/ljg

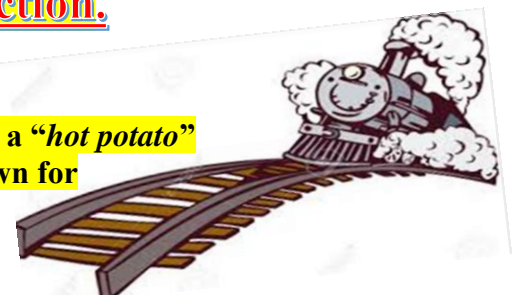
Enc.

Interestingly, this letter refers to a “*We*” that is not explained; and offers NOTHING for giving me, a disabled “self-filer” the opportunity to “*correct the* [undisclosed how and what anything was ‘wrong’] *FORM*” so to somehow “*invoke the SUPREME COURT’s ‘original jurisdiction’*” on a filing of an “INTERLOCUTORY APPEAL” that should otherwise be “invoking” the SUPREME COURT’s “APPELLATE” jurisdiction.

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You'd think I had just handed them a “*hot potato*” which needed “*tracks*” to be laid down for “*railroading*” this case.



So, it appeared to me that – by the “CLERK OF COURT” Shirley Jameson-Fergel returning my “original” documents – without even “filing” them to the SUPREME COURT’s “record” in the first place – the “SUPREME COURT” was doing the following without explicitly saying so in writing ... as a matter of “their” record (as opposed to my constructing the TRUTHFUL “ARTICLE III COURT OF RECORD” according to the COMMON LAW):

- 1) Giving discretionary *carte blanche* for the SUPREME COURT “CLERK” to “PROCEDURALLY” decide on my behalf as “BENEFICIARY” of this “judicial” system, whether or not I – as a “disabled sovereign American” – knew what my “SUBSTANTIAL” purpose was in filing this “APPEAL” document;
- 2) Giving discretionary *carte blanche* for the SUPREME COURT “CLERK” to “judge” – BEFORE CARRYING OUT HER “PRIMARY FUNCTIONARY DUTY” OF “ADMINISTRATIVELY” FILING MY PAPERS ON MY BEHALF – whether my filings was of the proper SUBSTANTIVE “FORM” to be PROCEDURALLY thrown out.
- 3) Giving discretionary *carte blanche* for the SUPREME COURT “CLERK” to do the above WITHOUT explanation and WITHOUT PROPER “ACCURACY” and/or “TRANSPARENCY” in the construction of the SUPREME COURT “RECORD” for this case (which was only LATER issued a “case number” of #30119)

Reasoning that the matter of my allegations of “JUDICIAL CORRUPTION” – as well my suggesting in the lower “DISTRICT COURT RECORD” (as well as in my own “ARTICLE III COURT OF RECORD”) that the STATE BAR (being otherwise also “regulated”) under the “authority” of the SUPREME COURT is also thoroughly corrupt as an unconstitutional “‘RICO’ CRIME SYNDICATE” carrying out a MONOPOLY over the “UNIFIED JUDICIAL SYSTEM” – had caused “their” (i.e., the same people as “we” referenced by Shirley Jameson-Fergel) desire to have me “go away” and otherwise “give up” on exercising my constitutional “guarantee” of my many Rights, especially my FIRST AMENDMENT “Right to Redress of Grievances” and my FIFTH and FOURTEENTH AMENDMENT “Right(s) to Due Process of Law”.

Seeing the folly in Shirley Jameson-Fergel admitting that she had acting (in a “conspiracy”) along with others (i.e., as “we”) to send back to me my already “filed” documents WITHOUT a date/time stamp, and WITHOUT formalizing a “COURT RECORD” of these (seditious and treasonous) actions, I sought to establishing these FACTS on my own in the ARTICLE III COURT OF RECORD that I was creating through the exercise of my TENTH AMENDMENT guarantee of Right under the COMMON LAW and the U.S. CONSTITUTION. I thus did so on 9/16/22 when filing my 64-page “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”

Notably, throughout this time, the “judge” (Eric Strawn) and his (not the sovereign People’s) “Clerk(s) of Court” (i.e., consisting of the titled “MAGISTRATE/CLERK” Carol Latuseck and “DEPUTY CLERK” Kristie Gibbens) of the FOURTH (4TH) DISTRICT COURT remained completely silent about ALL of the (incriminating) FACTUAL issues and EVIDENCE that I presented up to this point in the “lower court proceedings”. [Again, all of this was BEFORE I had ever yet even so much as had filed my formal “BRIEF OF APPEAL” and accompanying “ORIGINAL COMPLAINT” against the DISCRIMINATORY and CRIMINAL “*affirmative acts*” committed by the “*principals and agents*” of the EXECUTIVE BRANCH naming GOVERNOR Kristi Noem, BOA “COMMISSIONER” Scott Bollinger and his “CHIEF HEARING EXAMINER” Catherine Williamson, the “DSS-OHE-ALJ” Eric Monson, the ATTORNEY GEERAL Jason Ravensborg and his “*harem*” consisting of a plethora of “SPECIAL ASSISTANT ATTORNEY GENERALS” named as Wade Reimers, Jenna Howell, Jeremy Lippert, and (more recently) Robert (“Bob”) ¹ Morris.]

3 – 181

Importantly, 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” both include 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, PENNINGTON COUNTY – at minimum – within the STATE OF SOUTH DAKOTA of the UNITED STATES OF AMERICA.**

4

As a significant matter of FACT, the above-referenced “WRIT OF ERROR CORAM NOBIS” served on 9/16/22 noted that the “Brief on Appeal” for this case has NOT been “filed” yet in this case for “reasonable cause” because this case was still continuing to move forward in resolving preliminary matters such

¹ I understand that the running joke being passed around the STATE BAR in the talk about my case that “Bob” Morris is RAILROADING on behalf of his fellow “CO-TRUSTEES” operating as “THE ‘DEEP’ STATE” which starts with the question: “**What do you call a white man with no arms and legs that the government throws into the water?**” (Yuck-yuck)

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

4-9

The above-referenced “WRIT OF ERROR CORAM NOBIS” served on 9/16/22 also described how I had 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.

4-9

This section of my 181-page “OBJECTION and INTERLOCUTORY APPEAL” discussed my filings joint “First Filings” dated 6/6/22 of “CLAIM OF APPEAL” and his “MOTION FOR EXTENSION OF TIME FOR FILING ‘BRIEF ON APPEAL’” and presented as EVIDENCE also supporting the 5/31/22 served “WRIT OF ERROR CORAM NOBIS”, which – in turn – is supported by my 3+hour of audio/video documentary that included the entirety of the RECORDED “railroaded due process hearing” that was seditiously mishandled by the OHE-trained-DSS-employed “ADJ” of Eric Monson and his “partner-in-crime,” the “SPECIAL ASSISTANT ATTORNEY GENERAL” and STATE BAR [CRIME SYNDICATE] member Wade Reimers, as presented on the World Wide Web along at: <http://www.ricobusters.com/schied v state of south dakota>

10-13

Importantly, the above-referenced 6/6/22 “MOTION FOR EXTENSION OF TIME” was signed by way of a sworn “AFFIDAVIT OF TRUTH” ...” (shown on p.13) of the 181-page “OBJECTION and INTERLOCUTORY APPEAL”.

This next section of my 181-page “OBJECTION and INTERLOCUTORY APPEAL” discussed my filings joint “Second Filings” dated 6/6/22 of 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 FOURTH (4TH) CIRCUIT COURT case:

14-17

- 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)’”

14-17

In discussing the CRIMINALLY “RAILEOADED DUE PROCESS HEARING” at the “DSS” building in the town of STURGIS in MEADE COUNTY, my “Forma Pauperis” filing had stated: “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 Ravnsborg (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’.”

17-25

This section was followed by yet another signed “AFFIDAVIT OF TRUTH” in support of the FACTS behind the initial filing of this “CIVIL RIGHTS” case as these facts were all made public in “my” publicly posted and thoroughly transparent “Common Law” created ARTICLE III COURT OF RECORD.

ALSO IMPORTANTLY, in spite of my cover letter requesting that the CLERK OF COURT provided me with “Proof of Filing” into the “4TH CIRCUIT COURT record”, this was NOT DONE right away because the “CLERK OF COURT” Carol Latusek and her “agent” as “Deputy Clerk” Kristie Gibbens instead DISCRIMINATINGLY and CONSTRUCTIVELY DENIED TIMELY FILING by “redirecting” those documents to “Judge” Eric Stawn; and while misleadingly informing me 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 ... but 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);

17-25

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)

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.

I also presented the numerous other “CONTROVERSIES ABOUT ‘FACTS’” about this then year and a half-long “case” showing the wrongful “captioning” of “HEARING NOTICES” (extending to the “NOTICE OF HEARING” issued by “JUDGE” Eric Strawn on 9/19/22 being “OBJECTED” to by the “OBJECTION TO ‘JUDGE’ Eric Strawn’s 9/19/22 ‘NOTICE OF HEARING’”), 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. (See pp. 26-28 of my 181-page “OBJECTION TO ‘JUDGE’ Eric Strawn’s 9/19/22 ‘NOTICE OF HEARING’”)

25-29

I further explained 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”.

29-31

I then explained that “JUDGE” Eric Strawn has given the distinct “APPEARANCE OF IMPROPRIETY” by failing altogether my otherwise “proper” intent to include in the upcoming “HEARING ON 10/7/22” the “TWO-PRONG MOTIONS” of “MOTION FOR IMMEDIATE CONSIDERATION”

31-38

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.

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 me** (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*”.

31-38

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. I also explained the reason
why I was using a private post office address **as a declared “totally and permanently**
disabled” CRIME VICTIM. I stated that, “**I do everything I humanly can to**
‘mitigate my damages’ by keeping my rented home address out of the ‘public’ eyes.
...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.” I also added, “**Since I am being FORCED [not only into DEBT**
SLAVERY by DENIAL OF ‘MEDICAL ASSISTANCE’ but also] 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.”

38-39

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.*”

39-43

With regard to the accompanying “*motion*” to the above two motions – being my “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’ AS BASED UPON FACT THAT: ALL NAMED CO-TRUSTEES ARE AGENTS AND PRINCIPALS OF THE STATE OF SOUTH DAKOTA” (12 pages) – this FOURTH (4TH) 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.”

43-45

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. Yet, 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, I stated that “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’”.

45-50

A very important aspect of my “served” 7/18/22 “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’” 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 “Respondeat 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.”

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

45-50

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.

The next MAJOR section of my 181-page filing of “**OBJECTION TO ‘JUDGE’ Eric Strawn’s 9/19/22 ‘NOTICE OF HEARING’**” extensively described – with embedded EVIDENCE – the exact manner in which “**MAGISTRATE/CLERK**” Carol Latusek had falsified the FOURTH (4TH) DISTRICT COURT “record” using a number of even more strategies than had been presented thus far in that and all of the other “**OBJECTION**” filings that I had “served” upon that “**CLERK OF COURT**” Latusek and her “**DEPUTY CLERK**” Kristie Gibbens. These criminally corrupt strategies were graphically presented by pointing out the inconsistencies in dates and filing naming differences between what I had actually “**filed**” by “**CERTIFICATE(s) OF SERVICE(s)**,” my file “**headings**” and “**captions**” naming the CO-TRUSTEES being “**prosecuted civilly**” and “**indicted criminally**” by each and every one of my filings prior to and including the date of 7/20/20 that all of my “**OBJECTIONS**” were received by this court “**FUNCTIONARY**” Carol Latusek.

50-64

Included within the above-referenced section pertaining to the MALFEASANCE and SECONDARY-LEVEL “**RICO**” CRIMES committed by Carol Latusek – working in partnership and by the dictatorship of FOURTH (4TH) CIRCUIT COURT “**JUDICIAL USURPER**” Eric Strawn – were the “**Cover Pages**” of each of my filings in that “court” to demonstrate that, despite being CONSTRUCTIVELY DENIED my many “**motions**” in effort to provide proper “**SUMMONS**” to ALL of the STATE “**agents and principals**” being sued by me in what was supposed to be “**my**” constitutionally compliant ARTICLE III COURT OF RECORD, that I still had managed to “**serve**” every filing that I had filed with the court also (“**served**”) upon each of the “**CO-TRUSTEES**” anyway by email, giving EACH and ALL of them individually (as well as to the FOURTH (4TH) CIRCUIT COURT “**actors and jesters**”), clear notice that THEY TOO (i.e., not merely the “**DSS**”) were being “**sued**” and the nature of the “**CIVIL CLAIMS**” and “**CRIMINAL ALLEGATIONS**” against them.

I also wrote within those same pages, “**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’ placed my four sets of [OBJECTION] 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**”). [What I referred to as a “**DOCKET SHEET**” (a term used by the “**courts**” of the STATE OF MICHIGAN” along with the term “**REGISTER OF ACTIONS**”) this FOURTH (4TH) CIRCUIT COURT referred to by page heading as “**CASE SUMMARY**” sheets, which I embedded right into this “**OBJECTION TO ‘JUDGE’ Eric Strawn’s 9/19/22 ‘NOTICE OF HEARING’**” document for all to more easily see when reviewing “**MY**” constitutionally compliant ARTICLE III COURT OF RECORD.]

50-64

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 8/9/22, just the day prior to her “officially” entering these “*OBJECTIONS and MOTIONS*” into the already FRAUDULENT “*4TH CIRCUIT COURT’s*” record. To ensure that this important point revealing the FACT that I was issuing “SWORN CRIMINAL COMPLAINTS” supported by “SIGNED SWORN AFFIDAVITS” resulting in “FORMAL CRIMINAL INDICTMENTS” (according to the laws of the STATE OF MICHIGAN and according to the COMMON LAW), I embedded the entire **SIGNED “SWORN STATEMENTS OF FACTS”** section from my 9/8/22 “*filings*” right into these pages of my “OBJECTION TO ‘JUDGE’ Eric Strawn’s 9/19/22 ‘NOTICE OF HEARING’.”

64-101

In the next MAJOR section of my “*OBJECTION TO ‘JUDGE’ Eric Strawn’s 9/19/22 ‘NOTICE OF HEARING’*.”, I pointed out that while I had “served” my “four sets of documents” dated 8/8/22 to BOTH the “*CLERK OF COURT*” for the SUPREME COURT (Shirley A. Jameson-Fergel) AND to the “*MAGISTRATE / CLERK OF COURT*” for the FOURTH (4TH) CIRCUIT COURT, it is a FACT that BOTH “courts” had held up “filing” all of my documents into “their” (FRAUDULENT) “*court record(s)*” for filing for some unexplained reason.

I wrote, “*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 8/24/22 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.*”

102-172

I then showed that 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**”.

What I had not realized that was going on then but has become much clearer as this “APPENDIX C” is being prepared with a full review of “my” more TRUTHFUL, COMPREHENSIVE, and TRANSPARENT – as “*hindsight is 20/20*” – whatever was arranged between “*judicial usurper*” Eric Strawn and his

“partner in crime” as fellow “co-conspirator in ‘RICO’ CRIMES” Carol Latuseck in the construction and delivery of the “9/19/22 NOTICE OF HEARING”, it laid the groundwork from that day (9/19/22) going forward of an even wider “CONSPIRACY TO FRAME” me for something that is somehow connected to a man by the name of Joseph Gilberti in the STATE OF FLORIDA and the “Domestic Terrorist” act of the BOSTON MARATHON BOMBING. This “frameup” was not brought to my attention until 1/18/23 when I was able to get someone to help me to pick up my mail for the month from the U.S. Post Office and found what appeared [without any cover letter whatsoever from the FOURTH CIRCUIT COURT] to be the “ADMINISTRATIVE RECORD” prepared by the MAGISTRATE / CLERK Carol Latuseck that was also sent to the SUPREME COURT “CLERK OF COURT” as the FRAUDULENT but deemed “official” record concerning this instant case now on appeal in the SUPREME COURT identified to me (solely by this recent correspondence) as “SUPREME COURT CASE #30187.”

102-172

Apparently, this “ADMINISTRATIVE RECORD” began to be compiled by the MAGISTRATE / CLERK Carol Latuseck on 6/27/22, as the very same date that “DEPUTY CLERK” Kristie Gibbens had sent to me the difficult-to-open “TIFF” file containing the FRAUDULENTLY date-stamped “Cover Page” to my “CLAIM OF APPEAL” and his “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” (See again pp. 26-28 of my 181-page “OBJECTION TO ‘JUDGE’ Eric Strawn’s 9/19/22 ‘NOTICE OF HEARING’”)

State of South Dakota)	
)SS	<u>Fourth Judicial Circuit</u>
County of Lawrence)	
DAVID SCHIED <u>VS. DEPT OF</u>)	Circuit Court Docket # 40CIV22-000116
<u>SOCIAL SERVICES</u>)	
)	Supreme Court Docket #
)	
)	Physical Exhibit List
)	

Plaintiff's Exhibits

File Date	Plaintiff Exhibit Name	Exhibit #
6/27/22	ADMIN RECORD	

STATE OF SOUTH DAKOTA)
COUNTY OF LAWRENCE)

IN CIRCUIT COURT
FOURTH JUDICIAL CIRCUIT

DAVID SCHIED,
APPELLANT

CIV 22-116
SC #30187

Vs.
DEPT OF SOCIAL SERVICES,
APPELLE

CERTIFICATE OF
SERVICE

This so-called "MAGISTRATE"
and "CLERK OF COURT" does
not even comprehend how to
correctly spell "APPELLE"

"She" who?
Who did the action?

I, Carol Latuseck, the undersigned Clerk of Courts of Lawrence County,
South Dakota, hereby certifies that she mailed true and correct copy of the
Clerk's Certificate, Alphabetical Index and Physical Exhibit List to the following:

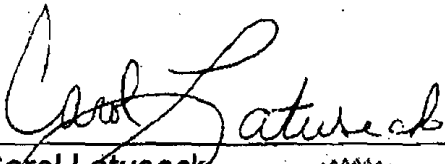
Mr. Bob Morris
Attorney at Law
P.O. Box 370
Belle Fourche, SD 57717

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

Ms. Shirley A. Jameson-Fergel
Clerk of Supreme Court
500 East Capitol Ave.
Pierre, SD 57501-5070

102-172

by first class U.S. mail, postage prepaid on the 9th day of January, 2023.


Carol Latuseck
Clerk of Courts



Filed on: 01/09/2023 Lawrence County, South Dakota 40CIV22-000116

Received
1/18/23

STATE OF SOUTH DAKOTA

IN CIRCUIT COURT

) SS

COUNTY OF LAWRENCE

FOURTH JUDICIAL CIRCUIT

DAVID SCHIED

Petitioner

CIRCUIT COURT FILE NO: 40CIV22-000116

SUPREME COURT FILE NO: 30187

vs.

CLERK'S CERTIFICATE

DEPT OF SOCIAL SERVICES

Respondent

I, Carol Latuseck, the duly appointed, qualified and acting Clerk of Court in and for Lawrence County, South Dakota, hereby certify that I have this day fastened together and combined all papers and instruments now on file in the office of the Clerk of said Court in the above-entitled action, and I have paginated each of said pages and have prepared the foregoing Index thereof, and I do hereby certify that the record contains pages 1 through 986; 1 transcripts; 0 exhibits; 1 sealed items; and 0 confidential items.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the Seal of said Circuit of Lawrence County, South Dakota.

DATED this 9th day of January, 2023

BY THE COURT:

/s/ Carol Latuseck, Clerk of Court
by jsdw10201, Clerk/Book



102-172

Received
1/18/23

STATE OF SOUTH DAKOTA

IN CIRCUIT COURT

COUNTY OF LAWRENCE

)
) SS
)

FOURTH JUDICIAL CIRCUIT

DAVID SCHIED

Petitioner

)

)

CIRCUIT COURT FILE NO: 40CIV22-000116

SUPREME COURT FILE NO: 30187

vs.

)

)

CLERK'S CERTIFICATE

DEPT OF SOCIAL SERVICES

Respondent

)

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DATED this 9th day of January, 2023

BY THE COURT:

/s/ Carol Latuseck, Clerk of Court
by jsdw10201, Clerk/~~XXXX~~

102-172



Filed on: 01/09/2023 Lawrence County, South Dakota 40CIV22-000116

DAVID SCHIED VS. DEPT OF SOCIAL SERVICES

30187

40CIV22-000116

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As shown in the previous five pages of graphics above, this “*certified*” as “*official court records*” contain certain HIGHLIGHTED documents that were all given the appearance of being added on 9/19/22, which was just three (3) days after my having “filed” (by “*service of process*”) my “WRIT OF ERROR CORAM NOBIS” served on 9/16/22 upon the STATE “*CO-TRUSTEES*” of the STATE’s “*JUDICIAL BRANCH*” both include each of a *COMMON LAW “DEFAULT JUDGMENT”*, a “*COMMON LAW WRIT*”, and “*NOTICE OF COMMON LAW CLAIM(S)*” of actions. THESE ARE FILES THAT I NEVER KNEW ABOUT until I received them from this “MAGISTRATE / CLERK OF COURT” Carol Latuseck on 1/18/23.

Interestingly, but NOT COINCIDENTALLY, all of these FRAUDULENTLY ADDED files appear in the “*court record*” for “*my*” case (without my knowledge) on the very same day that the “judicial usurper” Eric Strawn issued his “NOTICE OF HEARING” as also dated 9/19/22. It thus *appears* that this “*judge*” (*Strawn*) and this “*magistrate/clerk*” (*Latuseck*) had engaged in MISCONDUCT by colluding – along with the SUPREME COURT “*CLERK OF COURT*” (*Shirley A. Jameson-Fergel*) – to create a formally “*recorded HEARING*” on 10/7/22 at 9:30am for the purpose of their catching me by surprise while confronting me with all of these documents with which I was not in the least bit familiar.

What caught my attention in familiarity however, was the name of “GILBERTI” (who is purportedly a wealthy civil engineer focused upon “*pure water*” delivery alternatives to existing open “*reservoir*” delivery infrastructure) and the captioning of the “BOSTON MARATHON EXPLOSION” (a “*domestic terrorist*” event). Any reason whatsoever for “*the court*” to be “*setting up records*” that pertain to either of these GILBERTI/BOSTON MARATHON EXPLOSION is beyond my comprehension; however, I suspect, once again, that these “*STATE BAR [CRIME SYNDICATE] actors and jesters*” have “*upped the Anny*” on their “*CONSPIRING*” to commit DISCRIMINATORY “*CRIMES*” against me.

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Perhaps this is the best place and time to explore what little I actually know about either the man living in the STATE OF FLORIDA as “*Joseph Gilberti*” (whom I have never actually met but have spoken with over the phone several times), and I virtually know nothing about the “*BOSTON MARATHON BOMBING*” since around 2013 when that event apparently took

place, ... as I was at that time simultaneously still trying to maintain a family environment while pursuing a PH.D. program, and continuing to see just how deep the CRIMINAL CORRUPTION had gone with the so-called “government” (i.e., like here, being between the “EXECUTIVE” and “JUDICIAL” branches with a “revolving door” between all three “BRANCHES” and the PRIVATE/CORPORATE sector) of the STATE OF MICHIGAN. The fact is that I had to look up the exact year of that “**BOSTON MARATHON EXPLOSION**” because I happened to initially think that it had occurred much longer ago, like around 2004.

In any event, a cursory “GOOGLE SEARCH” reveals many items already in the public domain linking Joseph Gilberti to certain events taking place in the Florida “courts” whereby Gilberti appears to be an “intervener” and an “unhinged father.”

"Boston Marathon" and "Joseph Gilberti"



About 5 results (0.36 seconds)



<https://www.youtube.com> › playlist

Obama - Tampa-Boston Marathon Explosion Smith ... - YouTube

Obama - Tampa-Boston Marathon Explosion Smith-Mundt Act game. 7 videos No views
Updated today. Show more. **Joseph Gilberti** PE -Gilberti vs Pentagon & CDC.

<https://img1.wsimg.com> › blobby › downloads PDF

Broward Case 18-8568 Borges vs Cruz - Engineer Gilberti ...

Intervener, **JOSEPH GILBERTI** P.E., a Licensed Professional engineer in the State of ...
engineer Gilberti for 300days on **Boston Marathon** explosion day 4-15-

102-172

<https://img1.wsimg.com> › blobby › downloads PDF

Gilberti Motion to Intervene to DOAH on hidden.pdf

Comes Now, Florida Professional Engineer **Joseph Gilberti** P.E.. (“Petitioner”), by pursuant to
kidnapped engineer Gilberti for 300days on **Boston Marathon**.

<https://trellis.law> › doc › subpoena-issued

SUBPOENA ISSUED August 09, 2021 - Trellis.Law

We have proof **Boston Marathon** explosion Bomb was setup to raise Gilberti Bond ...
WHEREFORE, JOSEPH GILBERTI, P.E. respectfully requests this court accept ...

<https://www.rawstory.com> › 2015/12 › holiday-progra...

Holiday program called off after unhinged Florida dad storms ...

Dec 18, 2015 — The parent, **Joseph Gilberti**, threatened on social media and in online videos to ... who conducted the **Boston Marathon** bombing investigation.

**IN THE CIRCUIT COURT OF THE SEVENTEENTH JUDICIAL CIRCUIT IN AND
FOR BROWARD COUNTY, FLORIDA**

ROYER BORGES and EMELY DELFIN,
As the natural parents and guardians
of ANTHONY BORGES,

Case No.: CACE 18-008568

JUDGE: HENNING

Plaintiff,

v.

NIKOLAS JACOB CRUZ, JAMES SNEAD,
KIMBERLY SNEAD, HENDERSON
BEHAVIORAL HEALTH, INC., a Florida
not for profit **corporation**; JEROME GOLDEN
CENTER FOR BEHAVIORAL HEALTH, INC.,
a Florida not for profit **corporation**; SOUTH
COUNTY MENTAL HEALTH CENTER, INC.,
a Florida not for profit **corporation**; and the
ESTATE OF LYNDA CRUZ,

102-172

Defendants.

MOTION TO INTERVENE

Intervener, JOSEPH GILBERTI P.E., a Licensed Professional engineer in the State of
Florida, pursuant to Florida Rule of Civil Procedure 1.230, hereby moves to intervene as party
PLAINTIFF in this action between plaintiff ROYER BORGES and EMELY DELFIN, parents
and guardians and defendants NIKOLAS CRUZ, ESTATE OF LYNDA CRUZ, JAMES
SNEAD, KIMBERLY SNEAD, HENDERSON BEHAVIORAL HEALTH, INC., JEROME
GOLDEN CENTER FOR BEHAVIORAL HEALTH, INC., AND SOUTH COUNTY
MENTAL HEALTH CENTER, INC.,

STATE OF FLORIDA
DIVISION OF ADMINISTRATIVE HEARINGS

FACTUAL BACKGROUND

POLK REGIONAL WATER COOPERATIVE,)
)
Petitioner,)
)
vs.) DOAH CASE NO. 18-3276
) WUP No. 20010420.010
)
PEACE RIVER MANASOTA REGIONAL)
WATER SUPPLY AUTHORITY, and)
SOUTHWEST FLORIDA WATER)
MANAGEMENT DISTRICT,)
)
Respondents.)
)
POLK COUNTY, FLORIDA,)
)
Petitioner,)
)
vs.) DOAH CASE NO. 18-3278
) WUP No. 20010420.010
)
PEACE RIVER MANASOTA REGIONAL)
WATER SUPPLY AUTHORITY, and)
SOUTHWEST FLORIDA WATER)
MANAGEMENT DISTRICT,)
)
Respondents.)
)
CITY OF BARTOW, FLORIDA,)
)
Petitioner,)
)
vs.) DOAH CASE NO. 18-3280
) WUP No. 20010420.010
)
PEACE RIVER MANASOTA REGIONAL)
WATER SUPPLY AUTHORITY, and)
SOUTHWEST FLORIDA WATER)
MANAGEMENT DISTRICT,)
)
Respondents.)
)
CITY OF FT. MEADE, FLORIDA,)
)
Petitioner,)
)
vs.) DOAH CASE NO. 18-3282
) WUP No. 20010420.010
)
PEACE RIVER MANASOTA REGIONAL)
WATER SUPPLY AUTHORITY, and)
SOUTHWEST FLORIDA WATER)
MANAGEMENT DISTRICT,)
)
)

1. A large \$500 million reservoir (RV Griffin) was installed and a 20mile 42-inch Water main by Southwest Florida Water Management (SWFWMD), Peace River Manasota Water Supply Authority (PRMWA) stole 50 states of Grant money by to hide a secret underground Alkaline River tied to an Ocean under Joe Gilbert's land and Cecil Daughtrey lands with unlimited Cancer slowing ready to drink Spring Water after Hurricane Charlie. Southwest Florida Water Management and Sarasota county gave Florida Forever Trust funds to Longino, Carlton and Walton Ranches along the this improvement who also have known of this secret underground River as these families have grown up for generations together and the Well accessing the Secret isolated river was dug in 1969 and had a WUP with SWFWMD for since 2001. These SWFWMD Reservoirs like RV Griffin are essentially high maintenance ZIKA PONDS that we have permit plans showing to convert these potential Water supply terror attacks to a Power plant with our endless underground spring water resource, engineering plans and connection. This Reservoir extorted American Tax money for Power corps in the area like FPL, Duke Energy and PRECO while creating cancer clusters, death of Americans at the Tap to millions and a potential and above sky terror attack from Pesticide Planes at the Reservoir hidden in a Swamp of Trees where low flying plains and drones cannot be detected. See FEMA Stafford Act 6.11.
2. A simple Water health scan and pump report can verify this World Drinking Water resource in a few hours which eliminates billions of Tax dollars being wasted by SWFWMD, West Florida County commissioners, Peace river Manasota and Florida Forever Trust funds building these Poor Water Supply systems from Poor Water supply resources pursuant to FDEP 62-555 (310)
3. All plans and regional permit petitions have been ready for approval and obtained by FDEP director Jon Iglehart in Fort Myers Florida. Application fees of \$10,300 cleared by FDEP in November 2013 with Brian Dietz P.E.; these permits were transferred to FDEP Fort Myers Florida December 31, 2013. Resubmitted was done again after hurricane Irma where FPL, Duke, and all Florida leaders, SWFWMD,

JOSEPH D. GILBERTI, P.E.,

Plaintiff,

v.

Case No.: 2019 CA 04532 NC

72 PARTNERS, LLC, a Florida Limited Liability Company; Andrew W. Rosin, P.A., Receiver; C & D CATTLE ENTERPRISES, LLC, a Florida Limited Liability Company,

Defendants.

STATE OF FLORIDA

SUBPOENA DUCES TECUM

***CRITICAL DRINKING WATER SUPPLY AND TIMED TERRORISM-COURT FRAUD
FLORIDA RACKETEERING CASE***

To: Ron Desantis, Governor of Florida
Office of the Governor Ron Desantis
State of Florida
400 S. Monroe Street
Tallahassee, FL 32399-0001

102-172

YOU ARE COMMANDED to appear before a person authorized by law to answer questions regarding endless Clean Antioxidant underground secret Spring water supply hidden in Sarasota County by Southwest Florida Water Management District, EPA, Florida Leaders, Moffitt Cancer Centers, Rick Scott, Sarasota County, Desoto County and Israel Mosaic Phosphate and an Enterprise via tied to Racketeering cases and other related Water Supply and Terrorism cases at said time and place listed below the following: **SEE ATTACHMENT "A" HERETO.** If you fail to appear, you may be in contempt of court.

PLACE: Judge Lynn Silvertooth Judicial Center
Courtroom 7-C
2002 Ringling Boulevard
Sarasota, FL 34237

DATE: September 9, 2021

TIME: 1:30 p.m. (see Zoom information attached)

You are subpoenaed to appear before the Plaintiff, pursuant to the Notice of Subpoena Duces Tecum for Hearing on Critical Water Supply under Israel Mosaic and 72 Partners, Civil Servant attack using timed Terrorism and unless excused from this subpoena by the Plaintiff or the Court, you shall respond to this subpoena as directed:

DATED on this _____ day of August, 2021

/s/ Joe Gilberti

Joseph D. Gilberti, PE
Plaintiff
385 Donora Blvd
Ft Myers Beach, FL 33931

Filed 08/09/2021 02:54 PM - Karen E. Rushing, Clerk of the Circuit Court, Sarasota County, FL

Holiday program called off after unhinged Florida dad storms school and threatens teachers and politicians



By Travis Gettys

Published December 18, 2015

A Florida elementary school canceled its holiday program over escalating threats made by a parent who is obsessed with clean drinking water.

The parent, Joseph Gilberti, threatened on social media and in online videos to hang elected officials and jail school officials for conspiring to cover up alleged cancer-curing benefits of clean water, reported WZVN-TV.

He posts prolifically on Twitter about his concerns with water usage, masculinity and Illuminati conspiracy theories, along with criticism of President Barack Obama, former House Speaker John Boehner and federal officials who conducted the Boston Marathon bombing investigation.

Gilberti details his obsessions in a series of YouTube videos, and he also airs his concerns with poisonous drinking water while standing outside local shops, handing out business cards.

A spokeswoman for the Lee County School District said the 46-year-old Gilberti began harassing teachers and administrators earlier this week at Fort Myers Beach Elementary School and then at a high school.

Administrators canceled a holiday program scheduled for Thursday night over concerns the parent would create a disturbance.

The students will be allowed to perform their rehearsed routines during school Friday, and parents will be able to watch it later on the school's website.

Gilberti has not been charged, but school security officers and law enforcement are monitoring the situation.

Other parents were disappointed with the decision to call off the holiday program, but they understood the decision.

"It's hard to understand why somebody would try and ruin such a good thing," said parent Christine Soto. "I completely trust the judgment of the school, and I appreciate actually that they're doing this. I wouldn't have it any other way. I know that once they're in and behind those gates they are as safe as if they were to be home with me."

Gilberti was arrested in December 2006 for stalking, and the elementary school principal is reviewing how he was able to walk into the school building to confront employees.

Sheriff's deputies conducted an investigation after an anonymous call to the Department of Children and Families, and Gilberti's wife said their children were not removed from their care.

Gilberti claims to have found an aquifer beneath his family's ranch in Sarasota, and he's apparently angry with government officials and business leaders because they won't approve his proposal to build a 300-mile pipeline to deliver the water to south Florida, where he grew up.

Again, the purported events underlying these above-referenced “news articles” is beyond my comprehension, so I will leave that matter for the moment to give more relevant attention to what I know about through my own research into what “Joe” Gilberti has publicized on his own “BLUE GOLD” website, and what I have learned about him from past infrequent phone discussions with him ... **which may present Mr. Gilberti is a somewhat different light than that which appears to have become a FALSE LIGHT “setup” against me by the two “CLERKS OF COURT” of the FOURTH (4TH) CIRCUIT COURT (Carol Latuseck) and the SOUTH DAKOTA SUPREME COURT (Shirley Jameson-Fergel).**

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From what I have gathered, Mr. Joseph Gilberti is a pretty wealthy civil engineer and the son of a man who spent his lifetime helping to build the commercial infrastructure of numerous cities that have long been in operation throughout the STATE OF FLORIDA. Mr. Gilberti is also a landowner and by some combination between quirk of fate and raw talent, hard work, and research, **Joseph Gilberti and one of his neighbors have been able to “tap” into an extraordinary deep and pure aqueduct of water that is so “naturally purified” and “alkaline balanced” that it can be brought straight from deep underground “to the tap” for untreated drinking and for widespread use in the field of medicine.** He also believes wholeheartedly – based upon his research with scientists – that **this “natural resource” is so abundant that there is literally more of this pure water deep inside the Earth than there is in the oceans and seas on the Earth’s surface** ... which, in many places around the globe, are being replenished from the ocean floors in much the same way such pure water has been gushing up from his and his neighbor’s land.



Mr. Gilberti also says that, thanks to what he has learned through his life as a civil engineer and by the graces of having God in his life, that he also believes that **his plan to help to financially and politically liberate urban city dwellers from the controls of the “power elite” (e.g. of city planners and managers, as well as overcontrolling utility service providers), can also be used to help save the lives of many living in third world nations, being all the people who need purely clean, clear and healthy drinking water most.**

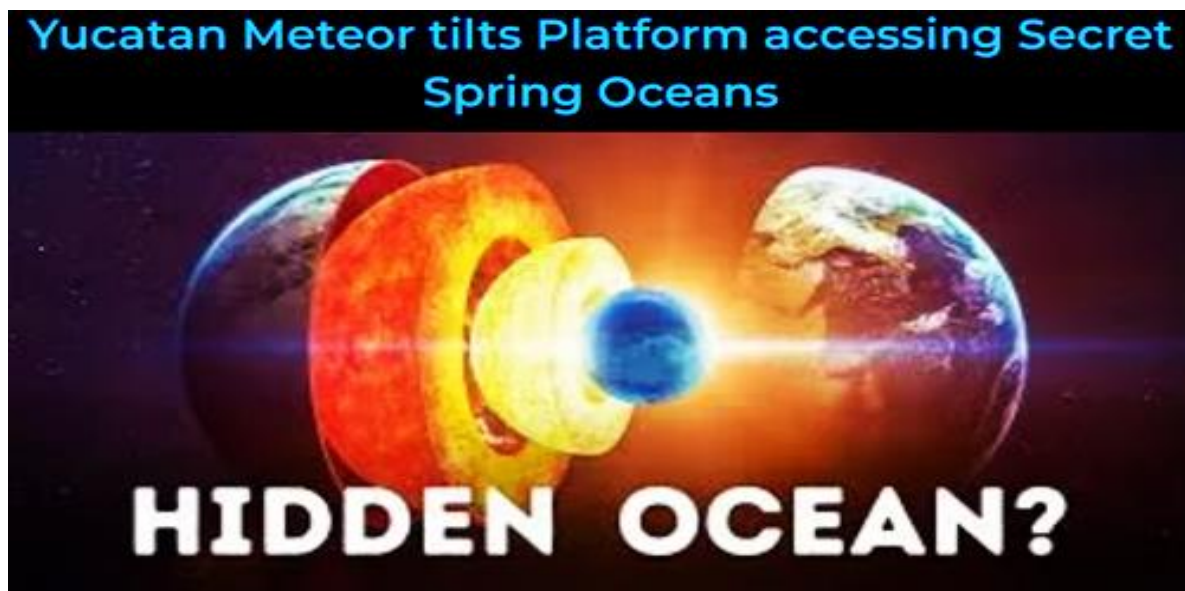


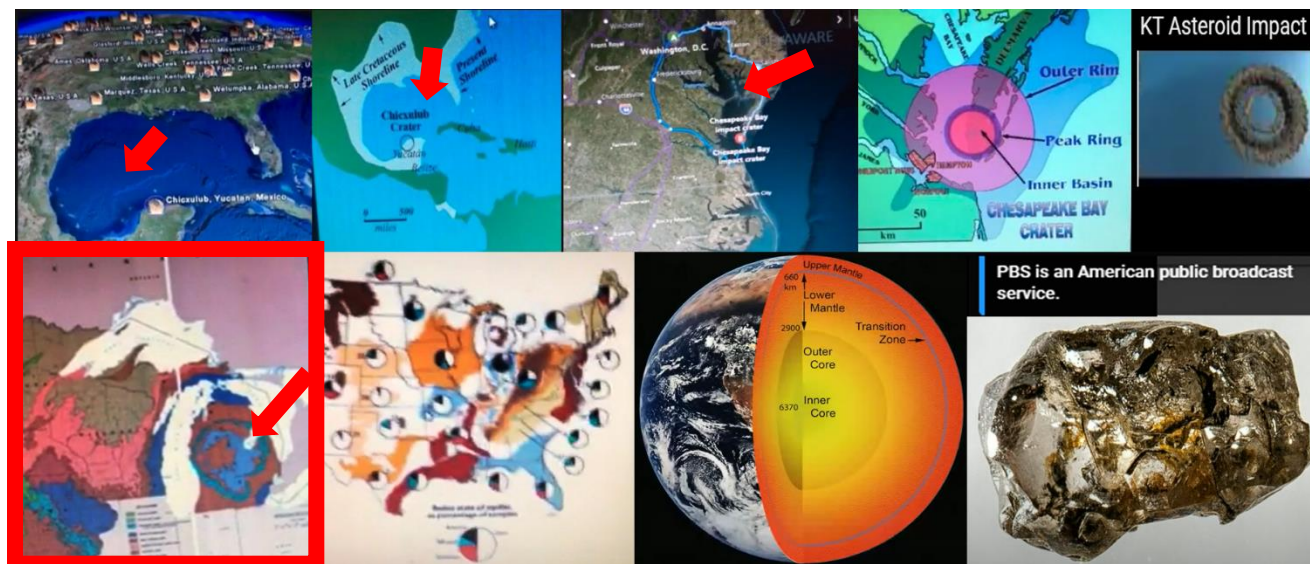
Blue Gold Infrastructure brings World Peace

102-172

Florida's Antioxidant Spring Water Transmission from Sarasota to Miami brings USA Jobs and Opens EPA Hidden Worl...

Mr. Joe Gilberti has shown me anyway, that he has certainly done his homework in determining that he has the technology and the knowhow to access this pure water that is so highly pressurized that is literally part of the underground rock. He has already acquired the needed access to geological and topographic maps from all over the world showing where the places are around the Earth where access to these “*underground oceans*” can best be managed ... which are often found at the sites of millions-of-years old meteor crashes, remnants of extinct volcanoes, and fault lines between tectonic plates.





What caught my attention was Mr. Gilberti's intense interest in providing the most help to urban dwellers right here in America; and more specifically in what used to be my "own backyard" (when I was living in a suburb of the CITY OF DETROIT), being **FLINT, Michigan**. You see, the "dust" had still not settled from the lawsuits and political fallout from the nationally renown "**FLINT WATER CRISIS**." **I was personally appalled that all that had happened to the people of that entire city simply because of the "dirty politics" being played out to cause an outbreak of Legionnaire's Disease in a city and state nearly surrounded by the largest "fresh water" reserve on Earth.** That was nearly the primary reason for my moving to Michigan in the early 2000s from California to raise a family, having seen for myself the shrinking of the water supply to Californians and the southwestern States with droughts extending well into Texas where I went to grade school. **Mr. Gilberti had stated that once he got things well underway in Florida, his next ambition was to help the downtrodden people of Flint.**

102-172



Former Michigan governor charged for mishandling Flint water crisis

Jan 14, 2021 6:45 PM EST



Michigan Supreme Court orders charges dismissed against ex-governor, 8 others over Flint water

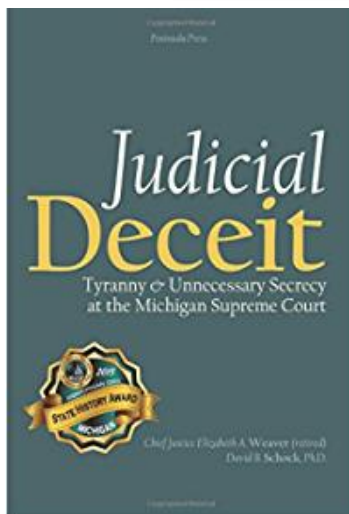
Of course, in the STATE OF MICHIGAN the corruption goes all the way to the top; and with the MICHIGAN SUPREME COURT not even bothering anymore to even offer the *appearance* of exercising constitutional “CHECKS AND BALANCES” under the “SEPARATION OF POWERS” of the U.S. CONSTITUTION.

Judicial Deceit

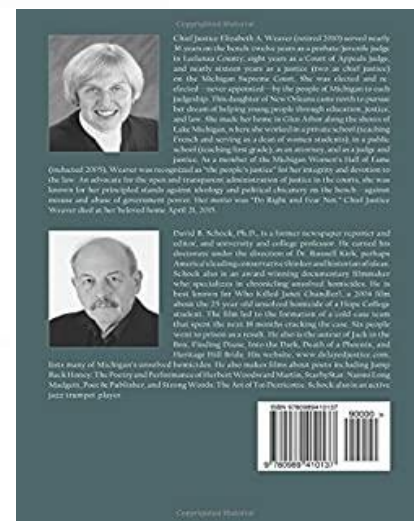
Tyranny & Unnecessary Secrecy
at the Michigan Supreme Court

To David ✓
With much
appreciation for your
support of this book
and your caring, consistent
and courageous dedication to
justice and our communities, state
and country
Justice Weaver
April 2014

Chief Justice Elizabeth A. Weaver (retired)
David B. Schock, Ph.D.



Retired Michigan Supreme Court
Justice Elizabeth Weaver's book
is a self-published account of how
she believes the state high court
was hijacked.



FLINT WATER CRISIS CRIMINAL CHARGES



RICK SNYDER



RICH BAIRD



JARROD AGEN



NICK LYON



EDEN WELLS



DARNELL EARLEY



GERALD AMBROSE

Like the common people of Flint, Michigan were “*poisoned pawns*” in the political power play of evil and selfish “*government*” officials like the “*China-partner*” former GOVERNOR **Rick Snyder** [whom **I did a “whistleblower” investigative video documentary about several years ago when living in Michigan using the testimonies of two UNIVERSITY OF MICHIGAN professors who were then blowing the whistle on the university regents and U-M President “selling out dual use technology to China”** (i.e., technology that could be used by the CHINESE COMMUNIST PARTY against America and against all Americans)] and his corrupt “*ATTORNEY GENERAL*” **Bill Schuette** ... so too civil engineer **Joe Gilberti** **has been witnessing and investigating further the sickly demise of the people in Florida who are being forced to live with water that has been polluted by the many “potash” mining and processing facilities.**

Today, potash comes from either **underground or solution mining**. Underground potash deposits come from evaporated sea beds. Boring machines dig out the ore, which is transported to the surface to the processing mill, where the raw ore is crushed and refined to extract the potassium salts. Jun 26, 2014

Potash (/ˈpɒtæʃ/) includes various mined and manufactured salts that contain potassium in water-soluble form. The name derives from pot ash, plant ashes or wood ash soaked in water in a pot, the primary means of manufacturing potash before the Industrial Era. The word potassium is derived from potash.



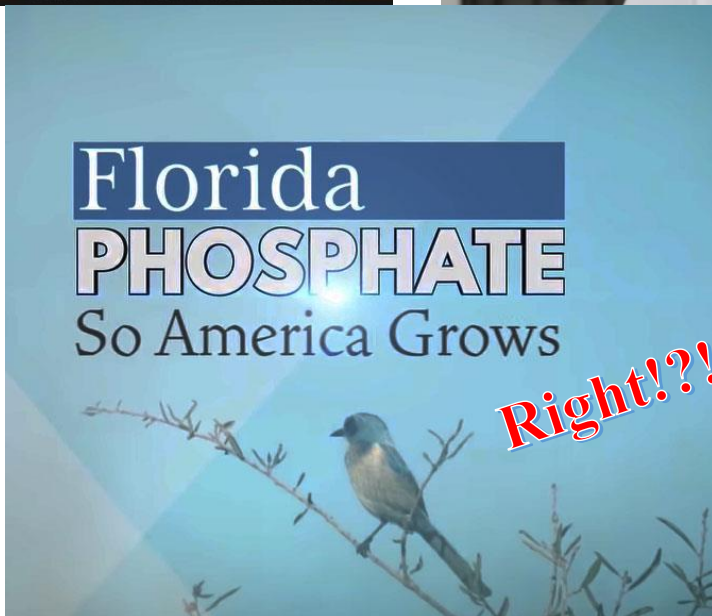
As shown on Joe Gilberti's own website, he has done much "whistleblowing" of his own over the years attempting to draw political and legal attention to the communities of poor people who are all suffering and dying because of the pollution of the water systems around the mega-billion dollar corporation named "MOSAIC," which has been attempting to take away the property owned by Gilberti and his neighbor, in their own power struggle to maintain and increase the status-quo of profit-driven pollution of the natural surface water reservoirs and drinking water systems throughout Florida.

102-172



Society's "*most vulnerable*" are its poor, its elderly, its disabled, and its children of America's future!







102-172





102-172

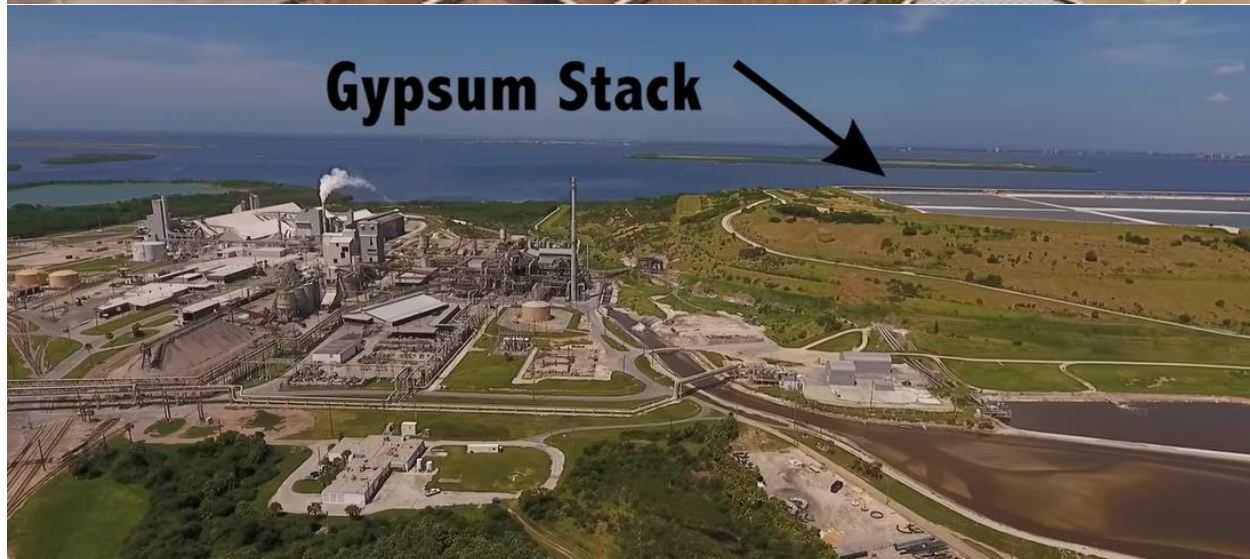


**How would you like this in
YOUR neighborhood?**



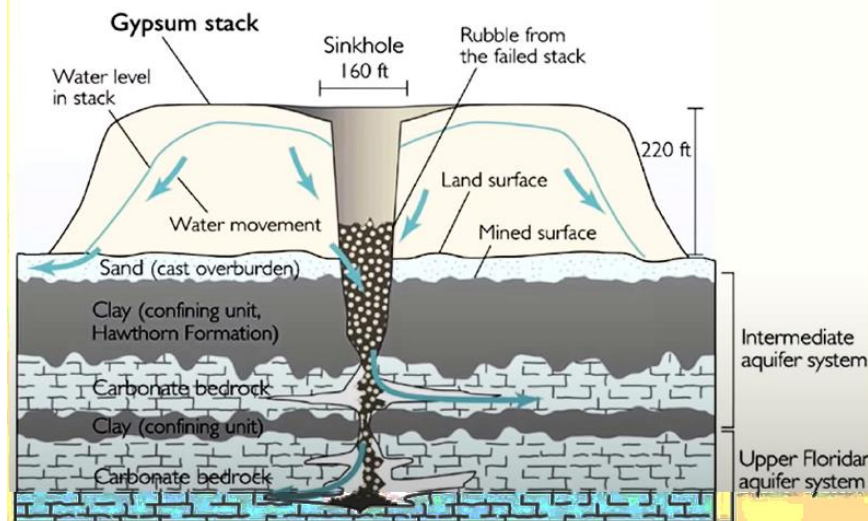


102-172



of the stack to evaporate, leaving gypsum as a precipitate.

system, thus accelerating development of the sinkhole.



102-172

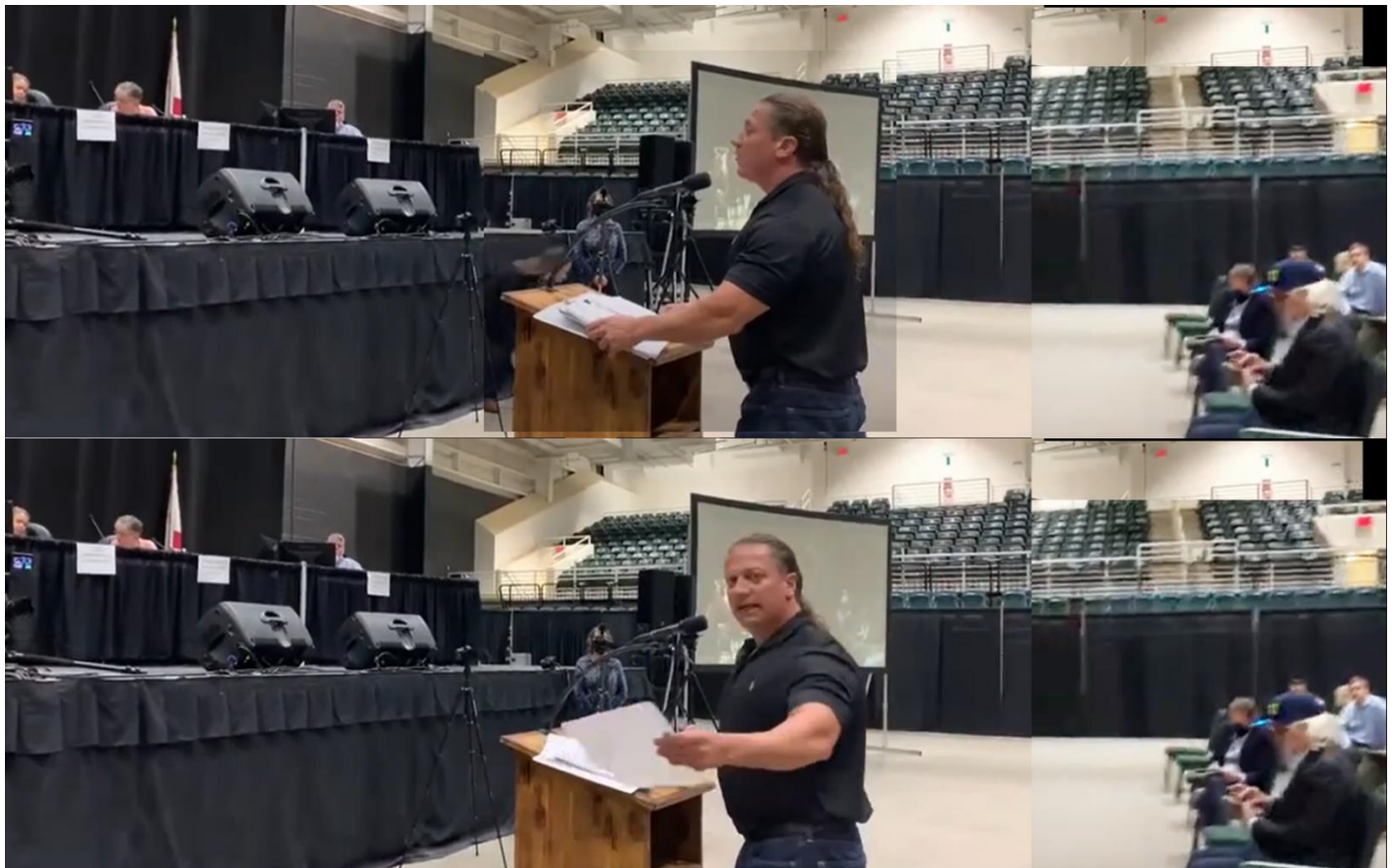
So for some very obvious reasons – and because the poor people can’t and the rich people won’t – **Mr. Joe Gilberti** has used his moral compass to “*pick up the ball*” of being a state (indeed a national) advocate for an alternative infrastructure that presents the Florida and other major metropolis communities with a “*power*” of their own with an “*equal share*” of ownership command of their own alternative water source.

102-172

According to how I understand “*the plan*” from Mr. Gilberti’s own lips, Mr. Gilberti wants to upset the “*status quo*” of CORRUPT political and financial power by creating a whole new infrastructure for “*pure water*” (i.e., “**BLUE GOLD**”) delivery to homes and private hospitals in highly populated urban places like NEW YORK CITY and the CHESAPEAKE BAY AREA near WASHINGTON, D.C. ... whereby the **sovereign People living in each of these communities** would own the mineral rights (i.e., the “**BLUE GOLD**”) and the delivery infrastructure, NOT the corrupt power mongers operating in these cities as the so-called “*bad government*.” With power over this “*new*” and “*competitive*” source of fresh water, **Mr. Gilberti** is offering the people of these poorer communities a “*humane*” way for them to throw off – or at least have more private bargaining power against “*government tyranny*” – so they can get their rightfully owed “*sovereignty*” back as Free Americans.

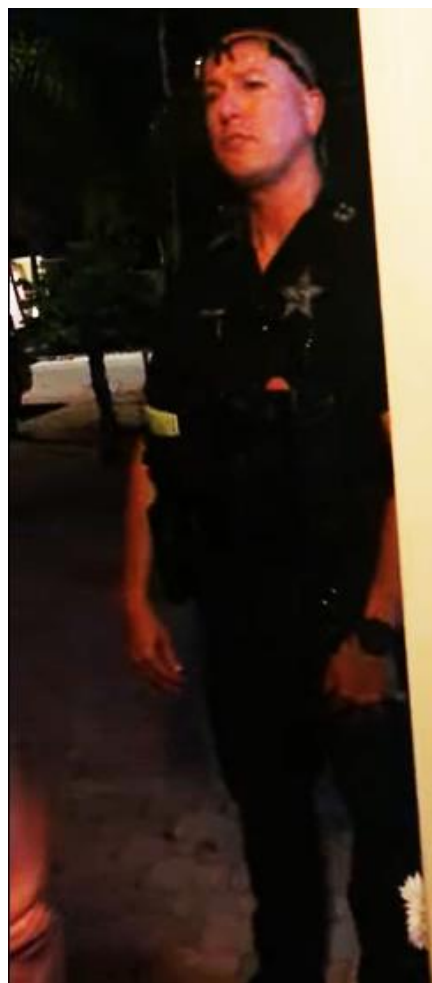
In other words, civil engineer Joe Gilberti has no plans to own or control this “**BLUE GOLD**” resource once this new infrastructure is set up. Instead, **the People themselves will be both “stakeholders” and “shareholders” in the management and ownership of their community water supply**, as it otherwise should be WITHOUT A TWO-TIERED SYSTEM OF JUSTICE (i.e., “*just us*” for the political and wealthy elite) AND TYRANNICAL POLITICAL CONTROL in these urban communities. This is purportedly what he has been advocating as he has spent the past several years going from city to city in Florida speaking publicly to city councils, school boards, hospital committees, and many other places within and without the boundaries of that State.





As anyone might be guessing, those benefiting by the existing power structure in Southern Florida – like “**MOSAIC**” – do not like anything that proposes to dig into their profits ... and their previous plans of keeping this “*pure water*” source hidden and inaccessible deep within the Earth; as they purportedly follow the Bush Family and other political “*power players*” in

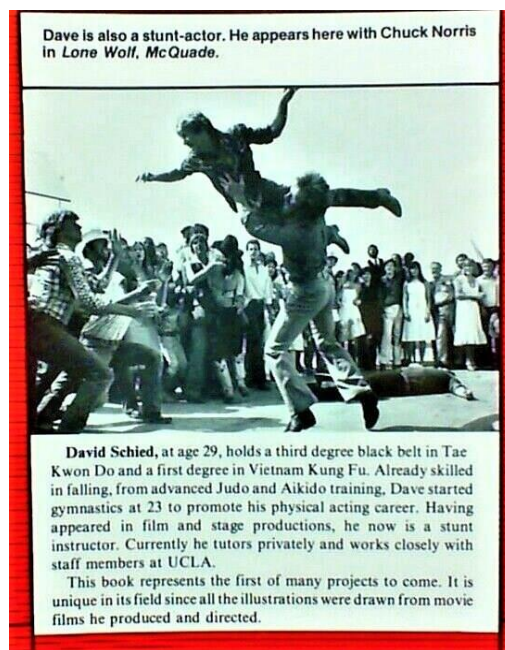
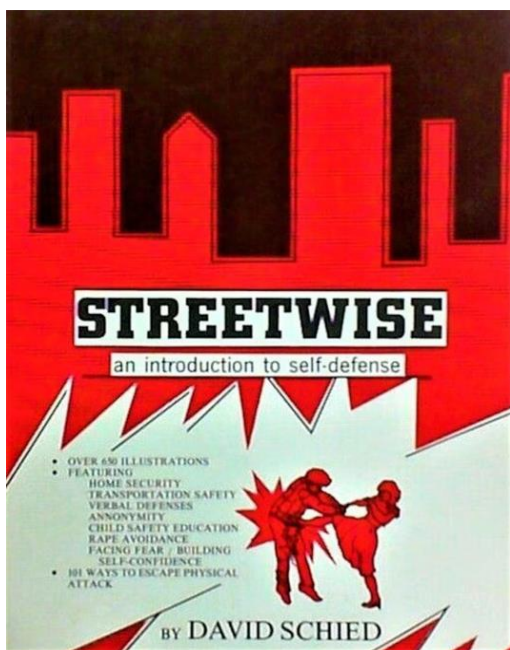
buying up and taking away land from everyone else that is unaware of this natural resource. So, what did they do? They apparently set out on a “DEEP STATE” and “PRIVATE/PUBLIC PARTNERSHIP” (a.k.a. a “conspiracy” to “antitrust behaviors”) to use the MAINSTREAM / LEGACY / LAMESTREAM MEDIA and the STATE BAR CRIME SYNDICATE to target and use the CORPORATIONS of the city police and other “civil officers” to “go after” and harass not only Joe Gilberti himself, but so too his other family members, including his children.



See this video for yourself at: <https://gilbertibluegold.com/gilberti-vs-pentagon-et-al>

From what I have gathered in information, after first having Joe Gilberti arrested on “harassment” charges for his legitimate campaigning and calling out of the local and county corruption of those stonewalling his competitive “pure water” venture offers, he was much later stigmatized as having some sort of falsely implied connection to the “BOSTON MARATHON EXPLOSION.” Though I do not have any details about that case at all, I HAVE had my own dreadful experiences with similar “CANCEL CULTURE” strategies when I attempted (unwarily) to use Michigan’s own CORRUPT “courts” – beginning around 2003 – as well as PUBLIC ACCESS TELEVISION to address DISCRIMINATION and other forms of RETALIATION in Michigan in the exercise of my constitutional “Right to Redress,” to “Due Process,” and to “Free Speech”; which continued for the following decade and a half before I was eventually targeted for an ATTEMPTED MURDER and subsequently CRIMINALLY EVICTED from that State altogether less than two (2) years after having contracted the deadly SEPSIS disease and becoming a “totally and permanently disabled quad-amputee.”

As a long time CRIME VICTIMS' RIGHTS activist (working alongside Doris Tate as the mother of the Manson-murdered actress Sharon Tate), a two-time home security and personal protection book author and Founding Advisory Board member of Doris Tate's national "COALITION ON VICTIMS' EQUAL RIGHTS (C.O.V.E.R.)," I have always advocated – when teaching women and children seeking help after being physically abused or sexually assaulted – that if the person they seek help from at first does not listen, then they should keep looking for help elsewhere. "Scream for help from the highest mountaintop if you have to; and keep seeking help until you find it and do not settle for being anything less than a 'survivor'." That seems to be the same attitude shared by Joseph Gilberti from what I have read about him thus far over the past couple of years since meeting him as a phone acquaintance. So, I respect him that much anyway, for sure.



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Racketeering Lawsuit Joseph Gilberti vs Federal Reserve Board

Racketeering Lawsuit Joseph Gilberti vs Federal Reserve Board, Obama, Congress, Isreal Mosaic Phosphate, EPA, DOI, ACOE, Swfwmd, Peace River Manasota Water Supply, Sarasota, Desoto, Hillsborough Counties filed in Washington DC for Water Supply Terrorism and Eugenics millions of Americans . Terrorism acts faked across USA with Smith-Mundt Act to kidnap Gilberti in Tampa to hide World Water resource and billions of World Jobs from Humanity by all US Media, Florida Leaders and Congress for past 6yrs!

Blue Gold Water Wars kills 20,000kids/day solved by Gilberti

Why are all US Leaders, FEMA, EPA and NASA hiding an endless Ocean of Fresh spring Water across Earth. Access is from leaks from Large meteor impacts and they all know! Florida has the best one under Gilberti Ranch in Sarasota and ALL Florida Leaders need to be ARRESTED for US TREASON! Its mixture changes medicine and permits are in for millions of Taps!

Fountain of Youth-Access to Secret Underground Spring Ocean

Access to Underground Endless Alkaline River in Sarasota Florida with Calcium (118mg/) and Magnesium (78mg/l) with pH=7.49 ready to drink next to 6-County Regional Water Supply system in West Florida!

Fountain of Youth hidden in Sarasota has access to Oceans

Gilberti KT Hypothesis - Yucatan Meteor Impact or KT Event tilts Florida Platforms giving Access to Secret Underground Antioxidant Spring Oceans hidden 40yrs by EPA, NASA and Leaders for Eugenics & Military Complex.

102-172

Underground River replaces RV Griffin Radioactive Reservoir

Swfwmd and Peace River Manasota Water Supply (Sarasota-Desoto-Charlotte-Manatee Counties) purposely attacked America at the Tap and hid this World Resource with EPA, FEMA, and Florida Leaders to fill Cancer Centers with Kids! To Sell Medicine and Vaccines with Elite tied to a Pedophile Ring and Meclia groups

Southwest Florida Blue Gold Pipeline to Taps and Hospitals

Natural Pure Alkaline Mineral Spring Water replaces Treated Cancer Causing Tap with lower Utility bills

Southeast Spring Water Pipeline to Taps, Cruiselines & Ports

Blue Gold to 8million American Homes and millions of Tourist!

Unique Alkaline Mineral Readings OFF THE CHART for Earth

Gilberti KT Hypothesis Explained

These Secret Resources put Soldiers and all Nations to work in Global Peace and Harmony for Centuries.

Access to Secret Oceans Beneath Earth hidden in Sarasota

🏆💧 The Holy Grail is a Global Gift from Mother Earth through its Biblical metaphor as to accessing Jesus's endless Blue Gold Waters ❤️🌍💧 (totally different molecular mixture and source) much deeper below from Historical Meteor Impacts per Gilberti KT Hypothesis 🏆💧 So April 3rd 2013 when Engineer Gilberti figured it out (DTH Video by Amps Aquifer Maintenance in Palm Beach) the access to Jesus's endless Blue Gold from KT Event, which just happened to be 500yrs EXACTLY to Ponce de Leon on April 2

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Kids Present to City of North Port, Sarasota March 27, 2013

March 27, 2013 City of North Port Presentation by Kids to get Healthiest spring water to tap! This was one month before we realized what we really had under this Ranch in Sarasota! Jim Murray of of Amps Aquifer maintenance in Palm Beach, secret US consultant showed us Meteor impact and informed us this Water has never been seen before!

We were using common sense here as Spring water is cleaner and cheaper than Treated RED TIDE Rivers with Arsenic to the Region!

City of Cape Coral Spring Water to Tap January 8, 2018

Why is the City of Cape Coral Council, Staff, local Media, Hospitals, Utility Department hiding less expensive Antioxident spring water to the Tap while installing thousands of miles of new lines with Arsenic or recycled poop water from Ft Myers, Charlotte? To fill Hospitals with Cancer kids like the rest?

Broward County 300mile Antioxidant Pipeline April 12, 2016

Presentation on 4-12-2016 during Trump and Clinton Election hidden by all Candidates, Media and Florida Leaders to fill Cancer Centers with Medicaid Gov Scott, Obama, Congress, Media, all Tampa to Miami Judges, Cops, Leaders, Mosaic, Wall Street and Blue Gold Bush Family to kill Americans at the Tap w Cancer Rates and Fake Trial Medicine on TV Daily!

West Florida Secret underground Spring River to 5mil Taps!

Instantly within months over 5million homes and lots are charged with Alkaline Mineral spring water to create a Housing boom with Individual Contractors from platted lots from General Development Corp in West Florida! Water bills and cancer drop and millions of Jobs begin! True Water Origins hidden by Mosaic Phosphate, EPA and Florida Leaders to fill Cancer centers at the Tap from Arsenic RED TIDE rivers for decades! CANCER PREVENTING HOMES & REGION!

102-172

Mike Mylett Sarasota Utility Director admits Secret River

These Sarasota County Utility employees and Commissioners are Purposely hiding this World underground Medicine and Drinking Water Supply w Desantis, Trump and Obama-Biden-Bush-Clinton Pedo gangs in Tampa to Miami Florida

Researching Joe Gilberti's website, I found more in common than our joint desire to do what we can – either apart or together (in the event that he keeps his interest in helping his countrymen and women in Flint) – to enrich the lives of the underdogs and the downtrodden. It appears that we each have an unwavering belief in a “*guiding light*” and a higher power; being a faith in our Creator “*God*” and the “*Son of God, Jesus*” who had died for and forgiven us for our past sins ... and who had once brought his Blessings down upon the free, brave, and sovereign People who have treasured their inheritance of this Land of America.

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The only Good Deed any US leader ever did on Earth

The Only Great thing ever done by an US Leader in our Lifetime! If anyone bullies Melania Trump again will have to deal with Engineer Gilberti in the near Future!

We protect our Women and Children FIRST! This Woman will open this Water soon with her son with my wife Christine and show all Mankind how to LEAD with Jesus's Grace!!



102-172

Mr. Gilberti also makes clear that, not only is he (like me) of the disposition and preparation for continuing to rely upon his FIRST AMENDMENT and TENTH AMENDMENT guarantees for holding his government “servants” accountable to him as one of the sovereign “People” recognized by the U.S. CONSTITUTION; but he is also aware that the legislators in CONGRESS are not off-the-hook either for what he believes they have unconstitutionally done with the SMITH-MUNDT ACT.

As found on [Joe Gilberti’s “BLUE GOLD” website](#).

The US Information and Educational Exchange Act 1948, also known as the Smith-Mundt Act, has ensured for decades that government-made media intended for foreign audiences does not end up within the U.S.

**On May 10 2012, Mr. THORNBERRY and Mr. SMITH
Introduced a bill which was referred to the
Committee on Foreign Affairs.**

**On May 10 2012, Mr. THORNBERRY and Mr. SMITH
Introduced a bill which was referred to the
Committee on Foreign Affairs.**

**H.R. 5736
THE SMITH-MUNDT
MODERNIZATION ACT OF
2012**

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To amend The U.S. Information and Educational Exchange Act of 1948 to authorize domestic dissemination of information and material about the United States intended primarily for foreign audiences, and for other purposes.

This amendment was tagged onto the NDAA (National Defense Authorization Act) 2013.

It was voted on by the US House of Representatives to be included in the following years defence spending bill, which was then voted on as a whole.

It was approved.

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Propaganda that was supposed to target foreigners could now be aimed at Americans, reversing a long standing policy.

The new law gives sweeping powers to the government to push television, radio, newspaper, and social media onto the U.S. public.

Essentially removing protection for Americans.

The State Department and Pentagon now utilizes all forms of media against the American public for the sake of coercing US citizens to believe whatever version of the truth the US government wants them to believe.

The evaporation of Smith-Mundt and other provisions to safeguard U.S. citizens against government propaganda campaigns is part of a larger trend within the diplomatic and military establishment.

So to sum it all up

**The Government has made it legal to perform
false flags to brainwash you to further their
agenda.**

All media is being manipulated.

Including alternative media youtube channels.

Question everything

Think for yourself

Truth VS The Agenda

102-172

The above unquestionably shows what was *sinisterly* going on between the “parts” of the “UNIFIED” JUDICIAL SYSTEM occurred **just THREE DAYS AFTER** my “service of process” on **9/16/22**, of “SWORN AFFIDAVIT OF David Schied FOR THE ‘TRUTH IN FACTS OF RECORD’” (which began on **p. 36**) of my 66-page “WRIT OF ERROR CORAM NOBIS” **that was served, on 9/16/22**, upon the STATE “CO-TRUSTEES” of the STATE’s “JUDICIAL BRANCH” ... which also additionally included each of a COMMON LAW “DEFAULT JUDGMENT”, a “COMMON LAW WRIT”, and “NOTICE OF COMMON LAW CLAIM(S)” of actions.

These “**AFFIRMATIVE ACTS**” were unethically and illegally taking place between the two differing CORPORATE “**CLERK OF COURT OFFICE(s)**,” and between **Carol Latuseck** and **Shirley Jameson-Fergel** at the PRIVATE level [and likely with the “steering” of these “**sedition and treasonous**” actions from the supervisory “judges” of these respectively “unified” (i.e., as in *against* the sovereign People and *for* the survival of the corrupt “judiciary” itself considering my “*indictments* against it) courts]. **I only found out about this stuff added FRAUDULENTLY on 9/19/22 to the SUPREME COURT “record” on “my” case more immediately right before this instant “BRIEF ON APPEAL” was to become due ... and when I finally received the delivery of Carol Latuseck’s apparent “further railroading” of the ALREADY REPORTED “FRAUDULENT” so-called “official court record” ... as she was also delivering this FALSE and HERESAY material about Joseph Gilberti to the “APPEALS” case I had filed in the SOUTH DAKOTA SUPREME COURT (being a federal CRIME of “OBSTRUCTION OF JUSTICE” and/or “INTERFERENCE WITH ‘OFFICIAL’ PROCEEDINGS”).**

102-172

Notably, that **66-page “WRIT OF ERROR CORAM NOBIS” that was served, on 9/16/22,** pertained to the SUPREME COURT having sent back all of my “**INTERLOCUTORY APPEAL**” in rejection based upon their claim that my “*appeal*” did not meet their criteria for “*original jurisdiction*” but WITHOUT MENTIONING why **MY “filing of documents” (into my own differing but more TRUTHFUL “ARTICLE III COURT OF RECORD”) did not meet the criteria for their “APPELLATE” jurisdiction.**

In getting back to what had been previously addressed herein about 181-page filing of “**OBJECTION TO ‘JUDGE’ Eric Strawn’s 9/19/22 ‘NOTICE OF HEARING’**” before getting sidetracked by addressing the “Joe Gilberti documents” issue being brought into the “official” SUPREME COURT “**RECORD**” by Carol Latuseck – by which I had explained “*the numerous other ‘CONTROVERSIES ABOUT ‘FACTS’*” about this now year and a half-long ‘case’ [having] the wrongful ‘captioning’ of ‘HEARING NOTICES’ (extending to the ... ‘NOTICE OF HEARING’ issued by ‘JUDGE’ Eric Strawn on 9/19/22)” and “*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’*” ... and other FRAUDULENCE OF THE FOURTH (4TH) DISTRICT COURT RECORD as set forth in previous other “*Objection*” filings prior to **9/30/22** when this “**OBJECTION TO ‘JUDGE’ Eric Strawn’s 9/19/22 ‘NOTICE OF HEARING’**” was completed and mailed (beginning on p.26 of this “**OBJECTION**” and ending on p. 101 of that document) – I presented the embedded entirety of my 66-page “**WRIT OF ERROR CORAM NOBIS ... [and] MOTION TO MOVE THE SUPREME COURT TO RECONSIDER REVERSING ITS PREVIOUS ‘FORM OVER SUBSTANCE’ DECISION**” (dated **9/14/22**) to address “**COC**” Shirley Jameson-Fergel having sent me back everything I had sent to the SUPREME COURT pertaining to my multiple “**OBJECTIONS**” and “**INTERLOCUTORY APPEAL**” sent to BOTH of the lower and higher “*courts*” (beginning on p.102 of this “**OBJECTION**” and ending on p. 172 of that document).

In finalizing my above-referenced “**OBJECTION TO ‘JUDGE’ Eric Strawn’s 9/19/22 ‘NOTICE OF HEARING’**” I pointed out that ... “*virtually ALL OF THE ‘FILINGS’ that I had properly ‘served’ upon the SOUTH DAKOTA SUPREME COURT, the FOURTH , 4TH CIRCUIT COURT, and to all of the named ‘CO-*

173-181

TRUSTEES' acting in their 'PRIVATE' as well as their 'PUBLIC' capacities (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, [and] these IRREFUTABLE FILINGS were also TORTUOUSLY UNREBUTTED.

173-181

Ending also with yet another "AFFIDAVID OF TRUTH," I reasserted 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'."

This was dated 9/30/23 and sent with "CERTIFICATE OF SERVICE" with the assurance that it would arrive to the FOURTH CIRCUIT COURT of LAWRENCE COUNTY in plenty of time for "the court" (a.k.a. the "alter-ego" of "Judge" Eric Strawn) and his "sidekick clerk" to know exactly WHY I would NOT be showing up to that scheduled for 10/7/22.

As "the courts" played things out "under color of law" at BOTH the FOURTH (4TH) DISTRICT COURT and at the "SUPREME" COURT:

- 1) "Judicial usurper" Eric Strawn went ahead in working with "SPECIAL ASSISTANT ATTORNEY GENERAL" and "DSS representative counsel" Robert ("Bob") Morris and Strawn's "MAGISTRATE / CLERK OF COURT" Carol Latuseck to "railroad" the 10/7/22 "due process hearing" [while pretending not to know why it was that I was not in attendance, and making another FRAUDULENT RECORD of that fact, as depicted in the "HEARING TRANSCRIPT" that I had to purchase from the Court Reporter in spite of my having filed months before my "MOTION FOR WAIVER OF FEES AND COSTS FOR FILINGS AND TRANSCRIPTS" (which was never granted as the reason why I never got to file a lower court "BRIEF" in the first place for my "original complaint" for that case)] in spite of having received my "OBJECTION" filing anyway (being by both verified e-mail and by "certified" mail delivery), signing that "ORDER AND JUDGMENT OF DISMISSAL" on 10/28/22.
- 2) The SUPREME COURT, in spite of it too having received my "OBJECTION" filing anyway (being "served" by both verified e-mail and by regular mail delivery) issued a vaguely written one-page "ORDER DENYING PETITIONER'S REQUEST" on a case they had open up specifically to make a record of denying me for SOMETHING (being "prima facie" vague and nontransparent) which I had otherwise called my "OBJECTION and INTERLOCUTORY APPEAL (i.e., how might it appear to anyone to be a valid "ORDER" for the SUPREME COURT "justices" to all agree that I should be DENIED "original" jurisdiction on an "INTERLOCUTORY APPEAL" when that is prima facie an "APPELLATE" jurisdiction anyway?).

- 3) The FOURTH DISTRICT COURT CLERK sent to me her formal official “**REGISTER OF ACTIONS**” purportedly listing all of the “actions” taken by all parties and “the court” in the matters pertaining to my case. **Note that this “REGISTER OF ACTIONS” – which I did not have time to review at the time I received it at the beginning of November 2022, included the following as a matter then of the FRAUDULENT “lower court record”:**
- a) **This document gives EVIDENCE (albeit with a FRAUDULENT DATE affixed) to the FACT that on the initial date of filing, I had filed TWO actions, being an “administrative appeal” of the (“railroaded”) “DSS ADMINISTRATIVE HEARING” that was “railroaded” by “ALJ” Eric Monson and “SPECIAL ASSISTANT ATTORNEY GENERAL” Wade Reimers; and a “NEW ACTION” (as opposed to a “continuing OLD ‘administrative’ action” from the EXECUTIVE BRANCH), which for some nefarious reason was void of any proper “description” of that filing.**
 - b) All of the same files referenced above herein pertaining to **Joseph Gilberti** that happened to be entered into this “lower court file” on 9/19/22 **without my knowledge or permission** as part of the **sedition and treasonous “setup”** between the “judge” (**Eric Strawn**) and “the clerk” (**Carol Latuseck**) so as to take me by surprise and to question me about them “on the record” and by likely “**threat** of ‘contempt of court’” if I had attended that **transcribed “RAILROADED HEARING” on 10/7/22** as “the court” was hoping to have planned.
 - c) A “**CERTIFIED MAIL RETURN**” sent to me “**DAVID SCHIED**” in “all caps of lettering” (which is NOT me as a “flesh-and-blood man” with a name spelled in common English with BOTH upper and lower case of lettering). **Important about this particular mailing is the FACT that I had already made it amply clear that – because I was a “totally and permanently disabled quad-amputee” WITHOUT STATE-PAID PUBLIC TRANSPORTATION and having long been declaring myself to be a “CRIME VICTIM” and “WHISTLEBLOWER” otherwise owed crime victim and whistleblower “protections” but being DENIED all of these – I could NOT be FORCED to respond to any regular “time” guidelines ... in accordance with the AMERICANS WITH DISABILITIES ACT allowing me such “reasonable accommodations.”** Yet, this “MAGISTRATE/CLERK OF COURT” tortuously sent this “CERTIFIED MAIL” to me WITHOUT so much as a courtesy phone call or email to inform me that it would need to be “timely” picked up; and worse, she **should have** simply sent it by “regular mail” and copied the same to me by email to ensure that I would receive it in any regard ... as another more “judicial” form of “reasonable accommodation.”
 - d) A “LETTER” dated **10/6/22**, presumably addressed to “SPECIAL ASSISTANT ATTORNEY GENERAL” **Wade Reimers** to order or summons his “appearance” as a “witness for the STATE ‘DSS’” at the “**railroaded hearing on 10/7/22**” ... which was shown as “RETURNED” to “the court” without delivery. This might (but doubtfully) mean that **Wade Reimers** might not have showed up to that 10/7/22 “hearing” and may have otherwise “retired” and no longer works for the STATE because of his level of INCRIMINATION in these matters at the “**ADMINISTRATIVE HEARING**” **conducted by his “partner in crime,” Eric Monson** in the “CITY OF STURGIS” in **MEADE COUNTY** **on 5/5/22.**

Going forward from here, APPENDIX C presents the “TRANSCRIPT OF THE FRAUDULENT HEARING DATED 10/7/22” as “*certified accurate and complete*” by the Court Reporter Lynnel Bruemmer, who is also the (expected to be “*hostile*”) “CRIME WITNESS” to “SEDITION,” “TREASON,” and “DOMESTIC TERRORISM”. It also presents the 10/7/22 “HEARING TRANSCRIPT” containing the EVIDENCE of “FRAUD UPON THE COURT” by the “*conspiratorial team*” of (“*judicial usurper*”) Eric Strawn, (“*magistrate/clerk*”) Carol Latuseck, and (“*special assistant attorney general*”) Robert Morris ... and the resulting FRAUDULENT “ORDER and JUDGMENT OF DISMISSAL” signed by FOURTH (4TH) CIRCUIT COURT “JUDGE” Strawn on 10/28/22.

The fuller discussion of the 10/7/28 “HEARING TRANSCRIPT” and the “FRAUDULENT JUDGMENT/ORDER” – and what these documents implicated by their EVIDENCE in my INDICTMENTS against these “*Officers of the Court*” – is presented immediately below. First is the FRAUDULENT JUDGMENT/ORDER signed by “*Judge*” Eric Straw:

STATE OF SOUTH DAKOTA))	IN CIRCUIT COURT
) SS.	
COUNTY OF LAWRENCE))	FOURTH JUDICIAL CIRCUIT

DAVID SCHIED,)	40CIV22-000116
)	
Appellant,)	
)	
vs.)	
)	
SOUTH DAKOTA DEPARTMENT)	
OF SOCIAL SERVICES,)	
)	
Appellee.)	

ORDER and JUDGMENT OF DISMISSAL

On June 10, 2022, the Appellant filed pleadings appealing a Final Order of Dismissal dated May 12, 2022, issued by the Office of Administrative Hearings, Erich H. Monson, ... in MEADE COUNTY! Administrative Law Judge, OAH#22-365 and Case #00128694. In the Appellant’s pleadings he sought an extension of time to file his appeal brief and also requested waiver of costs and fees, amongst other matters. Since the Appellant’s filing of his Notice of Appeal, Appellant has filed numerous and voluminous items with the Lawrence County Clerk of Courts.

On July 29, 2022, the Lawrence County Clerk of Courts sent a letter to the Appellant at his last known mailing address. Among other things, the Clerk advised the Appellant that:

.... 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.

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40CIV22-000116
Order and Judgment of Dismissal
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Filed on: 10/28/2022 Lawrence County, South Dakota 40CIV22-000116

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.

On September 19, 2022, the Court, on its own volition, signed a Notice of Hearing regarding Appellant's Motion for Waiver of Fees and Costs and Motion to Extend Time for Filing Appeal Brief. The Hearing on such matters was noticed for the 7th day of October, 2022, at 9:30 a.m. in the Lawrence County Courthouse (Courtroom 2) at 78 Sherman Street, Deadwood, South Dakota 57732. Pursuant to the Certificate of Service, signed by the Lawrence County Clerk of Courts, the Appellant was served via Certified Mail at his last known mailing address. The Lawrence County Clerk of Courts received the Certified Mail Receipt from the United States Postal Service which indicated that the Appellant, David Schied, signed the Certified Mail Receipt on September 21, 2022.

On October 7, 2022, at 9:30 a.m. at the Lawrence County Courthouse, Courtroom 2, the Court convened for the Hearing on Appellant's Motion for Waiver of Fees and Costs and Extension of Time for Filing Appeal Brief. Appearing on behalf of the Appellee, South Dakota Department of Social Services, was Robert L. Morris, Morris Law Firm, Prof. LLC, Belle Fourche, South Dakota. The Appellant did not personally make an appearance at the Hearing. As the result, the Court inquired of the Lawrence County Clerk of Courts as to whether the Appellant had contacted her office to make arrangements to appear by telephone. The Lawrence County Clerk of Courts advised the Court no contact had been made with her office by the Appellant requesting to appear by telephone. Nonetheless, the Court proceeded with the Hearing and listened to the arguments of Appellee's counsel. During the Hearing, the Court did not receive any telephone call or become knowledgeable of any attempt by the Appellant to call in to

BUTTE
COUNTY

attend the Hearing. The Court then proceeded to make an extensive record regarding the matter before the Court and the consequences of the Appellant's failure to appear.

Based upon the record, due to the fact that Appellant failed to appear to prosecute his pending motions despite receiving Notice of Hearing and given an opportunity to appear by telephone as an accommodation in lieu of personal appearance, and the Court after being fully advised of the premises, it is hereby:

ORDERED, ADJUDGED and DECREED, that the Appellant's appeal is dismissed with prejudice; and it is further;

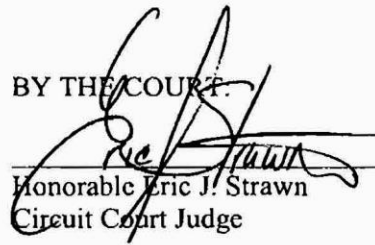
ORDERED, ADJUDGED and DECREED, that the Court's reasoning for dismissal is fully set forth by the Court in the Transcript of the Hearing, which is on file with the Lawrence County Clerk of Courts, which reasons are fully incorporated herein by reference as though fully set forth herein; and it is further;

ORDERED ADJUDGED and DECREED, that the Appellant be giving notice of his right to appeal to the South Dakota Supreme Court in this document and in the Notice of Entry of Order and Judgment of Dismissal that will be filed by Appellee's Counsel.

Dated this ____ day of October, 2022.

10/28/2022 11:42:44 AM

BY THE COURT:


Honorable Eric J. Strawn
Circuit Court Judge

Attest:

Gibbens, Kristie
Clerk/Deputy

NOTICE OF RIGHT TO APPEAL



AN APPEAL MAY RESULT IN REVERSAL OF THIS DECISION. A PERSON WHO IS ADVERSELY AFFECTED BY THIS ORDER AND JUDGMENT OF DISMISSAL IS ENTITLED TO JUDICIAL REVIEW THROUGH AN APPEAL TO THE SOUTH

Schied v. SDDSS
40CIV22-000116
Order and Judgment of Dismissal
Page 3 of 4

Is this the "BATE'S STAMP"?



Filed on: 10/28/2022 Lawrence County, South Dakota 40CIV22-000116

DAKOTA SUPREME COURT PURSUANT TO 1-26-37. YOU ARE GENERALLY REFERRED TO THE RULES OF APPELLATE PROCEDURE CONTAINED IN SDCL CHAPTER 15-26A.

YOUR SPECIFIC ATTENTION IS DIRECTED TO SDCL 15-26A-6 WHICH PROVIDES THAT AN APPEAL FROM A JUDGEMENT OR ORDER MUST BE TAKEN WITHIN THIRTY (30) DAYS AFTER THE JUDGMENT OR ORDER SHALL BE SIGNED, ATTESTED, FILED AND WRITTEN NOTICE OF ENTRY THEREOF SHALL HAVE BEEN GIVEN TO THE ADVERSE PARTY.

ATTEST:

Clerk of Courts

By **KRISTIE GIBBENS**



"The Court" has a different person "authenticate" this document than who was present (Carol Latuseck) at the FRAUDULENT HEARING and who otherwise is, or should be, knowing of its fraudulence.

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As is shown by further explanation below, this “*OFFICIAL COURT SEAL*” has been knowingly placed onto a “*prima facie*” **FRAUDULENT DOCUMENT**, being a **CRIME** comparable at the **STATE** level to **18 U.S.C. § 1017** at the “*FEDERAL*” level.

LII Legal Information Institute

18 U.S. Code § 1017 - Government seals wrongfully used and instruments wrongfully sealed

Whoever fraudulently or wrongfully affixes or impresses the seal of any department or agency of the United States, to or upon any certificate, instrument, commission, document, or paper or with knowledge of its fraudulent character, with wrongful or fraudulent intent, uses, buys, procures, sells, or transfers to another any such certificate, instrument, commission, document, or paper, to which or upon which said seal has been so fraudulently affixed or impressed, shall be fined under this title or imprisoned not more than five years, or both.

(June 25, 1948, ch. 645, 62 Stat. 753; Pub. L. 103-322, title XXXIII, § 330016(1)(K), Sept. 13, 1994, 108 Stat. 2147.)

The above-referenced 10/28/22 “ORDER AND JUDGMENT OF DISMISSAL” and 10/7/22 “HEARING TRANSCRIPT” jointly establish the following points (found listed further below) as being the basis of “the court” (i.e., the alter-ego of Eric Strawn expressing his personal “privilege” as “the judge”) having done what is well-known to be the “last resort” in a “judicial” case such as this one was as I had initially filed it. [See the U.S. CONSTITUTION, ART. III, Sec. 2, Clause 1 as well as Ashwander v. Tenn. Valley Auth., 297 U.S. 288, 347 (1936) – Under the LAST RESORT RULE, a court should “not pass upon a constitutional question .. if there is also present some other ground upon which the case may be disposed” and Bond v. United States, 572 U.S. 844 (2014)]

From the very inception of this case – filed by ME, with intention by ME – it is “I” alone who have the constitutional “Right” to interpret my reasons for having initiated this case by naming many more than merely the “DSS”. Everybody else has been “trespassing” upon my case when changing my captioning.

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

- 1) I did not show up to the hearing physically, and I did not request to “attend” by way of conferencing in by telephone by the written “reasonable accommodation offered” by “the court.” – My “short answer” to this is that I had already provided to “the court” my written “OBJECTION” to the holding of this hearing for multiple reasons which preclude my even telephoning in because the case, as captioned, was NOT the one that I had filed and was NOT “my” case since it was being “railroaded” to discharge all of the other “CO-TRUSTEES” that I had named in the case. (See again, my 181 pages of “FORMAL OBJECTION TO ‘JUDGE’ Eric Strawn’s 9/18/22 ‘NOTICE OF HEARING’ BASED ON ...”)
- 2) “Since ‘the Appellant’s’ filing of his ‘Notice of Appeal’, Appellant has filed numerous and voluminous items with the Lawrence County Clerk of Courts.” – My “short answer” to this is that there is a reason why the STATE’s “SPECIAL ASSISTANT ATTORNEY GENERAL” passively aggressively declines to elaborate on what exactly those “numerous and voluminous ‘filings’” were about while continuing to

FRAUDULENTLY change the nature of my sovereign “*status*” and the “*nature*” of this entire case as consisting of ONLY an ADMINISTRATIVE “*appeal*” case against a previously “*railroaded ADMINISTRATIVE case against the DSS*” (which is NOT one of a “*TRIAL BY JURY*”) rather than **the one I had actually filed of “*reporting constitutional violations and CRIMES against me by Sedition and Treason ‘under color of law’,” which otherwise is a “JUDICIAL appeal” that needs to have a “TRIAL BY JURY” before other sovereign People.***

- a) Again, this “SPECIAL ASSISTANT ATTORNEY GENERAL’s” persistent attempts to change my status from being a **constitutionally recognized** “*totally and permanently disabled BENEFICIARY*” of the WELFARE SYSTEM, “*one of the sovereign People,*” and “*Private, Public Proxy*” acting on behalf of the both STATE and UNITED STATES “*TAXPAYERS*” – as I have repeated and consistently proclaimed myself to be – into being instead a **statutorily recognized** “*Plaintiff*” ... is yet another attempt to convert me from a “*flesh-and-blood man*” (David Schied) into a FICTIONAL CORPORATE entity (DAVID SCHIED) in violation of my own “*copyright ©*” placed upon my name and all remedies due to me on misuses of my “*given*” and “*Christian*” name.

STATE OF SOUTH DAKOTA)
COUNTY OF LAWRENCE) SS.
DAVID SCHIED,)
Appellant,)
vs.)
SOUTH DAKOTA DEPARTMENT)
OF SOCIAL SERVICES,)
Appellee.)
40CIV22-000116
ORDER and JUDGMENT OF DISMISSAL
On June 10, 2022, the Appellant filed pleadings appealing a Final Order of Dismissal dated May 12, 2022, issued by the Office of Administrative Hearings, Erich H. Monson, Administrative Law Judge, OAH#22-365 and Case #00128694. In the Appellant's pleadings he sought an extension of time to file his appeal brief and also requested waiver of costs and fees, amongst other matters. Since the Appellant's filing of his Notice of Appeal, Appellant has filed numerous and voluminous items with the Lawrence County Clerk of Courts.

Note the contrasting difference between my captioning on the previous page with the CONSTITUTION(s) taking precedence over these proceedings, and the captioning of these “*statutory*” STATE “*agents*” as they persistently attempt to reduce me to an ALL CAPS “fictional” entity so they can do whatever they want to me without constitutional governance because they purportedly “rule OVER me” administratively.

Notice the contrast from the preceding page how my captioning places ALL of their actions UNDER the U.S. and STATE constitutions.

... in MEADE COUNTY!

- 3) The wording of the **10/7/22 “HEARING TRANSCRIPT”** makes a repeated “*third person*” reference to “*the court*” as a being a “*he*” – and makes verbatim use of the word “*I*” whenever the so-called “*judge*” is speaking about what he personally has done (in alter-

ego) as “*the court*,” even when admitting to “*he*” having “*sua sponte ... going over and beyond what the court should do.*”

23 the Court, making sure that I was trying to accommodate him
24 as best as I could, and in some ways going over and beyond
25 what the Court should do, filed a sua sponte notice of

10

1 hearing, which the Court believes that would have been the
2 responsibility of Mr. Schied.

My “short answer” to this is that This illegal posturing has continued ever since I brought attention to the FACT that “*he*” (a.k.a. “*judicial usurper*” Eric Strawn) had been shown to be earlier working through his “*MAGISTRATE / CLERK*” Carol Latuseck in a previous attempt to COERCE me into playing a complicit a part in their SEDITIONOUS and TREASONOUS scheme to “ransack” and “railroad” my “constitutional” case – as I had filed it against the multiple PARTS of the STATE as well as against the STATE itself as a whole – as otherwise being an “*administrative extension of the FRAUD perpetrated by Eric Monson and Wade Reimers*” being merely against the single “subdivision” of the STATE referred to as the “*DEPARTMENT OF SOCIAL SERVICES.*” Notably, I had already dealt with that issue in writing my earlier 41-page “FORMAL OBJECTION” and “MOTION FOR ‘THE COURT’ TO ‘SHOW CAUSE’ FOR ‘HIS’ SAID ‘BELIEFS’ ...” ... which, by the way contained a signed “SWORN AFFIDAVIT OF FACTS” as well as signed “AFFIDAVIT OF TRUTH” (both embedded right into the “MOTION”) ... only to be met with dead silence as acquiescence and “TACIT AGREEMENT” from “*SPECIAL ASSISTANT ATTORNEY GENERAL*” Robert Morris (acting in his PRIVATE capacity on behalf of himself, as well as in his PUBLIC capacity on behalf of the OFFICE OF ATTORNEY GENERAL and the “DSS”).

- 4) When “*the court*” allowed the STATE BAR CRIME SYNDICATE attorney “*Bob*” Morris to “*make his* [FRAUDULENT via ‘errors and omissions’] record” as “*the court’s official record*” as appearing in the TRANSCRIPT of the 10/7/23 PRETEND “constitutional due process hearing.” “*judicial usurper*” Eric Strawn and his “*MAGISTRATE / CLERK*” Carol Latuseck – being ALL together STATE BAR members – assisted attorney Morris in calling Carol Latuseck as a “cooperating WITNESS” to establish “as a matter of ‘court record’” both that: a) “*the court*” had extended the “reasonable accommodation” to me of being able to “attend the hearing” telephonically (if I could not

make it in person because of my disability); and, b) that I did not accept that offer and chose not to attend and participate in the (RAILROADED) hearing (that was actually a "setup" to surprise me "on the record" with the dozen or so documents pertaining to Joseph Gilberti and referencing the BOSTON MARATHON EXPLOSION as somehow connected to me and this case).

17 I'm going to allow Mr. Morris to make his record with
18 regard to the three motions that are pending, as well as
19 the failure to appear by Mr. Schied and the resulting
20 impact of Mr. Schied's nonappearance today.

21 Mr. Morris, you may proceed.

22 **MR. MORRIS:** Thank you, Your Honor.

23 Mr. Schied has made a number of filings with the ...

24 **THE COURT:** Well, the Court will inquire with the Clerk of
25 Courts right now as to the delivery and acceptance of that

4

1 piece of mail.

2 Ms. Latuseck, did he receive or do you have
3 verification that he received the notice of hearing?

4 **MS. LATUSECK:** Yes, Your Honor. I received the certified
5 mail return on September 23rd. According to the post
6 office stamp, he received it on September 21st.

7 **THE COURT:** Ms. Latuseck, I'm going to have you raise your
8 right hand.

CAROL LATUSECK,

called as a witness, being first duly sworn, testified as follows:

THE COURT: Ms. Latuseck, since the time of the delivery of that notice of hearing, had, at any time, you received in the clerk's office, or any of your deputies received any form of notice or have you cleared any piece of mail that has come from Mr. Schied to the Court that would request an appearance telephonically or any other accommodations under the Americans with Disabilities Act?

MS. LATUSECK: No, Your Honor.

THE COURT: Thank you.

NOTE: This transcript – sworn and “*certified*” as being “*true and correct*” wording of what transpired at the “*proceeding*” – does NOT actually show that Latuseck was actually “duly sworn” before testifying. This “*third person*” statement by the “*stenographer*” entered into this “official record” does NOT indicate that the stenographer was ever entered into this “official record” to give her own testimony of what she may or may not have “witnessed”. Why would not this stenographer have included the actual “*swearing in*” of this “WITNESS Latuseck” before she “*testified*” against me (and “*for the ‘DSS’*”) at this “*hearing*”?

Moreover, with ALL THREE of these “*government actors*” having been “served” with my 181 pages of “FORMAL OBJECTION TO ‘JUDGE’ Eric Strawn’s 9/18/22 ‘NOTICE OF HEARING’ BASED ON ...”, ALL THREE had an “*affirmative obligation*” to acknowledge my pre-hearing filing “*on the court record.*” Not doing so is “FRAUD BY OMISSIONS”; and by all three failing that obligation, there is a case for a “CRIMINAL CONSPIRACY TO FRAUD” and “CONSPIRACY TO OBSTRUCT JUSTICE.”

Note that my “*certified*” mailing of my “OBJECTION... TO THE ‘NOTICE OF HEARING’” was both SENT and RECEIVED by “*the court,*” by “*the clerk* (i.e. via email to Latuseck’s “deputy clerk” Kristie Gibbens), and by Robert Morris A FULL WEEK before the hearing.

(See next page)

9/30/22 "SERVICE" ON FILINGS for Case #22-166 - 1 OF 2

From: David Schied (deschied@yahoo.com)

To: kristie.gibbens@uds.state.sd.us

Cc: deschied@yahoo.com; dssinfo@state.sd.us; scott.bollinger@state.sd.us; admhrngs@state.sd.us; marybethhollatz@gmail.com; bobmorris@westriverlaw.com

Date: Friday, September 30, 2022 at 06:26 PM MDT

SEND BACK PROOF OF DATE-STAMPED "OBJECTION" FILINGS

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

9/22/22 (began) – 9/30/22 (finished)

Attn: [Carol Latusek](#) – MAGISTRATE/CLERK
LAWRENCE COUNTY CLERK OF COURT
FOURTH (4th) CIRCUIT COURT
P.O. BOX 626
78 Sherman Street
DEADWOOD, S.D. 57732-0626
c/o Kristie Gibbens – DEPUTY CLERK



092222_OBJECTION2NOTICEOFHEARING-0919-093022-pp1-80.pdf
23.9MB

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

9/22/22 (began) – 9/30/22 (finished)

Attn: Carol Latusek – MAGISTRATE/CLERK
LAWRENCE COUNTY CLERK OF COURT
FOURTH (4th) CIRCUIT COURT
P.O. BOX 626
78 Sherman Street
DEADWOOD, S.D. 57732-0626
c/o Kristie Gibbens – DEPUTY CLERK
kristie.gibbens@uds.state.sd.us

To MAGISTRATE/CLERK Carol Latusek and DEPUTY CLERK Kristie Gibbens:

Please file the enclosed documents PROMPTLY accompanying this cover letter captioned

SEND BACK PROOF OF DATE-STAMPED "OBJECTION" FILINGS

UNITED STATES POSTAL SERVICE

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

09/30/2022 03:30 PM

Product	Qty	Unit Price	Price
Priority Mail®	1		\$8.70
Deadwood, SD 57732			
Weight: 1 lb 00.00 oz			
Expected Delivery Date			
Tue 10/04/2022			
Tracking #:			
9510 8133 7057 2273 2047 39			
Insurance			\$0.00
Up to \$100.00 included			
Signature Confirm			\$3.65
Total			\$12.35
Grand Total:			\$12.35
Credit Card Remit			\$12.35
Card Name: VISA			
Account #: XXXXXXXXX XXX3144			
Approval #: 053032			
Transaction #: 668			
AID: A0000000031010			
A: VISA CREDIT			Chip

Tracking Number:

9510813370572273204739

Copy Add to Informed Delivery
(<https://informedelivery.usps.com/>)

Latest Update

Your item was picked up at the post office at 3:55 pm on October 4, 2022 in DEADWOOD, SD 57732.
The item was signed for by **T MACK**.

- 5) Perhaps this is why “*the court*” (being the *alter-ego* of the judicial usurper Eric Strawn) went on such a diatribe about the unreliability of the “email system” while deliberately also REFUSING TO ACKNOWLEDGE “RECEIPT” OF MY WRITTEN “OBJECTION ...TO THE 10/7/23 HEARING” ... so to draw attention away from this “GROSSLY OMITTED IMPORTANT FACT,” Perhaps the conspiratorial “*plan*” was to have everyone claim that they never received my document and/or that they never had time to review or respond to it. In any event, given that this “judge” Eric Strawn did not sign and issue his “ORDER AND JUDGMENT OF DISMISSAL” for another three (3) weeks (on 10/28/22) AFTER that 10/7/22 hearing giving ample time to see my 181-page “OBJECTION to that hearing” after the fact of the hearing) this altogether shows a persisting appearance of this “judge” having a CORRUPT disposition – and a clear “*conflict of interest*” by ALL THREE of the “*conspiracy team*” of “JUDGE” (Eric Strawn), the “MAGISTRATE/CLERK/WITNESS” (Carol Latuseck), and “SPECIAL ASSISTANT ATTORNEY GENERAL” (Robert Morris) – suitable for giving “just cause to believe that this MOST DRASTIC ACTION under the ‘LAST RESORT RULE’ was fully intentional, Seditious, Treasonous, and a CRIMINAL ‘deprivation of rights under color of law’”.

20 **THE COURT:** Thank you, Mr. Morris.

21 This Court has considered this matter. When it first
22 arose, there was an issue regarding how the clerk shall
23 receive these documents, and the normal process is they
24 should be filed through Odyssey, which is required for pro
25 se litigants. We do accept filings through regular mail,

1 and the Court was working with the clerks when they were
2 trying to inform Mr. Schied of that.

3 Mr. Schied continued to request that his filings be
4 made through e-mail, which is not a good medium to receive
5 because of the digital process that may result in bad
6 timings, if you will, for the receipt of those e-mails.

7 They may get caught up in the clerk's e-mail chain or
8 inside of their e-mail box and not be seen for sometime.

9 So e-mail is not a medium or a means by which people or pro
10 se litigants normally are allowed to file their documents.

- 6) In fact, in spite of the very many times that I had written – virtually all the time in quotations – that I have come to South Dakota WITH “*MEDICAID*” intact as a CRIME VICTIM and REFUGEE as a “*totally and permanently disabled quad-amputee*” and even including photographs of myself in a wheelchair and in prosthetic legs, this judge repeatedly referred to me “*on the court record*” as a *quadriplegic*. It was only much later and near their preparation to “*wrap things up*” at the end of the “*hearing*” – and AFTER what appeared to be a long discussion between one another “*off the record*” – did BAR attorney Morris seek to correct “*Judge*” Strawn’s statements “*for the record*” before being commended for his “*fine work*” by Strawn.

9 So e-mail is not a medium or a means by which people or pro
10 se litigants normally are allowed to file their documents.

11 Nonetheless, having received information that he is a
12 quadriplegic, at least based on prima facie on his
13 representation of that, this Court then made accommodations
14 with the clerk of courts to receive these documents, and
15 for filing purposes, to receive them in e-mail.

16 As Mr. Morris correctly stated, they were voluminous.
17 Many documents were very difficult to tab and to place a
18 proper heading in Odyssey. The clerks did a sufficient
19 job, and in some aspects they did an incredible job of
20 trying to isolate what exactly the filing was. And credit
21 is due to the clerks attempting that.

22 Initially, this was being produced through our deputy
23 clerk, who then brought in the actual Clerk of Courts, and
24 Ms. Latuseck began taking over the entirety of the filings.

25 This Court, upon review of the requests that are made

1 inside of the preliminary filings made by Mr. Schied, did
2 everything it could to accommodate Mr. Schied believing
3 that he was quadriplegic.

4 Someone must have been filing these documents or was
5 assisting him in filing these if he's truly quadriplegic,
6 or he has an ability to use a computer with only his mouth
7 and to get this paperwork into the mail system. And the
8 Court is not sure if he had any assistance, but
9 nonetheless, we allowed as many accommodations as possible.

10 And so Mr. Schied, after numerous filings, was given
11 an opportunity by this Court, who did it sua sponte,
12 calling this matter on for a motions hearing because Mr.
13 Schied, even though acting pro se, had failed to comply
14 with the basic procedures in requesting motions to be
15 heard; namely, he had not noticed it for hearing for the
16 Court to hear.

19 **MR. MORRIS:** -- to you?

20 I agree with you that it's difficult to really label
21 the filings, but I would refer the Court to the August 9,
22 2022, filing that we have labeled as "Formal Objection and
23 Leave for Interlocutory Appeal," and I believe the Court --
24 at first it was difficult for me to really understand what
25 his disability was. The Court referenced him as a

16

1 quadriplegic, but Mr. Schied, throughout the documentation,
2 referenced himself as a, quote, "totally and permanently
3 disabled quad-amputee," unquote.

4 And in this particular filing on August 9, 2022, on
5 page 22, he embedded a photograph of himself in a
6 wheelchair, and, of course, the file -- the copy I have is
7 in black and white, but the -- I did see a color copy
8 somewhere, and he is -- his lower extremities are amputated
9 at the knees, and then it does appear that in his hands
10 perhaps some of the digits have been -- have been
11 amputated. So he is not a quadriplegic. He is, according
12 to his definition or representation, a totally and
13 permanently disabled quad-amputee.

14 And I have no reason to believe that anyone other than
15 Mr. Schied is the -- is the originating author and creator
16 of these documents. Perhaps he has someone to help him,
17 but whether it be him or someone helping him, he has filed
18 over 800 pages of documents since July 29th, so it does
19 appear he's fully capable of setting forth and briefing the
20 particular issues. So I never understood the necessity for
21 the extension of time brief or the brief.

22 So I just wanted to address the record on that
23 particular issue.

24 **THE COURT:** And I appreciate that, Mr. Morris. It does
25 appear that, based on the picture that we've received, he

17

1 is -- at least has his upper arms and his lower arms.
2 There is at least one digit the Court can see, maybe two in
3 his picture. He does have thighs, but it does appear that
4 maybe the -- at the knee, those are amputated. So I
5 appreciate that.

- 7) Thus, it is clear that in spite of “numerous filings” this “judicial usurper” makes it appear as if he was not only unfamiliar with nature of my disability, but also the nature of the case and the entire reasons behind ANY of the many “motions” that I had filed ON DATES FAR DIFFERING FROM THE DATES FORMALLY ISSUED BY HIS “MAGISTRATE CLERK” Carol Latuseck. Moreover, it appears that his intent in discussing the nature of my disability as being a “quadriplegic” when helping “Mr. Morris” to create this **FRAUDULENT** “court record” and then crediting his “fellow” STATE BAR CRIME SYNDICATE members Morris and Latuseck for jobs well done, was to set up a contrast making it equally appear that my own personal and literary integrity was subject to skepticism instead, suggesting that I might be the

one instead who was conspiring (i.e., “getting assistance in writing and filing”) with someone else.

6 an immediate consideration of this matter, although the
7 Court does not understand Mr. Schied's desire for the
8 relief under a motion for immediate consideration, it
9 should be noted the Court took this matter seriously and
10 began moving quickly, as best as it could, to accommodate
11 Mr. Schied.

12 The second motion was for declaratory statements, and
13 these, I think, related to the clerk of court's authority
14 to conduct its proceedings. These motions, both one and
15 two, are denied because Mr. Schied has failed to appear

17 There was a motion for service upon one constitutes
18 service upon many. This is the first time this Court has
19 run into this form of motion, and, again, by failing to
20 appear today and to champion this motion, the Court must
21 dismiss this for lack of prosecution.

22 There was a fourth request, or put in the alternative
23 to the service upon one motion, a motion for publication or
24 posting in combination with e-mail constitutes third-party
25 medium for verified service. This Court has considered

1 this as well, and not fully understanding what this motion
2 was requesting, because it mentioned "e-mail," essentially
3 the Court allowed Mr. Schied to present his filings through
4 e-mail, and that's all the Court can glean from what that
5 motion was, but nonetheless, even though the Court had
6 accommodated him, the motion was and is still pending, has
7 not been properly championed, he has failed to appear, and
8 as a result, I will deny the motion for publication for
9 lack of prosecution.

8 The Court notes that Mr. Morris made a good record
9 regarding the time length -- correction, the length of time
10 that has transpired since this appeal began in June. He
11 has had every opportunity to prepare his brief, and he has
12 failed to do so.

17 Many documents were very difficult to tab and to place a
18 proper heading in Odyssey. The clerks did a sufficient
19 job, and in some aspects they did an incredible job of
20 trying to isolate what exactly the filing was. And credit
21 is due to the clerks attempting that.

22 Initially, this was being produced through our deputy
23 clerk, who then brought in the actual Clerk of Courts, and
24 Ms. Latuseck began taking over the entirety of the filings.

25 This Court, upon review of the requests that are made

In then moving on to bolster these LIES “on the court’s record” THIS JUDICIAL USURPER Eric Strawn added several more gross “errors and omissions” on top of the previous others.

8) Strawn began again by claiming that I was “acting as my own attorney”... as if THERE INDEED IS A MONOPOLY ON THE [AMERICAN] COURT SYSTEM whereas ONLY “ATTORNEYS” ARE ALLOWED TO PARTICIPATE.

16 Court to hear.

17 And under normal circumstances, I would wait until the
18 attorney notices that motion for hearing, and that could
19 lapse over the time frame by which that individual be
20 requesting particular relief. And in this instance, Mr.
21 Schied, acting as his own attorney, and still giving him
22 deference, had failed to file a notice of hearing, and so
23 the Court, making sure that I was trying to accommodate him
24 as best as I could, and in some ways going over and beyond
25 what the Court should do, filed a sua sponte notice of

10

1 hearing, which the Court believes that would have been the
2 responsibility of Mr. Schied.

So, this judicial usurper Strawn was attempting to establish a FALSE CLAIM “on the ‘official’ record” that I was attempting to “misrepresent” myself “as a matter of record,” as if I were a CORPORATE FICTION and STATE BAR member (i.e., “practicing law”) without a “license” to do so ... being again, another assault upon my own personal integrity as a WELFARE “BENEFICIARY” – and COERCING the entire constitutional basis of the entire governmental system of the “JUDICIARY” – as FRAUDULENT matters of “facts.”

9) In discussing my many “Motions” – which all three (3) of these named STATE BAR CRIME SYNDICATE members first stalled (until I filed a “MOTION FOR IMMEDIATE CONSIDERATION” and then continue to still stall) – I was discriminatingly and WRONGLY labeled a “pro se” litigant, blamed for THEIR (intentional and tortuous) claims of “inability to understand,” and even mischaracterized as my having “clearly violated the law.”

(See below on the next page)

14 Mr. Morris is correct. The Court has not previously
15 ruled on those, and Mr. Schied has not made an attempt to
16 get this before the Court on either one of these motions.
17 The Court called on for this hearing, and he has failed to
18 appear today.

19 The Court has a limit upon which it may intercede on
20 behalf of a pro se litigant, and the Court has met that
21 wall. I cannot, in good faith and under the laws of our
22 state, intercede when a clear violation of the law,
23 specific to failing to make an appearance and champion your
24 case, has been made. And here Mr. Schied cannot speak to
25 the request for his waiver of filing fees; and so,

11

1 therefore, the Court will deny the request for filing fees,
2 thereby lacking jurisdiction.

- 10) Further, Strawn issued the above egregious statements while failing entirely – throughout this entire “proceeding” and “hearing” – to recognize that *prima facie*, I was not only CLEARLY filing as a “BENEFICIARY” of the WELFARE SYSTEM, but “EX REL” on behalf of STATE and UNITED STATES “TAXPAYERS” that were being continually harmed by the ongoing CRIMINAL MALFEASANCE and GROSS NEGLIGENCE of these types of charades. See below and on the next page for a closeup of my claimed “status” and description as to the type of “litigant” that I was “appearing” as in this case ... and notice that in NO WAY was I attempting to either “re-present” myself, or trying to “present” myself as any sort of an “attorney.”

(See again below on the next page)

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

The above captioning appeared near the top of the “Cover Page” of literally EVERY filing I made with “the court” that this “judicial usurper” **Strawn**, this “magistrate and clerk usurper” **Latuseck**, and this “special assistant attorney general” **Morris** were CRIMINALLY “railroading” – as a “matter of **FRAUDULENT record.**”

- 11) Beginning on page 13 of his FRAUDULENT “**ORDER AND JUDGMENT OF DISMISSAL**,” this illegitimate “judicial usurper” took it upon himself to ramble on at great lengths about “**BATE STAMPS**” while referencing “the issues raised in [my] initial ‘pleadings’;” as a busy distraction from significant FACTS that I had clearly placed into writing about “**DEPUTY CLERK” Kristie Gibbens having deceptively ONLY date-stamped the “Cover Letter” addressed to the “CLERK OF COURT” for the FOURTH CIRCUIT COURT instead of date stamping the “COVER PAGE” FOR MY ACTUAL “NOTICE OF CLAIM OF APPEAL” (on 6/10/22) which is the “standard” for IN EVERY CASE my proving that an important document has been “filed” as a matter of “court record.**”

INVESTIGATION OF
FILED
ATTORNEYS
son Ravensborg based
NATION JUN 10 2022
SOUTH DAKOTA UNIFIED JUDICIAL SYSTEM
4TH CIRCUIT CLERK OF COURT
By _____

John LAWRENCE COUNTY CLERK OF THE COURT
FOURTH CIRCUIT COURT
P.O. BOX 526
78 Sherman Street
DEADWOOD, S.D. 57725-0626
Dear LAWRENCE COUNTY Clerk,
Please review the enclosed documents accompanying this cover letter and note that I am a
person “totally and permanently disabled quad amputee” requiring “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) Three CERTIFICATIONS OF SERVICE (one for each of the following)
2) “CLAIM OF APPEAL” – TIMELY-FILED AND BASED UPON “OVERRIDING AND
PALPABLE ERRORS, GROSS MISMANAGEMENT OF FACTS, THE “RECORD
DOCTRINE, AND INTERNAL JUDICIAL VIOLATIONS OF THE “RULES
ENABLING ACT” AND OTHER CONSTITUTIONAL GUARANTEES”
3) “MOTION FOR EXTENSION OF TIME FOR FILING, HERE ON APPEAL” – AS
“FEDERALLY MANDATED UNDER THE “SPRINT” IS NOT THE “LETTER” OF THE
“AMERICANS WITH DISABILITIES ACT”; FOR A BONA FIDE “TOTAL AND
PERMANENTLY DISABLED QUAD-AMPUTEE” BEING UNLAWFULLY DENIED
“REASONABLE ACCOMMODATIONS” AND “PERSONNEL QUALIFICATIONS” FOR
“OPERATIONAL POLICIES” AND “PERSONNEL QUALIFICATIONS” FOR
“EVALUATING QUAD-AMPUTEE” LEVEL OF “NEED” WITHIN
“DISCRIMINATION, ABUSE AND NEGLECT; AND/OR A CRIMINAL CONSPIRACY
TO DEPRIVE OF RIGHTS UNDER COLOR OF LAW AND ADMINISTRATIVE
ACTIVITY”
4) “NOTICE FOR “FORMA PAUPERIS” WAIVER OF COSTS AND FEES BASED UPON
“INABILITY TO PAY FOR FILING FEES AND TRANSPORT”
along with unsubmitted:
- NOTICE OF CLAIM OF CONSPIRACY
- DEMAND FOR TRIAL BY JURY AND FOR GRAND JURY INVESTIGATION OF
REPORTED ALLEGATIONS OF MULTICOUNTY CRIMES
- DEMAND FOR SACTIONS AND REPARATIONS
- DEMAND FOR SACTIONS AND REPARATIONS
on previous year-long history of FRAUD AND DISCRIMINATION (and more)
FILED
SOUTH DAKOTA UNIFIED JUDICIAL SYSTEM
4TH CIRCUIT CLERK OF COURT

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

6/6/2022

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

CIV 22-116

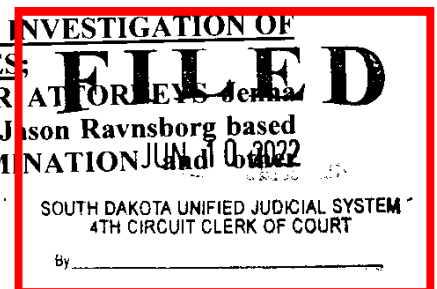
Dear LAWRENCE COUNTY Clerk,

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 AT FOR EYS - DENIA
Howell, Anthony Lippert, Eric Monson, Wade Reimers, and Jason Ravensborg based on proven year-long history of FRAUD and DISCRIMINATION



Besides IGNORING any address about that aspect of my “initial filing,” this judicial usurper Eric Strawn also IGNORED any address of my filing of “FORMAL OBJECTION” and “MOTION TO CORRECT THE FOURTH (4TH) CIRCUIT COURT RECORD OF LAWRENCE COUNTY ...” filed on 8/9/22 along with various other “OBJECTIONS and MOTIONS” in which I addressed these inconsistencies of “standards of practice” as applied to “my” case filings [to include the “CLERK OF COURT” withholding my documents from date-stamping and filing altogether for up to four-to-five (4-5) WEEKS before sending me “Proof of Filing” that did NOT reflect my own “date of filing” as the date “received” by the “court” ... but instead reflected the date 4-5 weeks later.]

In FACT, as that above-referenced “MOTION TO CORRECT THE FOURTH CIRCUIT COURT RECORD” was entered by the CLERK OF COURT (Carol Latuseck) into the “court record,” MAGISTRATE / CLERK Carol Latuseck completely disguised the name to that my “Cover Page” reference to the “court record” needing to be “corrected” was completely obfuscated and nonexistent. (See below as a snapshot of page 62 from my subsequent filing of 181-page filing of “OBJECTION TO ‘JUDGE’ Eric Strawn’s 9/19/22 ‘NOTICE OF HEARING’” dated 9/22/22 depicting that Seditious and Treasonous FACT of CRIMINAL MALFEASANCE of Carol Latuseck.)

CASE SUMMARY	
CASE NO. <u>40CIV22-000116</u>	
DAVID SCHIED vs. DEPT OF SOCIAL SERVICES	§ § § §
Location: <u>Lawrence</u>	Judicial Officer: <u>Strawn, Eric</u>
	Filed on: <u>06/10/2022</u>
CASE INFORMATION	
	Case Type: <u>Administrative Appeals</u>
PARTY INFORMATION	
Appellant	<u>SCHIED, DAVID</u>
Appellee	<u>DEPT OF SOCIAL SERVICES</u>
	Lead Attorneys: <u>Pro Se</u> <u>605-340-4439(H)</u>
	<u>REIMERS, WADE</u> <u>Retained</u> <u>605-224-8851(W)</u>
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 STATEMENTS</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

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

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?

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 & ORDERS OF THE COURT

06/10/2022 NOTICE OF APPEAL
- ADMINISTRATIVE

06/27/2022 ADMINISTRATIVE RECORD
- IN BROWN ENVELOPE ON S... 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 OF SOCIAL SERVICES CLERK GIBBE

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

PAGE 1 OF 2 (PAGE 2 WAS LEFT BLANK)

Printed on 08/09/2022 at 3:04 PM

**This part remained
ALL STILL
COMPLETELY
FRAUDULENT
as before**

?

**"MOTION TO
CORRECT THE
FOURTH (4TH)
CIRCUIT
COURT
RECORD ..."** as
shown on my
**"Cover Letter ...
to the COC"**

- 12) To sidestep the obvious other filings that were made along with the “FORMAL OBJECTION AND LEAVE FOR INTERLOCUTORY APPEAL” (provided above and by mention of “DSS” Robert Morris during the hearing), *judicial usurper* Eric Strawn instead went on a tangential rant about “BATES STAMPS” as follows:

10 There were several issues raised inside of his initial
11 pleadings, including the Bates stamps that are provided by
12 Odyssey, upon which Bates stamps normally occur at the
13 bottom of the document. Mr. Schied had made issue with
14 that, claiming that the bottom page he currently had
15 writing or text that the Bates stamp covered.

16 Number one, text normally does not appear at the very,
17 very bottom of the page, and there usually is a one-inch
18 margin in most of the filings. At least at the appellate
19 level there are 1-1/2-by-1-by-1-by-1 margins that are
20 required.

21 This circuit court doesn't have the same stringent
22 requirements, but at a minimum, the Court's not going to
23 adjust the Odyssey system and ask IT to change the position
24 of the Bates stamps to a different location on the page,
25 because any other location, based on the Court's review,

14

1 would have also covered up text because it appears that, on
2 the majority of these filings, the Bates stamp would not be
3 convenience in any one or any respect for consistency
4 purposes.

5 There was also an issue with regard to the Bates
6 stamps only appearing on the first page of the filed
7 document. Again, this is something that is done by
8 Odyssey, and the Court is not going to request that IT
9 modify every -- or the entire program so that it would
10 place the Bates stamps at the discretion or at the request
11 of a litigant.

12 We're off the record.

13 (An off-the-record discussion was held.)

14 **THE COURT:** With regard to the Bates stamp issue, also, my
15 understanding is, is that in this particular case, the
16 clerk of courts, in accommodating these numerous and
17 voluminous e-mail submissions, had to take these documents
18 and to Bates stamp them directly with their own, and so in
19 that instance, there at least was some argument that it
20 could have been done elsewhere, but it did not impact the
21 subject matter of the filing; so, therefore, the Court
22 finds that this is a nonissue.

Well, of course, this judicial usurper's irrational "*rant about BATES STAMPS*" was a "*nonissue*." It was certainly not any "*issue*" for either myself – by the context FRAUDULENTLY FRAMED by this judicial "*imposter*" – and while I had "*filed more than 800 pages of documents since 7/29/22*" the "*DSS BAR attorney / SPECIAL ASSISTANT ATTORNEY GENERAL*" **Robert Morris** filed virtually NOTHING more than a single page with his "*appearance as counsel to the DSS*" throughout this entire time, ... and while letting this "*scoundrel*" **Eric Strawn** and his "*sidekick*" **Carol Latuseck** do the rest for him to "*win*" this case by twisting, corrupting, and "*trespassing*" all over "*my*" case through CRIMINAL ACTS of "*obstruction*" and "*interference*" on these "*official*" proceedings.

- 13) Throughout these "*railroaded*" proceedings, these CRIMINAL PERPETRATORS focused upon what I **purportedly** "*did NOT do right*" (as a new South Dakpta "*resident*," a declared "*CRIME VICTIM and REFUGEE*," and as a bona fide "*totally and permanently disabled quad-amputee*") by "*not following the rules*" after filing my "*NOTICE OF APPEAL*." ... while **mischaracterizing** just a small portion of what I DID do so to suit their

purpose of “railroading” my entire “CASE AGAINST THE ‘STATE’”, and while criminally, and “affirmatively” remaining silent on the rest of my writing, in *acquiescence* and TACIT AGREEMENT with both my CLAIMS IN COMMERCE and with my “FEE SCHEDULE” claiming \$2,000,000 per incident, with TREBLE DAMAGES added for instances just such as these.

6 On June 30, 2022, I made a notice of appearance as a
7 special assistant attorney general on behalf of the South
8 Dakota Department of Social Services.

9 In 1-26, there is the appellate rules, administrative
10 rules for appellate procedure under 1-26.

11 First of all, under 1-26-31.4, the appellant is to
12 file a statement of issues within ten days. None has been
13 filed.

14 Pursuant to 1-26-32.2, request for a transcript must
15 be made within ten days. None was requested.

- 14) What they DID do “*on the record*” is to emphasize the FACT that I had never even “*filed*” my “BRIEF ON APPEAL” – because if I had, it would have included the addition of my accompanying “NEW COMPLAINT” against ALL of the “CO-TRUSTEES” which were ALWAYS reflected on the “*Cover Page*” of all of my filings ... as a matter of my own “ARTICLE III COURT OF RECORD”. However, having NAMED ALL whom I was clearly suing in my upcoming “APPEAL BRIEF AND NEW COMPLAINT” – which had not been written, captioned and filed yet to INFORM all of the named “CO-TRUSTEES” as to “why” they were being sued (as if they would not already know based upon all of the documentation archived in the APPENDIX A to this case) – the FIRST procedural priority (as even required in other STATE and UNITED STATES “courts” of America) was to secure a granting for “MOTION FOR ‘FORMA PAUPERIS’ WAIVER OF COSTS AND FEES BASED UPON ‘INABILITY TO PAY’ FOR FILING FEES AND TRANSCRIPTS” ... because (duh?!) the “BRIEF and NEW COMPLAINT” would require a FILING FEE and would therefore be rejected without my first resolving this issue by proper “MOTION,” which I DID file right away, along with my need for a waiver on the costs for “TRANSCRIPTS.”

In essence, these CRIMINALLY CORRUPT “STATE BAR” CRIME SYNDICATE members were all so “*gun-ho*” about overwhelming me as an initially perceived “*totally and permanently disabled*” individual “*having the gall*” to intrude upon their CORRUPT MONOPOLY OF POWER over BOTH the “EXECUTIVE BRANCH” and the “JUDICIAL BRANCH” – by coming in the door calling [my]self “one of the Sovereign People” and claiming “SUI JURIS” status instead of “*pro se*” or “*pro per*,” and claiming

to be acting “EX REL” on behalf of the “TAXPAYERS” – that they sought “unwritten emergency procedures” (i.e., “RACKETEERING INFLUNCED CORRUPTION,” “SEDITION,” and “TREASON”) in order to “railroad” me out of their sight as “easy prey” for their COMMON LAW ignorance and their FOREIGN AGENT arrogance.

”APPENDIX C” OF THE ARTICLE III “COURT OF RECORD”: What happened in the JUDICIAL BRANCH between 2022-’23, as entered into the RECORD, to demonstrate the disposition of the “UNIFIED JUDICIAL SYSTEM” and the STATE BAR members toward creating and then covering up their own **FRAUDULENT PAPER TRAILS** for subsequent “judicial reviews”

- From page 2 of the “official 4th CIRCUIT COURT TRANSCRIPT dated 10/7/22”:

15 | Number one, specifically, the request for an extension to
16 | file the appellate brief as is required under statute.

- From pp. 5-6 of that same TRANSCRIPT “record” created exclusively by them:

23 | Once the record of -- is transmitted, then SDCL
24 | 1-26-33.2 sets forth the briefing schedule. The
25 | appellant's brief is due 30 days after the record is

6

1 | transmitted. Just using a true 30 day, since the record
2 | was filed on June 27, 2022, July 27, 2022, would have been
3 | the date his brief was due.

- From pp. 5-6 of that same TRANSCRIPT “record” created exclusively by them:

11 | First of all, under 1-26-31.4, the appellant is to
12 | file a statement of issues within ten days. None has been
13 | filed. **FRAUD!** by “DSS” attorney Robert Morris
14 | Pursuant to 1-26-32.2, request for a transcript must
15 | be made within ten days. None was requested.

FRAUD and the promotion of an “UNLAWFUL MONOPOLY” and
“CONTINUING FINANCIAL CRIMES ENTERPRISE” by
“DSS” attorney Robert Morris lxxxvi

The above “official statements” by Robert Morris constitute FRAUD and the “Promotion of an ‘unlawful monopoly’ and ‘CONTINUING FINANCIAL CRIMES ENTERPRISE’” for the following reasons:

- 1) As a matter of the “official” record, I as “one of the Sovereign People” DID “file a statement of issues within ten days” (of having filed his/my “NOTICE OF CLAIM OF APPEAL”) as is clearly shown by the snapshot shown below as embedded right into the “Cover Page” and the “Body” of the “NOTICE OF CLAIM OF APPEAL” itself:

“CO-TRUSTEES” acting in their Private and Public capacities		TRIAL BY JURY
BENEFICIARY / RELATOR / PRIVATE PUBLIC PROXY David Schied’s		
1) “ <u>CLAIM OF APPEAL</u> ” – TIMELY-FILED AND BASED UPON “ <u>OVERRIDING AND PALPABLE ERRORS</u> , <u>GROSS OMISSIONS OF FACTS</u> , THE ‘ <u>ACCORDI DOCTRINE</u> ,’ AND; <u>INTENTIONAL [TORTUOUS] VIOLATIONS OF THE ‘RULES ENABLING ACT,’ AND ‘OTHER CONSTITUTIONAL GUARANTEES’</u> ”		
2) “ <u>MOTION FOR EXTENSION OF TIME FOR FILING ‘BRIEF ON APPEAL’</u> ” – 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)’”		
<u>DEMAND FOR SCTIONS AND DISBARMENT</u>		
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 <u>DISCRIMINATION and CRIMINAL COMPLAINTS</u>		

1

- 2) The “issue” surrounding FEDERAL “CIVIL RIGHTS” LAW of the AMERICANS WITH DISABILITIES ACT was discussed at a “RECORDED HEARING” dated 5/5/22. The “issue” surrounded my assertion of NOT being able to take handwritten notes of this “constitutional due process proceeding” in which “THE RECORD” was being made SOLELY by “THE STATE” on a hearing that was being then “railroaded” CRIMINALLY as being me SOLELY against the “DSS” when that was NOT the case and I had subpoenaed at least twenty-six (26) “AGENTS and PRINCIPALS” of the “STATE” (as opposed to consisting exclusively of “DSS” criminal “CO-TRUSTEES” named as “co-conspirators”) to give their testimony and be cross examined and NONE had shown up!

At that “hearing,” the “DSS” used an “Administrative Law Judge” (Eric Monson) who was borrowed from the OFFICE OF ADMINISTRATIVE HEARING / BUREAU OF ADMINISTRATION – along with a “SPECIAL ASSISTANT ATTORNEY GENERAL” (Wade Reimers) who was borrowed from the “convicted” and “impeached” KILLER ATTORNEY GENERAL Jason Ravensborg – to COERCE both the hearing and the outcome, by way of starting the hearing despite my earlier WRITTEN OBJECTIONS; and announcing that the “DSS” should begin the proceedings with two “DSS” agents (Angie Reichert and Kim Terrill)

and one “DHS” agent (Kelli Werner) testifying against me on a hearing that was otherwise supposed to be FOR me ... and while completely disregarding the multiplicity of my earlier WRITTEN OBJECTIONS, the “no show” of my subpoenaed 26+ “WITNESSES” and the DENIAL OF MY RIGHT under the “ADA” to “reasonable accommodations” of simply “RECORDING” the meeting (as the “DSS” was attempting to have EXCLUSIVE right to be doing while DENYING me that “equal right”, even as I was disabled and without fingers for taking notes).

The discussion which ensued about this entire multi-faceted “issue” – which I RECORDED anyway so that I would NOT be need to purchase a “transcript” as part of my “DUE PROCESS RIGHT OF APPEAL” and so not to be COERCED to “pay into” their attempt to run a MONOPOLY on my “RIGHT TO ACCESS” this “record” which otherwise cost money to purchase from the very idiots that I could see were “railroading” this hearing in the first place – was NOT focused on whether or not I had a right to PURCHASE the transcript or to be required to file a “MOTION TO WAIVE COST ON [PURCHASING THE] TRANSCRIPT” ... but was focused upon whether the SUSPECTED CORRUPTION OF ALL OF THE “STATE BAR CRIME SYNDICATE” members who were to be involved in this potential “multi-tiered ‘RICO’ operation” (i.e., Eric Monson, Wade Reimers, and later ... Eric Strawn and Carol Latuseck) that may do what exactly I have RECORDED as actually later playing out by DENYING MY LATER FILED “MOTION FOR WAIVER OF FEES ... ON TRANSCRIPTS”; and whether it would be worth “trusting” what was supposed to be “my” SEDITIONOUS and TREASONOUS “government” being run by that very same “STATE BAR CRIME SYNDICATE”.

I chose the route that I did – based upon the “ALJ” Eric Monson’s DENIAL of my “Right” to have “witnesses” present for questioning and Wade Reimer’s “objection” to my methodology for ensuring “service of process” upon those 26+ WITNESSES and instructing them what to bring to this INADEQUATELY-TIMED HEARING [i.e., I was given very few days “notice” myself by the “DSS” of having to go to ANOTHER COUNTY for the hearing, giving me – as a NEW TO TOWN “totally and permanently disabled quad-amputee” who does not “drive” and am BEING DENIED PAID PUBLIC TRANSPORTATION (by also being DENIED “STATE MEDICAL ASSISTANCE”) – practically no time at all to write, much less to have “properly served” subpoenas issued) – of NOT trusting “my” government or the “STATE BAR” members that were at that “constitutional due process” hearing (that I otherwise clearly saw that were “railroading” my case ...) and I continued to RECORD these proceedings myself SO THAT I WOULD NOT EVEN NEED TO WORRY LATER ABOUT “BUYING” A TRANSCRIPT as yet another COERCED participation from this RACKETEERING and CORRUPT “CONTINUING FINANCIAL CRIMES ENTERPRISE.”

To be sure, the “ADMINISTRATIVE PROCEDURES ACT” protocols cited by the CORRUPTED SPECIAL ASSISTANT ATTORNEY GENERAL and STATE BAR CRIME SYNDICATE member Robert Morris at that 10/7/22 “hearing event” – that was, again, [raved about ON THE RECORD by “judge” Eric Strawn as supposed to be all done FOR me) supposed to be a “constitutional due process hearing” (but was more carried out like a “dog and pony show” or other “circus act” to justify the “entertainment” factor being used to FLEECE THE “TAXPAYERS” in this and many other “cases”)] – does not include what any of We the Sovereign People should do when caught up in this DOMESTIC TERRORISM (i.e., acts COERCING not only “populations of people” but also how “government is supposed to be

operating”), so We (*the Sovereign People*) are left only then to rely upon COMMON LAW REMEDIES.



Codified Laws

1-26-31.4. Contested cases--Statement of issues on appeal.

Within ten days after the filing of the notice of appeal as required by § 1-26-31, the appellant shall file with the clerk of the circuit court a statement of the issues the appellant intends to present on appeal and shall serve on the other parties a copy of that statement. If any other appellant wishes to raise additional issues on appeal, the other appellant shall file a statement of additional issues on appeal within ten days after service of the appellant's statement.

Source: Supreme Court Rule 82-35; SL 2008, ch 280 (Supreme Court Rule 07-01), eff. Jan. 1, 2008; SL 2019, ch 4, § 1.

S.D. Codified Laws § 1-26-32.2

Section 1-26-32.2 - Request for transcript-Waiver by failure to request

Within ten days after the filing of the notice of appeal, the appellant shall order from the agency or reporter, if present, a written transcript of the proceedings or such parts thereof as he deems necessary of the contested case hearing. The order shall be in writing and a copy thereof shall be served on all parties to the action and a copy shall be filed with the clerk of the circuit court. Failure to order a transcript within the ten-day period shall constitute a waiver of the right to such a transcript.

If the appellee deems a transcript of other parts of the proceedings necessary, he shall, within ten days after the service of the appellant's request or statement of issues, file with the clerk of the circuit court and serve upon the appellant a request for a transcript of additional parts to be included in the transcript of the contested case hearing. Failure to order such additional parts of the transcript shall constitute a waiver of the right to such additional parts of the transcript.

SDCL 1-26-32.2

Supreme Court Rule 82-35; Supreme Court Rule 89-1A.

- From pp. 5-6 of that same TRANSCRIPT “record” created exclusively by them:

Morris (p.6)

23 Once the record of -- is transmitted, then SDCL
24 1-26-33.2 sets forth the briefing schedule. The
25 appellant's brief is due 30 days after the record is

transmitted. Just using a true 30 day, since the record was filed on June 27, 2022, July 27, 2022, would have been the date his brief was due.

Now, I know that there were pending -- there are pending motions. One was a motion for waiver of fees. He has not paid the fees, so part of, you know, my argument would be he's not here today to address the waiver of fees, so the Court -- the question is: Are you going to waive the fees and give the Court jurisdiction, or is the fact that he hasn't paid any fees do away the jurisdiction of the Court? I really don't know the answer to that.

Morris (p.6 contn'd) FRAUD! and this "DSS" attorney Robert Morris cannot TESTIFY about what I "believe" ...

And I would point out to the Court, the irony here is that Mr. Schied asked for an extension of time to file the brief, which would normally do -- be due July 27th, and I would point out to the Court, and the record would reflect this if you went through all the pages, but since July 29th, Mr. Schied has filed over 800 pages of documents in this case that, for lack of a better term, do not appear to be relevant to any of the issues because we really don't know what the issue is -- that he believes are because he hasn't filed a statement of issues, but it's just a lot of repetitive information that is just clogging the clerk of court's docket in this case. ... or the meaning of the 800 pages

of content that I had filed. Again, THIS IS OUTRIGHT "FRAUD UPON THE COURT" and "OBSTRUCTION"

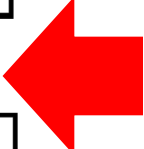
Above (on the preceding page) is EVIDENCE about THREE COUNTS of CRIMINAL FRAUD right in the same paragraph – to which (as shown below) the judicial usurper Eric Strawn agreed to let happen and be used this “testimony” of his fellow STATE BAR [CRIME SYNDICATE] member to commit the worst form of “DISMISSAL” (i.e., “with prejudice”) – whereas clear “CONSTITUTIONAL” issues had been presented in those “more than 800 pages” that this “officer of the court” Robert Morris has so tortuously “trespassed” upon with his intentional LIES.

The “answer” to Morris’ question was provided by “the court” as the alter-ego of “judicial usurper” Eric Strawn as shown on pp. 10-11 of that “10/7/22 HEARING TRANSCRIPT”:

(“judicial usurper”) Eric Strawn (pp. 6-7)

14 Mr. Morris is correct. The Court has not previously
15 ruled on those, and Mr. Schied has not made an attempt to
16 get this before the Court on either one of these motions.
17 The Court called on for this hearing, and he has failed to
18 appear today. **The “this” that Strawn refers to here is the**
“statement of issues.”
19 The Court has a limit upon which it may intercede on
20 behalf of a pro se litigant, and the Court has met that
21 wall. I cannot, in good faith and under the laws of our
22 state, intercede when a clear violation of the law,
23 specific to failing to make an appearance and champion your
24 case, has been made. And here Mr. Schied cannot speak to
25 the request for his waiver of filing fees; and so, Duh?!

 This does consider the FACT that I had already “spoken”¹¹
about all of this in the “more than 800 pages” as the
proverbial “PINK ELEPHANT in the room”!

1 therefore, the Court will deny the request for filing fees,
2 thereby lacking jurisdiction. 

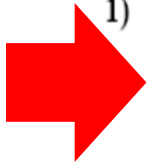
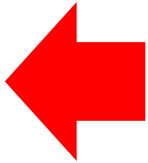
Again, see the EVIDENCE of these LIES all
wrapped up in the “captioning” of the “Cover
Page” of my initial filing in the “CORRUPT”
FOURTH (4TH) CIRCUIT COURT:

(See top of next page)

“CO-TRUSTEES” acting in their Private and Public capacities

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

1

Obviously, my very first filing in the FOURTH (4TH) CIRCUIT COURT offered the premonition that “GROSS OMISSIONS OF FACTS” was not limited to the “ADMINISTRATIVE ‘DEEP’ STATE” of the “EXECUTIVE” BRANCH. It is UNLIMITED in scope however, whenever and wherever the STATE BAR [CRIME SYNDICATE] is involved. As the EVIDENCE shows in this case, it is richly prevalent in the “JUDICIAL” BRANCH as well.

“SPECIAL ASSISTANT ATTORNEY GENERAL” Robert Morris continued his FRAUD with “GROSS OMISSIONS” about the content - even the captioned titles - of my 800+ pages that included numerous “OBJECTIONS” to the hearing itself and a “MOTION TO CORRECT THE 4TH CIRCUIT COURT RECORD” that “judge” Strawn refused to schedule for hearing with the rest ... when he admittedly was acting “sua sponte” on my behalf.

(See again top of next page)

1 But even though he's had the ability and time to file
2 over 800 pages of documents since July 29th, he has not
3 filed an appellant brief, and so he has -- I think the
4 Court attempted to make accommodations for him, gave him
5 the opportunity for a telephonic hearing. He received
6 notice, but he's not here today, and so ultimately,
7 naturally I would defer to the Court as the ultimate
8 decision-maker of this, but although Mr. Schied is pro se,
9 the pro se rules of liberally construing it go to the --
10 say the materials, the arguments, and those sorts of
11 things, pro se people, pro se litigants still have to
12 follow the rules of civil procedure just like an attorney
13 does.

14 And so there -- in my view, there's been a total lack
15 of following the rules of civil procedure. The Court has
16 given Mr. Schied every opportunity to do so, and I believe
17 the only appropriate remedy under the circumstances is a
18 motion to dismiss for, essentially, failing to follow
19 through with his pending motions by his lack of appearance.

20 **THE COURT:** Thank you, Mr. Morris.

15) Finally, on top of all else, this “*CONSPIRATORIAL CRIMINAL ‘TEAM’*” of STATE BAR CRIME SYNDICATE members brought closure on “my” case – **WITH PREJUDICE** – meaning that I will NOT be allowed by this “court” to bring up these issues again at the STATE level; and they did so WITHOUT doing any of the following:

- a) WITHOUT even bringing up to “hearing” (and, in fact, “targeting” them for strict “avoidance”) ANY of my filed “**FORMAL OBJECTIONS**”, and particularly targeting my “**MOTION TO CORRECT THE FOURTH (4TH) DISTRICT COURT RECORD**,”
- b) WITHOUT my DEMANDED “**TRIAL BY JURY**”
- c) WITHOUT any “HONOR” whatsoever.

ORDERED, ADJUDGED and DECREED, that the Appellant's appeal is **dismissed with prejudice**; and it is further;

ORDERED, ADJUDGED and DECREED, that the Court's **reasoning for dismissal is fully set forth by the Court in the Transcript of the Hearing**, which is on file with the Lawrence County Clerk of Courts, which reasons are fully incorporated herein by reference as though fully set forth herein; and it is further;

ORDERED ADJUDGED and DECREED, that the Appellant be giving notice of his right to appeal to the South Dakota Supreme Court in this document and in the Notice of Entry of Order and Judgment of Dismissal that will be filed by Appellee's Counsel.

Dated this ____ day of October, 2022.

10/28/2022 11:42:44 AM

BY THE COURT.


Honorable Eric J. Strawn
Circuit Court Judge

Attest:
Gibbens, Kristie
Clerk/Deputy

NOTICE OF RIGHT TO APPEAL



AN APPEAL MAY RESULT IN REVERSAL OF THIS DECISION. A PERSON WHO IS ADVERSELY AFFECTED BY THIS ORDER AND JUDGMENT OF DISMISSAL IS ENTITLED TO JUDICIAL REVIEW THROUGH AN APPEAL TO THE SOUTH

Schied v. SDDSS
40CIV22-000116
Order and Judgment of Dismissal
Page 3 of 4

**BELOW IS THE BASIC OVERVIEW OF WHAT TOOK PLACE WITHIN THE
DETAILS PROVIDED IN “APPENDIX C” INCLUDING THIS PREFACING FOR THE
“TABLE OF CONTENTS”**



The graphic above shows the general sequence of events that took place once I had “*exhausted my administrative remedies*” in the EXECUTIVE BRANCH and I took ALL of the matters occurring there – including the “OPEN RECORDS” issues with “SPECIAL ASSISTANT ATTORNEY GENERALS” [Jenna Howell](#) and [Jeremy Lippert](#) (acting on the behalf of GOV. Kristi Noem’s two “**SECRETARIES**” of the “DHS” ([Shawnie Rechtenbaugh](#)) and the “DSS” ([Laurie Gill](#)) and [Scott Bollinger](#) and [Catherine Williamson](#) of the BUREAU OF ADMINISTRATION and its OFFICE OF HEARING EXAMINERS respectively and their “agent” as “DSS ADMINISTRATIVE LAW JUDGE” [Eric Monson](#) ... as well as the **OFFICE OF THE SOUTH DAKOTA ATTORNEY GENERAL**, [Jason Ravensborg](#), and his other “assistants” named as [Wade Reimers](#) AND NOW ADDED – [Robert Morris](#), [Carol Latuseck](#), [Kristie Gibbens](#), and the **STATE BAR OF SOUTH DAKOTA**. Clearly, the “*devil is in the details*” of all of the “*more than 800 pages of documents filed since 7/29/22*” as referred to in this **APPENDIX C**, as well as the preceding documents those documents referenced as being “*filed*” since my “original” “**CLAIM OF APPEAL**” and his “**MOTION FOR EXTENSION OF TIME FOR FILING ‘BRIEF ON APPEAL’**”

**It is now time to get back to what
occurred in the SOUTH DAKOTA
SUPREME COURT just prior to this
Seditious and Treasonous and
“WEAPONIZED DUE PROCESS
HEARING” and “CASE
DISMISSAL”**

But before leaving what took place at the “*setup*” and “*railroading*” that took place at what I now refer to as the 10/7/22 “*WEAPONIZED ‘sus sponte’ constitutional ‘due process’ HEARING*” executed against me by the ALL STATE BAR [CRIME SYNDICATE] members of Eric Strawn, Carol Latuseck, and Robert Morris, it is important to point out a couple more things as follow:

Between the time I had delivered my FOUR “*OBJECTIONS and MOTIONS*” dated 8/9/22 and the date of the 10/7/22 “*WEAPONIZED DISMISSAL HEARING*” referenced above and below, is when it “*appears*” that the MAGISTRATE/CLERK” Carol Latuseck had colluded with “judicial usurper” Eric Strawn (on 9/19/22 as the very day that “*Judge*” Strawn issued his “*NOTICE OF HEARING*” scheduled for 10/7/22) and the SUPREME COURT “*CLERK*” Shirley Jameson-Fergel to “pilfer” and “corrupt” the “official FOURTH COURT record” by the addition of the dozen or so “new otherwise UNKNOWN (to me) filings” pertaining to Joseph Gilberti, the STATE OF FLORIDA, the “BOSTON MARATHON EXPLOSION,” and other document(s) in the file listed (later) as being “sealed” to include a SECOND transcript pertaining somehow to “my” case ... whereas I had not known anything about any of these “outside” filings until AFTER the DISMISSAL of my case on 10/7/22. Finding out the addition of these files by CLERKS Latuseck and Jameson-Fergel only AFTER THE FACT of the DISMISSAL is a “*telltale sign*” and “*smoking gun*” EVIDENCE of some kind of CRIMINAL “*setup*” with all of these STATE BAR [CRIME SYNDICATE] members at the “*HEARING on 10/7/22*” planning to participate and to gang up to surprise me with these questionable “*foreign*” documents while on the “*official court record.*”

Importantly, I did not ever know about the existence of these FOREIGN DOCUMENTS being slipped into the “*court file*” on 9/19/22 until AFTER that hearing had concluded and BAR attorney Robert Morris had delivered on 10/31/22 (i.e., “*Halloween*”) the “*FINAL JUDGMENT OF DISMISSAL*” signed by “*Judge*” Strawn on 10/28/22. (Any symbolism being used here?)

Initially, my records show that “*MAGISTRATE/CLERK*” Carol Latuseck had also acted on HALLOWEEN (10/31/22) to send me her FRAUDULENTLY CONSTRUCTED “official” court “REGISTER OF ACTIONS”; but I was so busy fending off “*DEBT COLLECTORS*” at the time, I did not have time to read over that “*REGISTER OF ACTIONS.*” Had I looked at them then when I received them, I would had seen then that those FOREIGN files had been added prior to the scheduled “10/7/22 HEARING” as a “setup” to somehow connect me with whatever Joseph Gilberti was facing against the “Powers That Be” in the STATE OF FLORIDA connecting him somehow with the BOSTON MARATHON BOMBING and his “PURE WATER” mission to help others victimized by the same in the urban areas of that State. (See below as a copy of the envelope postmarked on 10/31/22 with that mailing to me.)

CLERK OF COURTS
FOURTH JUDICIAL CIRCUIT
P.O. BOX 626
DEADWOOD SD 57732-0626



MR DAVID SCHIED
PO BOX 321
SPEARFISH SD 57783

57783\$0321 B003



09/19/2022	NOTICE OF HEARING	WITH CERTIFICATE OF SERVICE
09/19/2022	CERTIFIED MAIL RECEIPT	AND CERTIFIED RETURN
09/19/2022	CORRESPONDENCE	TO SHIRLEY JAMESON-FERGEL SUPREME COURT CLERK DATED TUE, AUG 9
09/19/2022	CORRESPONDENCE	TO SHIRLEY JAMESON-FERGEL SUPREME COURT CLERK DATED TUE, AUG 9 RE: NEW AND OLD SCHOOL BOARD MEMBERS IN BROWARD W SUBPOENA
09/19/2022	CORRESPONDENCE	TO SHIRLEY JAMESON-FERGEL SUPREME COURT CLERK RE: ATTACHMENTS TO COMMON LAW WRIT OF ERROR INTERLOCUTORY APPEAL TO THE SUPREME COURT W/ ATTACHMENTS
09/19/2022	CORRESPONDENCE	RE: RESIGNATION OF MR TOM GRADY OF FLORIDA DOE
09/19/2022	CORRESPONDENCE	RE: NEWS-PRESS ARTICLE
09/19/2022	CORRESPONDENCE	RE: NEWS-PRESS ARTICLES

SOUTH DAKOTA UNIFIED JUDICIAL SYSTEM
Register of Actions

File Date	Document Description	Description, Continued
09/19/2022	CORRESPONDENCE	RE: GILBERTI VS OBAMA-NAACP-CARMINE MARCENO
09/19/2022	CORRESPONDENCE	RE: GILBERTI VS OBAMA-NAACP-CARMINE MARCENO
09/19/2022	CORRESPONDENCE	RE: PROOF DESANTIS & CRIST W OBAMA-BIDEN DID BOSTON MARATHON EXPLOSION W TAMPA COPS SHERIFF GEE
09/19/2022	CORRESPONDENCE	RE: PROOF DESANTIS & CRIST W OBAMA-BIDEN BOSTON MARATHON EXPLOSION W TAMPA COPS SHERIFF GEE
09/19/2022	CORRESPONDENCE	RE: PROOF DESANTIS & CRIST W OBAMA-BIDEN DID BOSTON MARATHON EXPLOSION W TAMPA COPS SHERIFF GEE
09/19/2022	CORRESPONDENCE	RE: AMERICAN SOLDIERS AND CITIZENS ARE ALL
09/23/2022	CERTIFIED MAIL RETURN	DAVID SCHIED
10/05/2022	CORRESPONDENCE	FROM DAVID SCHIED TO CAROL LATUSECK RE: FILINGS

As shown on the coming many pages, near the end of that 10/7/22 HEARING, and just after concluding an “off-the-record-ex-parte conference” with the “judge” at the bench (in which it was most likely they were discussing whether or not to bring up these above-referenced “FOREIGN DOCUMENTS” added to “my” case and “THE COURT’s record”) the “DSS Defense Counsel attorney” Robert Morris sought to “correct the court’s record” on “judicial usurper” Eric Strawn having spent considerable time establishing his FALSE CLAIM that I was a “quadriplegic” and thus revealing that he had NEVER even read anything I had submitted to “the court,” as my disability status had been so many times repeatedly stated – virtually always in quotes – as my otherwise being a “quad-amputee” instead. The exact words used by “SPECIAL ASSISTANT ATTORNEY GENERAL” Morris is again presented as follows below while referencing my 8/9/22 “FORMAL OBJECTION and LEAVE FOR LEAVE FOR INTERLOCUTORY APPEAL” as follows:

20 I agree with you that it's difficult to really label
21 the filings, but I would refer the Court to the August 9,
22 2022, filing that we have labeled as "Formal Objection and
Leave for Interlocutory Appeal," and I believe the Court --
24 at first it was difficult for me to really understand what
25 his disability was. The Court referenced him as a

16

1 quadriplegic, but Mr. Schied, throughout the documentation,
2 referenced himself as a, quote, "totally and permanently
3 disabled quad-amputee," unquote.
4 And in this particular filing on August 9, 2022, on
5 page 22, he embedded a photograph of himself in a
6 wheelchair, and, of course, the file -- the copy I have is
7 in black and white, but the -- I did see a color copy
8 somewhere, and he is -- his lower extremities are amputated
9 at the knees, and then it does appear that in his hands
10 perhaps some of the digits have been -- have been
11 amputated. So he is not a quadriplegic. He is, according
12 to his definition or representation, a totally and
13 permanently disabled quad-amputee.

What so conspicuously stands out about Morris' reference to the "[*photograph on page 22*]" is his blatantly deceptive "*GROSS OMISSION*" of the even greater – and most important – OBJECTIVE FACT that just seven (7) pages further into that very same document of "FORMAL OBJECTION and LEAVE FOR LEAVE FOR INTERLOCUTORY APPEAL" (i.e., appearing on p.29 therein) was an embedded copy of the following letter written by my doctor and depicting the VERY EXPLICIT NATURE OF MY DISABILITY. (See top of next page below)

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

Yet while the simple reference to this doctor's "*official determination*" letter would have answered all questions about what seemed to be speculative about "my" photograph, and "my" SUBJECTIVE "*self-advocacy*" about the nature of my disability, these two STATE BAR CRIME SYNDICATE members (Strawn and Morris) preferred to CREATE EVEN MORE CONTROVERSY "on the record" by speculating about exactly how many fingers I am actually missing and whether my having placed quotation marks around the words "totally and permanently disabled quad-amputee" meant that this was solely "my" speculative SUBJECTIVE opinion instead of an OBJECTIVE matter or irrefutable FACT. (See next page for another focus upon the DECEPTIVE WORDING of "Bob" Morris as he went utterly too far CRIMINALLY into GROSS OMISSIONS so as to – as Eric Strawn coined it – "*make his record*" of this case.)

4 And in this particular filing on August 9, 2022, on
5 page 22, he embedded a photograph of himself in a
6 wheelchair, and, of course, the file -- the copy I have is
7 in black and white, but the -- I did see a color copy
8 somewhere, and he is -- his lower extremities are amputated
9 at the knees, and then it does appear that in his hands
10 perhaps some of the digits have been -- have been
11 amputated. So he is not a quadriplegic. He is, according
12 to his definition or representation, a totally and
13 permanently disabled quad-amputee.

Of course, this is how STATE BAR CRIME SYNDICATE members make their money – by stating “half-truths” and using their “ERRORS AND OMISSIONS” to create matters of “controversy” that need to be “litigated” at great cost (and so to TRANSFER THE WEALTH from hard-working Americans and AMERICA’s “MOST VULNERABLE POPULATIONS” of poor, elderly, and disabled Americans so as to cause them to “give up” on bringing forth “THE TRUTH” ... because “the COST OF JUSTICE is simply beyond reach” ... as caused by these types of SEDITIONOUS and TREASONOUS “DOMESTIC TERRORISTS” with this type of “JUST US” mentality.



So far, what has been covered already within APPENDIX C with regard to the SUPREME COURT first pertained to the CLERK OF COURT, Shirley Jameson-Fergel receiving my INTERLOCUTORY APPEAL on 8/9/22 but refusing to file it; and then sending it back to me

several weeks later with a cover letter on this “appellate jurisdiction case” claiming it was being returned for “lack of original jurisdiction” ... but only after I had telephoned her first on 8/24/22 to find that she had claimed that she had no idea what I was talking about and could not find my “filings” anywhere in her database though I had the proof of delivery by both email AND by USPS mail. (See again pp.12-13 and p.22 herein)

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 Latuseck. Thank you for your consideration in receiving these documents from me via email.



Supreme Court of South Dakota

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

Shirley A. Jameson-Fergel
Clerk

Laura J. Graves
Chief Deputy

Amy Hudson
Deputy Clerk

Sarah L. Gallagher
Deputy Clerk

August 24, 2022

Mr. David Schied
PO Box 321
Spearfish SD 57783

Re: Correspondence received

Dear Mr. Schied:

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

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

/l/jg

Enc.

Using “FORM over SUBSTANCE” violates the “ACCARDI DOCTRINE”

Very truly yours,

Laura J. Graves

Notice how this “CLERK OF COURT” deceptively uses vague terminology to “describe” what I had sent to her otherwise as an “INTERLOCUTORY APPEAL” so that the egregiousness of her rejecting “APPELLATE JURISDICTION” would not be so very obvious “as a matter of court record.”

Also covered – but only briefly – was my 64-page “WRIT OF ERROR CORAM NOBIS ...” filing on 9/16/22 in response to being sent back my 41-page INTERLOCUTORY APPEAL on 8/9/22; which prompted the “Chief Justice” Steven Jensen to sign what he too deceptively labeled as my “PETITIONER’S REQUEST” and setting forth a written “ORDER DENYING [it]” **but doing so in collaboration with the “CLERK OF COURT” Jameson-Fergel to include a FRAUDULENT SIGNING DATE “as a matter of official court record” ... and DECEPTIVELY FAILING also to bear the “official” SUPREME COURT “Seal” for some obvious reasons.**

This “ORDER” was received by the FOURTH CIRCUIT COURT “CLERK” ON 10/17/22, giving the “green light” for “Judge” Strawn to write his “JUDGMENT OF DISMISSAL” on 10/28/22.

SUPREME COURT
STATE OF SOUTH DAKOTA
FILED
OCT 14 2022
Shirley A. Jensen-Lepel
Clerk

IN THE SUPREME COURT
OF THE
STATE OF SOUTH DAKOTA

* * * *

DAVID SCHIED,
Petitioner,

vs.

SOUTH DAKOTA DEPARTMENT
OF SOCIAL SERVICES,
Respondent.

ORDER DENYING PETITIONER’S
REQUESTS

#30119

Petitioner having served and filed a “common law writ of error coram nobis,” “finding of contempt,” and “motion to move to the Supreme Court to reconsider reversing its previous ‘form over substance’ decision,” and an attachment regarding “ongoing reports of ‘neglect and abuse’” in the above-entitled matter, and the Court having considered the materials and being fully advised in the premises, now, therefore, it is

ORDERED that the Petitioner’s requests be denied as they do not meet the requirements to invoke this Court’s original jurisdiction.

DATED at Pierre, South Dakota this 14th day of October, 2021.

THE COURT:

ATTEST: *[Signature]*
Clerk of the Supreme Court
(SEAL)

This is a SHAM document!

SEE – This “DATE OF SIGNING” is FRAUDULENT!

Such “ERRORS and OMISSIONS” can be used in the future proceedings by crooked attorneys to create costly points of controversy for people like me!

SEE – There is NO SEAL affixed to “officialize” this document “ORDER” as there otherwise should be.

PARTICIPATING: Chief Justice Steven R. Jensen and Justices Janine M. Kern, Mark E. Salter, Patricia J. DeVaney and Scott P. Myren.

So, what was in my “[INTERLOCUTORY APPEAL on 8/9/22](#)” that the SUPREME COURT did not want in their “*official filing cabinet*” for properly addressing? The answer to that is reflected not only in that document, but also my subsequent 66-page filing of “[WRIT OF ERROR CORAM NOBIS ...](#)” filing submitted to the SUPREME COURT on [9/16/22](#) in response to “CLERK OF THE SUPREME COURT” [Jameson-Fergel](#)’s and “CHIEF JUSTICE” [Jensen](#)’s joint action of initially holding my documents (without filing) and sending them back to me with a cover letter demonstrating “[FORM OVER SUBSTANCE](#).”

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, ‘ACCORDI 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

The IMMEDIATE RESPONSE of both the SUPREME COURT “CLERK” and the “4TH DISTRICT COURT “CLERK” – as well as “JUDGE” [Eric Strawn](#) – in response to my [9/16/22](#) filing of “[WRIT OF ERROR CORAM NOBIS](#)” to the SUPREME COURT, are all the actions shown below (*next page*) as dated [9/19/22](#) – most related to [Florida, Joseph Gilberti, and the “BOSTON MARATHON EXPLOSION” SETUP](#) against me and the “[NOTICE OF HEARING](#)” to [deceptively confront me by surprise about all of this:](#)

09/19/2022	CORRESPONDENCE: TO SHIRLEY JAMESON-FERGEL SUPREME COURT CLERK DATED TUE, AUG 9	391
09/19/2022	CORRESPONDENCE: TO SHIRLEY JAMESON-FERGEL SUPREME COURT CLERK DATED TUE, AUG 9 RE: NEW AND OLD SCHOOL BOARD MEMBERS IN BROWARD W SUBPOENA	398
09/19/2022	CORRESPONDENCE: TO SHIRLEY JAMESON-FERGEL SUPREME COURT CLERK RE: ATTACHMENTS TO COMMON LAW WRIT OF ERROR INTERLOCUTORY APPEAL TO THE SUPREME COURT W/ ATTACHMENTS	407
09/19/2022	CORRESPONDENCE: RE: RESIGNATION OF MR TOM GRADY OF FLORIDA DOE .	512
09/19/2022	CORRESPONDENCE: RE: NEWS-PRESS ARTICLE	524
09/19/2022	CORRESPONDENCE: RE: NEWS-PRESS ARTICLES	532
09/19/2022	CORRESPONDENCE: RE: GILBERTI VS OBAMA-NAACP-CARMINE MARCENO .	554
09/19/2022	CORRESPONDENCE: RE: GILBERTI VS OBAMA-NAACP-CARMINE MARCENO .	580
09/19/2022	CORRESPONDENCE: RE: PROOF DESANTIS & CRIST W OBAMA-BIDEN DID BOSTON MARATHON EXPLOSION W TAMPA COPS SHERIFF GEE	605
09/19/2022	CORRESPONDENCE: RE: PROOF DESANTIS & CRIST W OBAMA-BIDEN BOSTON MARATHON EXPLOSION W TAMPA COPS SHERIFF GEE	632
09/19/2022	CORRESPONDENCE: RE: PROOF DESANTIS & CRIST W OBAMA-BIDEN DID BOSTON MARATHON EXPLOSION W TAMPA COPS SHERIFF GEE	661
09/19/2022	CORRESPONDENCE: RE: AMERICAN SOLDIERS AND CITIZENS ARE ALL	692
10/31/2022	NOTICE OF ENTRY OF ORDER AND CERTIFICATE OF SERVICE	953
09/19/2022	NOTICE OF HEARING: WITH CERTIFICATE OF SERVICE	387

- III -

08/09/2022	OBJECTION: FORMAL OBJECTION AND MOTION FOR RECONSIDERATION AND TO SHOW CAUSE ON 7/29/22	222
08/09/2022	OBJECTION: FORMAL OBJECTION AND LEAVE FOR INTERLOCUTORY APPEAL TO THE SD SUPREME COURT	343
10/05/2022	OBJECTION: BENEFICIARY/PRIVATE, PUBLIC PROXY/SUI JURIS RELATION DAVID SCHIED'S: OBJECTION TO JUDGE ERIC STRAWN'S 9/19/22 NOTICE OF HEARING	730
10/17/2022	ORDER: DENYING PETITIONERS REQUESTS - SUPREME COURT	948
11/07/2022	ORDER: DENYING PETITIONER'S REQUESTS	960
10/28/2022	ORDER AND JUDGMENT: OF DISMISSAL	949

So, what was so apparently so threatening to this “UNIFIED JUDICIAL SYSTEM” and these two “courts” to have them “unify” (a.k.a. “conspire”) in such a “corrupt” and multi-tiered “hierarchical” fashion to SET ME UP – even as I am a “totally and permanently disabled quad-amputee” – in such a fashion as this (after I submitted my “WRIT OF ERROR CORAM NOBIS” to the SUPREME COURT) ... which thereafter brought the WRITTEN “ORDER” of the SUPREME COURT depicted a few pages back? **WHY won’t the SUPREME COURT “justices” address my detailed TRUTHFUL issues?**

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(for my 9/16/22 “WRIT OF ERROR CORAM NOBIS”)

Page #

I started this filing by reminder that, as indicated in my captioned “*Cover Page*” that the “WRIT OF ERROR CORAM NOBIS” included a “DEFAULT JUDGMENT”, a “COMMON LAW WRIT”, and a “NOTICE OF CLAIM(S)” of actions in opposition to the 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” (numbering well over 30 named individuals) 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, PENNINGTON COUNTY and HUGHES COUNTY – at minimum – within the STATE OF SOUTH DAKOTA of the UNITED STATES OF AMERICA ... and whom “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.”

pp. 1–3

NOTICE OF INSTITUTING COMMON LAW “WRIT OF ERROR CORAM NOBIS” BASED ON FACTS – This section of my 9/16/22 “WRIT OF ERROR CORAM NOBIS” explained legally what the “COMMON LAW WRIT OF ERROR CORAM NOBIS” is and why it is being used in this circumstance immediately following the actions of the SUPREME COURT “CLERK OF THE SUPREME COURT” Shirley Jameson-Fergel after a long two-week delay of acknowledging my filings, admitting on a RECORDED phone call to having essentially LOST my filings, and then sending those filings back to me with her own “*Cover Letter*” placing “FORM OVER SUBSTANCE” in constitutional violation of (at minimum) the ACCARDI DOCTRINE.

pp. 3– 10

This section also detailed the number of accompanying “OBJECTIONS and MOTIONS” that were in accompaniment of that submitted “OBJECTION and MOTION FOR INTERLOCUTORY APPEAL TO THE SUPREME”

COURT AS BASED ON ...” and showed the FACT that they were “served” upon both the lower and higher echelons of the FOURTH (4TH) CIRCUIT COURT and the SUPREME COURT through their respectively named “clerks.”

I emphasized the important questions: “WHO IS DOING THE ‘REVIEWS’ BEFORE MY DOCUMENTS GET ‘PROCEDURALLY FILED’?”; and, “WHO IS RESPONSIBLE AND ACCOUNTABLE TO ‘[WE] 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’”

p. 11

I presented the “SWORN AFFIDAVIT OF FACTS” supporting my 8/9/22 “OBJECTION and MOTION FOR INTERLOCUTORY APPEAL TO THE SUPREME COURT AS BASED ON ...” and “OTHER THREE CONCURRENTLY FILED ‘MOTIONS’” and explained how the common law MAXIM of “Justice Delayed is Justice Denied” applies solidly to this instant case.

pp. 12–13

I presented an overview and summary of what had occurred between the DSS, the OFFICE OF THE SOUTH DAKOTA ATTORNEY GENERAL, and the BUREAU OF ADMINISTRATION’s OFFICE OF HEARING EXAMINERS when “*THE ‘DEEP’ STATE*” of the “*EXECUTIVE BRANCH*” under GOV. Kristi Noem proceeded to use STATE BAR [CRIME SUNDICATE] members Jeremy Lippert (who was working in tandem with “*DHS*’s” Jenna Howell), Eric Monson, and Wade Reimers to essentially “railroad” an “*administrative due process hearing*” while their actions were being all AUDIO/VIDEO RECORDED “as a matter of MY ‘official’ record.”

13–15

I explained that not only did Eric Monson create “*FRAUDULENT OFFICIAL RECORD*” by his written “FINAL ORDER OF DISMISSAL,” but so too was Monson making a unconstitutional “*FALSE CLAIM ON THE RECORD*” that I, David Schied, had “waived [my] Rights” to this DUE PROCESS hearing by simply recording the meeting because I had no fingers to take handwritten notes. This constituted not only “*ERRORS AND OMISSIONS*” for which I am entitled to compensation by CLAIM upon Monson’s (or the STATE’s) SURETY and/or BOND collateralizing this STATE “FUNCTIONARY’s” sworn “DUTY TO ‘FIDUCIARY’ PERFORMANCE”; but so too entitled me to STATE and FEDERAL PROTECTION as a bona fide “*CRIME VICTIM*” and “*WHISTLEBLOWER*” on this obvious “conspiracy deprivation of rights under color of law” and “pattern and practice” of “WEAPONIZATION OG GOVERNMENT” against the sovereign American People.

My next section went on to elaborate upon what I had experienced with the “*JUDICIAL BRANCH*” of “*THE STATE*” up until that date of filing that 9/16/22 “WRIT OF ERROR CORAM NOBIS.” I wrote, “*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*

15–16

‘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 ...’.

15–16

I also wrote, “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, [I], David Schied ha[ve] the right to reinstate the integrity of [my] own good name and reputation, as well as the good name of the CO-TRUSTEES’ and the Sovereign Peoples’ ‘STATE OF SOUTH DAKOTA.’”

I also added in these pages, “Likewise, [I], David Schied, ha[ve] 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.” ... and, ...

“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 and 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.”

15–16

“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, David Schied, as a ‘totally and permanent disabled quad-amputee’ – are being targeted and ‘unjustly discouraged from instituting actions to vindicate their rights’ by way of the ‘spirit,’ if not the ‘letter’ of the ‘PRIVATE ATTORNEY GENERAL DOCTRINE.’ Herein, [I], David Schied [am] 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.”*

15–16

Beginning on page 17 of my 9/16/22 “WRIT OF ERROR CORAM NOBIS.” I formalized my written, **“CERTIFICATION OF FAULT/DEFAULT WITH ‘DEFAULT JUDGMENT’ AND COMMON LAW ‘LEDGER OF [TREBLE] DAMAGES’.”**

17–19

In the next section, I submitted to the SUPREME COURT my **“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’”** – which incorporated a thirty-five (35) page NOTICE and LEDGER that I had addressed and delivered to numerous “agents and principals” of GOV. **Kristi Noem**’s “DEEP STATE ADMINISTRATION” as well as to the **MONUMENT HEALTH MEDICAL SYSTEM** and their CORPORATE **“DEBT COLLECTION”** personnel **that have been targeting me for ruining my credit and financial worthiness while violating my THIRTEENTH AMENDMENT guarantee against “involuntary servitude.”**

19–51

19–51

This was to ensure that we were “all on the same page” of my **“FEE SCHEDULE”** of “laboring” on these ongoing matters according to my charge of **“\$2,000,000 per incident”** to rectify EACH of these matters separately (in the same way that MONUMENT HEALTH “bills” for each “event” of service to me with differing “account” numbers that go on and on in numbers).

This section also included my: “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

51–53

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”

This next section of my 9/16/22 “WRIT OF ERROR CORAM NOBIS” was written as my, “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 known as Eric Monson AND Wade Reimers and others of the ‘DSS’ AS ‘AGENTS’ AND ‘PRINCIPALS’ OF THE STATE.

51–53

I added near the end of this section: “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”

and

“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-ukmfyuCY>”

and

“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.”

51–53

The final section of my 66-page “9/16/22 “WRIT OF ERROR CORAM NOBIS” is captioned as, “CONTROLLING OR MOST APPROPRIATE AUTHORITIES FOR RELIEF”. The case law citations include the following in no particular order with their associated page numbers.

53–66

RULES ENABLING ACT (p. 1, 19, 35, 53, 65)
ACCARDI DOCTRINE (p.1, 19, 35, 53, 65)
RACKETEERING INFLUENCED CORRUPT ORGANIZATION (“*RICO ACT*”) – (p. 1, 15, 39, 54-55, 57, 62, 65)
FRAUDULENT PAPER TRAIL (pp.2, 12, 26,)
CONTINUING FINANCIAL CRIMES ENTERPRISE (p.2, 17, 63)
SEDITION (pp.2-3, 17, 53, 62)
TREASON (pp.2-3, 17, 53, 62,)
INSURRECTION (pp.2-3, 17, 57)
DOMESTIC TERRORISM / COERCION (pp.3, 6, 17, 20-22, 57, 60)
Reid v. Strider, 7 Gratt. 76 (Va. 1850) – (p.3)
FEDERAL *WHISTLEBLOWER ACT* (pp.3, 16, 18, 60)
DISCRIMINATION / RETALIATION (pp.5, 34-35, 38, 52, 63, 65)
MONOPOLY (pp. 6, 18, 52)
AMERICANS WITH DISABILITIES ACT (p.6, 15, 58, 62)
ERRORS AND OMISSIONS (p.12)
Madden v. Ferguson, 182 Ill. App. 210 (1913) – (p.13)
JUSTICE DELAYED IS JUSTICE DENIED (pp. 13, 39, 60)
FALSE CLAIMS ACT (pp.15, 18, 37, 60, 62)
FOURTEENTH AMENDMENT / DUE PROCESS (pp. 15, 34, 54)
MAXIMS OF COMMON LAW (p. 15, 52)
WEAPONIZED DUE PROCESS (p.15, 58-59)
CIVIL RIGHTS ATTORNEY’S FEES AWARD ACT of 1976 – (p.16, 63)
42 U.S.C. § 1988 – (p.16)
PRIVATE ATTORNEY GENERAL DOCTRINE (p. 16)
Fleischmann Distilling Corp. v. Maier Brewing Co.,
386 U.S. 714, 717 (1967) – (p.16)
OPEN RECORDS LAW (p.17, 62)
FRAUD / FRAUDS AND SWINDLES (pp.17, 46, 52, 63)
OBSTRUCTION OF JUSTICE (p. 17, 60)
TORT (p.19, 63)
THIRTEENTH AMENDMENT (p.20-21)
COPYRIGHT INFRINGEMENT (p.21)
SOCIAL SECURITY ACT (p.24, 29-32)
FINANCIAL EXPLOITATION OF VULNERABLE ADULTS (p.26, 38)
CIVIL RIGHTS ACT (p. 27)
TACIT AGREEMENT (p.28)
DEPRIVATION OF RIGHTS UNDER COLOR OF LAW (p.35)
GROSS NEGLIGENCE / MALFEASANCE (p.38, 41, 50)
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18 U.S.C. § 1589 (FORCED LABOR) – (p. 47)
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Ryland v. Shapiro, 708 F.2d 967, 1261 (5th Cir. 1983) – (p. 55)
18 U.S.C. § 4 (p.55, 60)
18 U.S.C. § 2382 (p.55, 60)

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18 U.S.C. § 242 (p.55, 60)
18 U.S.C. § 241 (p.55, 60)
18 U.S.C. § 1341 (p.55)
18 U.S.C. § 1505 (p.55)
18 U.S.C. § 1512 (p.55)
18 U.S.C. § 1513 (p.55)
Crime Victims' Rights Act of 2004 (p. 55)
Stoneridge Inv. Partners, LLC. v. Scientific-Atlanta, Inc.
552 U.S. 148 (2008) – (p.56)
31 CFR (Code of Federal Regulations) §50.80 (p.56)
18 U.S.C. § 2331 (p. 56)
31 CFR 594.311 (p. 56)
New York Supplement (Vol. 143, p.209) – (p. 56)
Hermann v. City of Buffalo, et al (p.57)
Cochran v. Sess, 168 N.Y. 372, 61 N.E. 639 (p. 57)
CONTEMPT (p. 61)
Shocks the Conscience / STATE CREATED DANGER (p. 58)
Hit and Run / MANSLAUGHTER (p.61)

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IN REVIEW:

Again, it was just after my “*service of process*” of the above-referenced upon the SUPREME COURT “CLERK OF COURT” Shirley Jameson-Fergel, of my 9/16/22 “WRIT OF ERROR CORAM NOBIS” – being on 9/19/22 – that the RECORDS (mainly theirs) show that the FOURTH (4TH) CIRCUIT COURT “CLERK OF COURT” (Carol Latuseck) and “JUDGE” (Eric Strawn) began their scheme of some type of “*correspondence*” with the SUPREME COURT and with someone in the STATE OF FLORIDA, to begin “*packing*” my case with what are assumed (by me at this time of writing) to be misleading and derogatory “articles” involving Joseph Gilberti and his litany of outcries about the “status quo” of CORRUPTION surrounding the poisoning of the drinking water of local urban-dwellers there and Gilberti’s protests about the “*power-elites*” protecting the existing “*cash cow*” of infrastructure retaliating against him through some type of false narrative of his being tied somehow to the “*BOSTON MARATHON EXPLOSION*”; ...

... while Eric Strawn was also acting “*sua sponte*” to – as Strawn put it in the 10/7/22 HEARING TRANSCRIPT as “*doing what I was supposed to do in scheduling a hearing*” for HIS “*cherry-picking*” on which of my many accumulated “MOTIONS” to “hear” and which to “*EXCLUDE*” and keep “*off the record*” along with my four separate “*OBJECTIONS and MOTIONS*” (i.e., which included my “OBJECTION and MOTION TO CORRECT THE [‘FRAUDULENT’] FOURTH CIRCUIT COURT RECORD”) so to call me in to this hearing only to surprisingly confront me with THIS CASE and me somehow being “tied to” all of this that has been apparently going on with Gilberti’s plight in Florida in bringing alkaline-balanced, naturally pure drinking water to the people of that region and other regions of the UNITED STATES.

Again, for the numerous reasons that I had clearly stated in my in my subsequent filing of 181 pages captioned as “FORMAL OBJECTION TO ‘JUDGE’ Eric Strawn’s 9/18/22 ‘NOTICE OF HEARING’ BASED ON ...” dated 9/22/22 (i.e., BEFORE the scheduled “10/7/22 hearing”) – and primarily because Eric Strawn has used “The Court” as his “alter-ego” to unexpectedly “set me up” for “tripping me up and making me fall” ON THE RECORD

for this “case” ... being a case that **WAS NOT THE ONE I HAD “FILED” AND THAT I HAD OTHERWISE INTENDED TO PROSECUTE MYSELF WITHOUT THIS KIND OF “SUA SPONTE ASSISTANCE” – I did not attend that “WEAPONIZED due process hearing” ... which “JUDGE” Strawn used anyway** (as I was “*damned if I did and damned if I didn’t*”) show up to that hearing) **to DISMISS that case.**

Thus, with my case having been “dismissed” and my needing to go through yet another exhausting walk through the “File Another [Weaponized] Due Process’ Appeal” (“door”) ... so that the “SPECIAL ASSISTANT ATTORNEY GENERAL” **Robert Morris** can “finish me off” with his “pop shots” of CONTINUING FRAUD (i.e., using his “motions” to the SUPREME COURT like the “MOTION TO DISMISS” that he filed on 1/9/23 [as being the same day that **Carol Latuseck** sent her (“fully loaded ‘official’”) “ADMINISTRATIVE RECORD” from the FOURTH CIRCUIT COURT to the SUPREME COURT (i.e., using the “FRAUDULENT FOURTH CIRCUIT RECORD” that his fellow STATE BAR CRIME SYNDICATE members, **Eric Strawn** and **Carol Latuseck**, helped him to create for just that purpose of being too much for any “normal person” much less one who is “totally and permanently disabled”)] ... **I nevertheless followed the MANDATED “PROCEDURES” of “filing” the following list of documents in BOTH the FOURTH CIRCUIT COURT and the SUPREME COURT on 11/23/22:**

- 1) “AFFIDAVIT OF INDIGENCY” **IN LIEU OF FILING FEE**;
- 2) “NOTICE OF CLAIM OF APPEAL”;
- 3) “DOCKETING STATEMENT”;
- 4) “ORDER FOR TRANSCRIPTS”;
- 5) “CERTIFICATE OF SERVICE” (on all of the above);
- 6) **My “Cover Letter”** (on the proper “filing” of all the above)

I both **E-mailed** and “USPS tracking” mailed my documents in “timely” fashion to ensure that BOTH “courts” received my documents.

IMPORTANTLY, **the above-referenced “DOCKET STATEMENT” made amply clear the “issues” of this case being listed and elaborated upon as follows in 14 pages included in “APPENDIX C”:**

- a) As being against ALL of the “entities” – both the “flesh-and-blood” women and men (in their “private” as well as their “public” capacities), and FICTIONAL “GOVERNMENT CORPORATIONS” – comprising “THE ‘DEEP’ STATE” (OF SOUTH DAKOTA) that I have listed on the “cover page” captioning of this and every other document that I have filed in this “UNIFIED JUDICIAL SYSTEM”;
- b) As being with “SEPARATE CLAIMS” (listed further below) was eventually a “NEW CASE BRIEF” that never got to be filed in the FOURTH DISTRICT COURT – **which “merely included** (i.e., as opposed to “exclusively included”) **an ‘administrative appeal’ of a FRAUDULENT ‘ALJ’ Eric Monson’s ‘FINAL ORDER OF DISMISSAL’ and – which has been preceded by numerous ‘MOTIONS,’ again which have NOT yet be ‘heard’ as**

consistently ‘served’ from the onset, **which included ALL of the PARTIES listed ‘as a matter of ‘official’ ARTICLE III COURT OF RECORD,’ and NOT exclusively the ‘DSS’ as otherwise FRAUDULENTLY asserted by others of the CORPORATIZED ‘STATE’**”:

1. **CLAIM #1** (in the Common Law) – FRAUD and DEPRIVATION OF RIGHTS UNDER COLOR OF LAW by the “ALJ” and STATE BAR member **Eric Monson** by way of “railroaded due process” hearing;
2. **CLAIM #2** (in the Common Law) – “ALJ” and STATE BAR member **Eric Monson** violated the AMERICANS WITH DISABILITIES ACT (“ADA”) and numerous violations of the STATE and UNITED STATES constitutions, by the DENIAL of “SUBSTANTIAL due process” in his execution of what occurred in **CLAIM #1**;
3. **CLAIM #3** (in the Common Law) – Concurrently with **CLAIM #1 and #2** – “ALJ” and STATE BAR member **Eric Monson** was captured on AUDIO/VIDEO RECORDING “promising to pay” a THIRD PARTY ELDERLY PERSON – who was in no way associated with the “ADMINISTRATIVE ‘DUE PROCESS’ HEARING” case – for reimbursement of her graciously providing me, as “Beneficiary/ Private Public Proxy/ Sui Juris [EX REL] Relator” David Schied, with a multi-county travel from LAWRENCE COUNTY to MEADE COUNTY – but who instead renege upon that promise in silence.
4. **CLAIM #4** (in the Common Law) – CONSPIRACY TO FRAUD and DEPRIVATION OF RIGHTS UNDER COLOR OF LAW by the “SPECIAL ASSISTANT ATTORNEY GENERAL” and fellow STATE BAR member **Wade Reimers** by way of “railroaded due process” hearing – in DENIAL of my “Right” to have “WITNESSES” served and in “appearance at HEARING” for subjective questioning under Oath and with requested documents, including those proving “SURETY” for their DUTIES TO PERFORMANCE and other SUBPOENAED documents related to their respective actions from their respective various “DEPARTMENTS,” “BUREAUS,” “DIVISIONS,” “SECTIONS,” “UNITS,” “COMMISSIONS” “BOARDS,” “AGENCIES,” and “OFFICES”;
5. **CLAIM #5** (in the Common Law) – CONSPIRACY TO FRAUD and DEPRIVATION OF RIGHTS UNDER COLOR OF LAW by the “judge” **Eric Strawn** – who was working in “tag-team” fashion and in a criminal CONSPIRACY along with “SPECIAL ASSISTANT ATTORNEY GENERALS” **Wade Reimers** and **Robert Morris**, and with his “Clerk of Court” doubling also as “Magistrate” of that same court **Carol Latuseck** – to create a FRAUDULENT PAPER TRAIL and to create FRAUDULENT “DOCKETING RECORD(s)” and “REGISTER OF ACTIONS” that were “filed” by the court with discrepancies in dates differing – sometimes for weeks and with drastically different “reabeled file names” and “filer status” ... even differing on the NATURE of the case [i.e., changing it from a “JUDICIAL” matter to an “ADMINISTRATIVE” and captioning it as being solely against the “DSS” brought “pro se PLAINTIFF” rather than as properly being brought against the numerously named “principals and agents” of the “STATE” (as a CORPORATE “octopus” composed of various “DEPARTMENTS,” “BUREAUS,” “DIVISIONS,” “SECTIONS,” “UNITS,” “COMMISSIONS” “BOARDS,” “AGENCIES,” and “OFFICES”)];
6. **CLAIM #6** (in the Common Law) – The STILL UNRESOLVED matter underlying the many persisting OPEN RECORDS “DENIALS” by “SPECIAL ASSISTANT ATTORNEY GENERALS” **Jenna Howell** and **Jeremy Lippert**, acting in CONSPIRACY TO DEPRIVE OF RIGHTS UNDER COLOR OF LAW along with DHS and DSS “SECRETARIES” (**Shawnie Rechtenbaugh** and **Lauri Gill** respectively) as the “principal” STATE AGENTS for the GOVERNOR **Kristi Noem** and the “EXECUTIVE

BRANCH” of the (*CORPORATE*) STATE OF SOUTH DAKOTA being operated as a “Continuing Financial Crimes Enterprise.”

7. **CLAIM #7** (in the Common Law) – **In accordance with the persistently submitted and repeatedly “filed” FEE SCHEDULE issued in response to many COERCED occasions of FORCING me** (“B/PPP/SJR” David Schied) **into “debt slavery” and “involuntary servitude”** in unconstitutional violation of the THIRTEENTH AMENDMENT. These FINANCIAL CLAIMS were repeated thwarted by the STATE “agents and principals” via their **nondisclosure of exact locations of their “SURETY” guarantees supporting their INDIVIDUAL “PERFORMANCE BONDS,” their individual or collective “BLANKET BONDS” and/or “BLANKET INSURANCE POLICIES,” their “ERRORS AND OMISSIONS” RISK MANAGEMENT policies, and/or their “TERRORISM” insurance “riders” or their SUBPOENAED STATEMENTS submitted under Oaths as to whether or not they are “SELF-INSURED”.** These CLAIMS IN COMMERCE show my last calculation of the CLAIMS AGAINST THE “DEEP” STATE, as well as the relentless CORPORATE “DEBT COLLECTORS” of the “MEDICAL SERVICE PROVIDERS” **licensed by the same “DEEP STATE” to do “business” through FELONIOUS “financial abuses against the poor, elderly, and disabled.”** have been addressed ... with reaffirming **TACIT AGREEMENTS** by the recipients of these CLAIMS;

Equally important is the FACT that I had signed for ALL of these above “CLAIMS” – as well as all else in this **“DOCKET STATEMENT”** – “under penalty of [criminal] perjury.”

OTHER UNRESOLVED ISSUES CONTINUING TO PLAGUE THIS CASE
AS OF THE START OF 2023

Although the unresolved issues related to CRIMINAL MALFEASANCE by “SPECIAL ASSISTANT ATTORNEY GENERALS” **Jeremy Lippert** (“**DSS**”) and **Jenna Howell** (“**DHS**”) and pertaining to nondisclosure of my “OPEN RECORDS” requests dates back to mid-2021, **there is a new “smoking gun” added AFTER the “dismissal” of my case by judicial usurper Eric Strawn** as shown below by way of my most recent OPEN RECORDS request and Howell’s and Lipperts formal “ANSWERS” on behalf of Gov. Kristi Noem’s two “SECRETARIES” of the “**DHS**” and the “**DSS**.”

Again, as shown at the top of the next page, **my OPEN RECORDS “request” – dated on 11/3/22** – was **sent/received by e-mail delivery to Howell and Lippert**, even as it was also copied to GOVERNOR Kristi Noem, her two SECRETARIES **Shawnie Rechtenbaugh** (“**DHS**”) and **Laurie Gill** (“**DSS**”) and a host of others to also include BUREAU OF ADMINISTRATION “COMMISSIONER” **Scott Bollinger** and his “sidekick” OF “CHIEF HEARING EXAMINER” **Catherine Williamson** of the “OFFICE OF HEARING EXAMINERS.” (See top of next page for **my emailing of that “OPEN RECORDS” request** for documents which carried a “**PDF email attachment**” as my actual 2-page “OPEN RECORDS REQUEST.”)

OPEN RECORDS REQUEST to the STATE DHS and DSS - reports of "neglect and abuse" of disabled and elderly adult

From: David Schied (deschied@yahoo.com)

To: jenna.howell@state.sd.us; jeremy.lippert@state.sd.us

Cc: grnmtn1954@rushmore.com; dssinfo@state.sd.us; admhrngs@state.sd.us; marybethhollatz@gmail.com; kim.malsam-rysdon@state.sd.us; shawnie.rechtenbaugh@state.sd.us; mary.rea@state.sd.us; leslie.lowe@state.sd.us; rogine.page@state.sd.us; laura.charter@state.sd.us; laura.nord@state.sd.us; kelli.werner@state.sd.us; catherine.williamson@state.sd.us; scott.bollinger@state.sd.us; sharon.maher@state.sd.us; nancy.giovanetti@state.sd.us; jennifer.lewis@state.sd.us; val.clouser@state.sd.us; programintegrity@state.sd.us; john.osburn@state.sd.us; james_selchert@rounds.senate.gov; katy.murray1@mail.house.gov; katie.murray1@mail.house.gov; mary.fitzgerald@sdlegislature.gov; scott.odenbach@sdlegislature.gov; deschied@yahoo.com; yvette.thomas@state.sd.us; tom.eads@state.sd.us

Date: Thursday, November 3, 2022 at 12:08 PM MDT

Attention "Special Assistant Attorney Generals" Jenna Howell and Jeremy Lippert and DHS/DSS "SECRETARIES" to GOV. Kristie Noem:

Please see the attached and respond as required by law within the next 10 business days.

Note that a copy of this request is going out in today's mail with USPS "proof of mailing".

Cordially yours,
David Schied



110322_OPENRECORDS2Howell&Lippert-abuse&neglect.pdf
191kB

David Schied
P.O. Box 321
Spearfish, South Dakota 57783
605-3404439 (all calls recorded)

11/3/2022

ATTN: Special Assistant Attorney Generals:

Jenna Howell

jenna.howell@state.sd.us

DEPARTMENT OF HUMAN SERVICES

OFFICE OF THE SECRETARY

Hillsview Properties Plaza, East Highway 34

c/o 500 East Capitol

Pierre, South Dakota 57501-5070

and

Jeremy Lippert

jeremy.lippert@state.sd.us

**OFFICE OF THE SECRETARY (DSS)
DIVISION OF LEGAL SERVICES
700 GOVERNORS DRIVE
PIERRE, SD 57501-2291**

**OPEN RECORDS
REQUEST FOR
DOCUMENTS**

As provided by law, please send to me in the next 10 days:

The full backstory on the reason for the 11/3/22 “*OPEN RECORDS*” request was fully explained in “APPENDIX B” as the FACTS pertaining to the DHS and DSS “*DIRECTOR(s)*” (Howell and Lippert) and the BOA-OHE “*weaponizing*” of what was carried out between these three “*AGENCIES*” of “*THE STATE*” on behalf of the GOVERNOR and the “*EXECUTIVE BRANCH*” of STATE “*government.*”

Specifically, pp. 243 through 289 in that “APPENDIX B” detailed that TWO “Report(s) of NEGLECT and ABUSE of an elderly and disabled adult” were made, one by a volunteer from the “SHIINE” organization to the DHS’s “DAKOTA AT HOME” (as depicted between p.235 and p.241 of “APPENDIX B”) and the other from my own MONUMENT HEALTH medical doctor, Dr. Daniel Berens, as a call to the “DSS SUPERVISOR” at a phone number that his medical office gave to me for the “CHILD NEGLECT AND ABUSE” hotline as the number he had GROSS NEGLIGENTLY called (as depicted beginning on p.247 and ending on p.289 of “APPENDIX B”)

Both of these “*REPORTS*” (of “*Neglect and Abuse*”) were written documents; with my receiving a confirmed copy of each prior to my “OPEN RECORDS” request on 11/3/22, which was several weeks after these reports were made and STILL (and up to and including today) NOBODY has taken any immediate action to properly address the FACTS that have already been long known to everyone who should be concerned. (See again, the referenced pages of “APPENDIX B” for the details and the relevant “LINKS”.)

Moreover, even despite that SOMEBODY answering to the “title” of “DSS SUPERVISOR” had spoken in detail to Dr. Daniel Berens on 8/4/22, (i.e., see p. 247 of “APPENDIX B”) when I telephoned that same number in follow-up several weeks later, I was told by the person answering that “CHILD ABUSE AND NEGLECT” hotline that “no records” otherwise existed as was also reiterated by “DSS Director” Jeremy Lippert’s written “OPEN RECORDS ‘ANSWER” dated 11/15/22. This meant that SOMEBODY WAS LYING TO ME – either my medical doctor, Dr. Daniel Berens and the MONUMENT HEALTH MEDICAL SYSTEM, or – the DEPARTMENT OF SOCIAL SERVICES “agents and principals” of the “DEEP STATE.”

Jenna Howell’s “*response*” to the “*REPORT OF NEGLECT AND ABUSE*” can be found on p. 244 of that “APPENDIX B”, being to again place me into the same position where we left off a full year ago whereby Howell was DEMANDING that I subject myself to a “2-hour assessment” by the same idiots that I have long been seeing “covering up” earlier dereliction of “DHS” Laura Nord/Charter who came to my home and dis a prior “2-hour assessment” leading to the “DENIAL OF MEDICAL ASSISTANCE” to me in the first place and leading to the mounds of paperwork, multiple “APPEALS” and “criminal coverups” of that “inexperience” and “dereliction” of Nord/Charter. Howell – like Lippert – acting on behalf of “THE STATE,” had long been refusing to provide me with requested “OPEN RECORDS” documents to provide me with the laws and the background experience of those “doofuses” in the “DSS” and “DHS” who have no actual idea of how to assess a “totally and permanently disabled quad-amputee” as shown by their own “DENIAL OF MEDICAL ASSISTANCE” paperwork that admits that they “cannot determine [my]needed level of care.”

(See again, top of next page.)



South Dakota
Department of
Social Services

DEPARTMENT OF SOCIAL SERVICES
DIVISION OF ECONOMIC ASSISTANCE
PO BOX 2440, 510 N CABELL ST
RAPID CITY, SD 57709
PHONE: 605-394-2525
FAX: 605-394-2568

March 24, 2022

Case Number: 000522733

David Schied
PO BOX 321
Spearfish, SD 57783

Why you are getting this letter

Your application for Medical Assistance has been denied effective 03/24/2022 because a level of care could not be determined. Please see page two (2) of this notice if you believe we've made a mistake. You may re-apply at any time.

What if I receive Supplemental Security Income (SSI)

If you receive Supplemental Security Income, your Medicaid coverage will continue in any month you continue to receive a payment.

Angie Reichert
Long Term Care Supervisor

605-394-2525 x 2000106
Telephone Number

With regard to my "OPEN RECORDS" request for documents, as shown on page 245 of "APPENDIX B", Howell wrote yet another "BLANKET 'OPEN RECORDS' DENIAL" letter back to me as dated 11/15/22. Accompanying that DENIAL of records, Howell did also send back what she referred to as a "REFERRAL for services" from the volunteer at SHIINE (see p. 250 of "APPENDIX B") as addressed to "DAKOTA AT HOME" (which – despite my lengthy phone conversation with Andrea Palmer on the specifics of "NEGLECT and ABUSE" at the hands of "THE STATE" – Palmer first DELAYED "filing" of this "referral" until after my follow-up email (see p. 236 of "APPENDIX B") which brought that DELAY well beyond the "MANDATORY REPORTING" deadline for this "SHIINE volunteer") ... which did not actually mention ANYTHING at all about "NEGLECT and ABUSE."

Getting again "BLANKET DENIALS" of my "OPEN RECORDS" requests when the "proof is in the pudding" that Andrea Palmer had violated the "MANDATORY REPORTING" laws as made to the "DHS' 'DAKOTA AT HOME'" – and that NEITHER the "DSS SUPERVISOR" taking the call from my doctor NOR the "DSS 'CHILD PROTECTION' Jessica" who answered my 8/25/22 "follow-up" call to that of Dr. Daniel Berens on 8/4/22 had "logged" either of these "REPORTS OF NEGLECT AND ABUSE" as made first by Dr. Berens and second by me (as proven by Jeremy Lippert's "DENIAL OF 'OPEN RECORDS'" request for any and all "REPORTS" made to the DSS by FALSE CLAIM that there simply were "NONE" that existed – I decided

to file yet another **"TIMELY APPEAL"** of this **"OPEN RECORDS"** matter to the **BUREAU OF HEARING EXAMINERS** (via **Catherine Williamson**) and the **BUREAU OF ADMINISTRATION** (via **Scott Bollinger**), as well as to the **"DSS OFFICE OF ADMINISTRATIVE HEARINGS,"** and **"DHSinfo"** email address for the **"executive offices,"** as well as to **Jenna Howell** and **Jeremy Lippert** themselves ... as shown below carried out on **12/24/22**.

1st "OPEN RECORDS" appeal results NEVER RECEIVED; NEW "OPEN RECORDS request for documents"; answer to another of Howell's "COERCION to ANOTHER"assessment"

From: David Schied (deschied@yahoo.com)

To: dssinfo@state.sd.us; sdohe@state.sd.us; jeremy.lippert@state.sd.us; jenna.howell@state.sd.us; catherine.williamson@state.sd.us; scott.bollinger@state.sd.us; admhrngs@state.sd.us; shawnie.rechtenbaugh@state.sd.us

Cc: deschied@yahoo.com; marybethhollatz@gmail.com; melody.hackett@state.sd.us; dhsinfo@state.sd.us; eric.monson@state.sd.us; bobmorris@westriverlaw.com; scclerkbriefs@ujs.state.sd.us; kristie.gibbens@ujs.state.sd.us; mary.rea@state.sd.us; yvette.thomas@state.sd.us; rogine.page@state.sd.us; laura.nord@state.sd.us; laura.charter@state.sd.us; tom.eads@state.sd.us; angie.reichert@state.sd.us; jennifer.lewis@state.sd.us; sharon.maher@state.sd.us; val.clouser@state.sd.us; nancy.giovanetti@state.sd.us; leslie.lowe@state.sd.us

Date: Saturday, **December 24, 2022** at 02:19 PM MST

Let this be a diversified NOTICE TO THE "STATE" of the following as addressed to the STATE's unending supply of "AGENTS" and "PRINCIPALS" that ABUSE their POWER and TITLES to COERCE POPULATIONS of the most vulnerable populations of poor, elderly and disabled by FORCING "We, The (sovereign) People to deal with EACH of YOU as separate CORPORATIONS WITHOUT ACCOUNTABILITY.

1) With regard to the "1st OPEN RECORDS APPEAL" (OHE File No. PRR 22-02), I have STILL not received ANYTHING in resolve of that "DSS/DHS" matter since my last correspondence RECEIVED by you seven (7) months ago. Please see the attachment as my/the LAST WORD on this matter (unless YOU have engaged in further deception) on this UNRESOLVED matter. (See the attached file as: 042222-043022_OBJECTION2Williamsonreilroadingofdueprocesshearing)

2) New "OPEN RECORDS requests for documents" -

a) From the DHS/DSS - I wish to have:

- all documents showing HOW "DAKOTA AT HOME" originated and HOW it came to be decided to name it as such without identifying it directly as part of any particular "DEPARTMENT, BUREAU, DIVISION, SECTION, AGENCY, COMMISSION, BOARD, or UNIT" of "STATE" government; and if it IS any part of any of the above-partitions of the "STATE", I wish to have copies of all written legislation, policies, procedures, and rules that TRACE the history of the connective origins to the above disorienting "maze" of CORPORATE or quasi-governmental entities.

- all documents related to the "in-home assessment" conducted by Laura Nord/Charter between March and June 2021) as she interviewed me for the HOPE WAIVER qualifications; as well as any and all post-assessment notes, memorandums, recordings of phone calls, and any other correspondence related to discussions resulting to the FINAL DENIAL sent to me by the responding "AGENT" for the "DSS" based upon that "in-home assessment."

3) In answer to Jenna Howell's NOTICE of Jenna Howell's attempt on behalf of Shawnie Rechtenbaugh to COERCE me into submitting to another "2-hour assessment" with any such similarly UNQUALIFIED STATE "idiot" as Laura Nord/Charter and Kelli Werner WITHOUT answering to the questions that I have been seeking for the past year and three-quarter (1 3/4) as my "right to know" for making "fully informed" medical decisions for myself ... AS AGREED ON A RECORDED PHONE CALL BY "DSS REGIONAL MANAGER" Tom Eads WHEN STATING THAT HE WAS CALLING ME ON BEHALF OF THE GOVERNOR Kristi Noem - see the email SENT/DELIVERED to your STATE PRINCIPALS referenced as "APPENDIX B" as filed in the SOUTH DAKOTA SUPREME COURT. Note also that until my current "standing" to have those answers - and the results of my above-referenced "OPEN RECORDS requests for documents" resolved, I will continue to be establishing further CLAIMS IN COMMERCE against the STATE in accordance with my 2021-2022 FEE SCHEDULES acquiesced to many times in TACIT AGREEMENT by all of YOU as "agents and principals" of this "CORPORATIZED" STATE, as I continually left without knowledge of the STATE LAWS and the qualifications of the "agents" who are all involved in the DENIAL of my UNCHANGING QUALIFICATIONS and the UNCHANGING "FEDERAL" and "STATE" LAWS that I have already cited in numerous UNRESOLVED previous COMPLAINTS, including DISCRIMINATION complaints. In short, there will be NO additional "assessments" until YOU RESPOND to the following with support of the laws and qualifications of YOUR "assessors" to support your DENIALS of "MEDICAL ASSISTANCE" to a recent "totally and permanently disabled quad-amputee" who has already submitted a doctor's signed letter (OCTOBER 2021) stating my being at a "nursing home level" of needed care without the "durable medical equipment" the this STATE also is PROVEN BY EVIDENCE to be repeatedly refusing to pay for and FORCING me into perpetual FINANCIAL ABUSES by other STATE-licensed CORPORATIONS also FORCING me into DEBT-SLAVERY ("a.k.a. "involuntary servitude") in violation of the THIRTEENTH AMENDMENT.

With regard to my having 60-days in which to "APPEAL" the FRAUDULENT "OPEN RECORDS ANSWER" of Jeremy Lippert a couple of months ago (again, see the contents of "APPENDIX B" for more details) while cting on the behalf of Laurie Gill, ... be advised that I am ORDERING yet another "APPEAL" of that particular "answer" about the DSS "NOT" having any such documents or reports pertaining to me as made by my medical doctor or other entity to the DSS or DHS. Per the STATE's CORPORATE "rhetoric" found PUBLISHED on the Internet, and acts of the past, I am to comprehend that this "APPEAL" is

going to Scott Bollinger's "BUREAU OF ADMINISTRATION" ad his "AGENT" of Catherine Williamson as the so-called "CHIEF HEARING EXAMINER" - which is not to be deceptively confused with Eric Monson as the so-called "CHIEF HEARING EXAMINER" hidden in Jeremy Lippert's pocket as what appears to be an UNDISCLOSED "option" whenever he wishes to utilize it.

Per my "PETITION FOR MULTI-COUNTY GRAND JURY CRIMINAL INQUIRY," I highly recommend that you ALL ALSO consider this as my "OPEN RECORDS REQUEST FOR DOCUMENTS" (AGAIN since my last two have gone unanswered) for all "performance bonds," "RISK MANAGEMENT" insurance policies, "blanket bonds," "errors and omissions" policies, "terrorism insurance" policies and/or riders, or other for of FINANCIAL SURETY/IES to guarantee your "faithful performance" to your OATHS and DUTIES of "official office". Lacking any of these, i wish your individual STATEMENTS about being "SELF-INSURED."



"I NEED STATE 'MEDICAID'."

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.



042222-043022_OBJECTION2Williamsonreilroadingofdueprocesshearing.pdf
13MB

As a matter of RECENT IMPORTANT UPDATE NOBODY EVER RESPONDED to either my “DEMAND FOR APPEAL” of Jeremy Lippert’s LYING “OPEN RECORDS ANSWER” dated 11/17/22. Similarly, NOBODY EVER RESPONDED to my “NEWEST OPEN RECORDS REQUEST FOR DOCUMENTS” for all “PERFORMANCE BONDS,” “RISK MANAGEMENT INSURANCE POLICIES,” “BLANKET BONDS,” “ERRORS AND OMISSIONS POLICIES,” “[DOMESTIC] TERRORISM INSURANCE and/or POLICY RIDERS” and/or “OTHER FORM OF FINANCIAL SURETY ... THAT GUARANTEES “FAITHFUL PERFORMANCE” TO OATHS AND DUTIES.”

As shown by the above, my “service” upon all of these “DEEP STATE actors” with that “FORMAL APPEAL” of Lippert’s (especially) and Howell’s derelict “OPEN RECORDS ANSWERS” without holding the “subordinate STATE AGENTS” accountable under the MANDATORY REPORTING laws of the STATE – along with my “joint NEW ‘OPEN RECORDS REQUESTS” for the “RESOLVE DOCUMENTS” for the previous “OPEN RECORDS ‘APPEAL’” from 2022 (as RECORDED in detail in the pages of “APPENDIX B” along with my requests for “ACCESS” to the “PERFORMANCE BONDS or OTHER FINANCIAL ‘SURETIES” against the OATHS and DUTIES of all of these “DEEP STATE FUNCTIONARIES” – occurred on 12/24/22.

As it was, just the day prior – on 12/23/22 – I had also filed the following four (4) sets of documents with Shirley Jameson-Fergel at the SOUTH DAKOTA SUPREME COURT, while still unaware of Jameson-Fergel’s “sedition” and “treasonous” acts of “conspiracy” along with Carol Latuseck (of the FOURTH CIRCUIT COURT) and “judicial usurper” Eric Strawn to ILLEGALLY and UNCONSTITUTIONALLY “set up” even more FRAUDULENT documents in FALSE CLAIM that they were somehow “part” of “my” case by the added RECORDS pertaining to Joseph Gilberti, the BOSTON MARATHON “EXPLOSION” and who knows what else.



122222_Schied-Mot2ExtendTime+GJPetition+APPNDX-B.pdf
2MB To download the file above, [CLICK HERE](#)



122222_Schied-Petition3GRANDJURIES.pdf
288.8kB To download the file above, [CLICK HERE](#)



122322_CERTOFSERVICE2SC.pdf
205.7kB To download the file above, [CLICK HERE](#)



122322_CvrLetr2SupremCourtCLERK.pdf
229.3kB To download the file above, [CLICK HERE](#)

MOTION FOR ENLARGEMENT/EXTENSION OF TIME / PETITION FOR MULTI-COUNTY
GRAND JURY INVESTIGATION - 1

From: David Schied (deschied@yahoo.com)

To: scclerkbriefs@ujs.state.sd.us

Cc: marybethhollatz@gmail.com; scott.bollinger@state.sd.us; catherine.williamson@state.sd.us; admhrngs@state.sd.us; infodhs@state.sd.us; jenna.howell@state.sd.us; dssinfo@state.sd.us; dhsinfo@state.sd.us; jeremy.lippert@state.sd.us; melody.hackett@state.sd.us; bobmorris@westriverlaw.com; eric.monson@state.sd.us; sdohe@state.sd.us; deschied@yahoo.com


Date: Friday, December 23, 2022 at 03:00 PM MST


Attn: Shirley Jameson-Fergel (CLERK of the SOUTH DAKOTA SUPREME COURT):


See the attached filings mailed out today for your immediate attention and "official" filing. Note that these emails are being numbered as there is expected to be a total of five [because of the 290 pages of "APPENDIX-B" being broken into four (4) emails]. I have included my cover letter and "CERTIFICATE OF SERVICE" and "MOTION" in this first email. The rest are focused upon the parts of "APPENDIX B."


As for all those of the STATE who are copied by these documents, consider yourselves "served" AGAIN by a "totally and permanently disabled quad-amputee" according to the terms of the previous FEE SCHEDULE repeatedly received by all of you on behalf of the STATE in TACIT AGREEMENT since around May 2021.

Cordially yours,
David Schied

 122222_Schied-Mot2ExtendTime+GJPetition+APPNDX-B.pdf
2MB




 122222_Schied-Petition3GRANDJURIES.pdf
288.8kB

 122322_CERTOFSERVICE2SC.pdf
205.7kB

 122322_CvrLtr2SupremCourtCLERK.pdf
229.3kB

BELOW is the PROOF that all of those copied are indeed receiving my "service by e-mail"

2022

- ☆ MOTION FOR ENLARGEMENT/EXTENSION ...
Attn: Shirley Jameson-Fergel (CLERK of the S... 
- ☐ ● **Hackett, Melody** 12/23/2022
☆ Automatic reply: MOTION FOR ENLARGEME...
Please forward any correspondence for the Offi...
- ☐ ● **Bollinger, Scott** 12/23/2022
☆ Automatic reply: MOTION FOR ENLARGEME...
I will be out of the office on leave December 21...
- ☐ me 12/23/2022
☆ MOTION FOR ENLARGEMENT/EXTENSION ...
Attn: Shirley Jameson-Fergel (CLERK of the S... 
- ☐ ● **Bob Morris** 12/23/2022
☆ Automatic reply: MOTION FOR ENLARGEME...
Our office will be closed until Tuesday, Decembe...
- ☐ me 12/23/2022
☆ MOTION FOR ENLARGEMENT/EXTENSION ...
Attn: Shirley Jameson-Fergel (CLERK of the S... 
- ☐ me 12/21/2022
☆ MOTION TO ENLARGE...

● MOTION FOR
ENLARGEMENT/EXTENSION OF
TIME / PETITION FOR MULTI-
COUNTY GRAND JURY
INVESTIGATION - 2



● **David Schied** <desc
To:
scclerkbriefs@ujs.sta
Cc:
marybethhollatz@gr
, Scott.Bollinger,
catherine.williamson
,
State of South
Dakota Admissions
,
infodhs@state.sd.us
and 9 more...

Therefore, ALL of these
intended recipients – as my
intended LAWSUIT names –
are FULLY INFORMED
about both my "civil" and
"criminal" allegations
against them.

Attn: Shirley Jameson-Fergel (CLERK of the SOUTH DAKOTA
SUPREME COURT):

Received
1/18/23

SUPREME COURT
STATE OF SOUTH DAKOTA
FILED

JAN - 6 2023

Shirley A. Johnson-Lee
Clerk

* * * *

vs.

**SOUTH DAKOTA DEPARTMENT
OF SOCIAL SERVICES,
Appellee.**

**ORDER GRANTING MOTION TO
EXTEND/ENLARGE TIME FOR FILING
OF BRIEF, DENYING PETITION,
AND RETURNING APPENDIX B**

#30187

Appellant served and filed a "motion to extend/enlarge time for filing 'brief of appeal' for 'good cause,'" a "petition to the grand jury/juries for the South Dakota Counties of Lawrence, Meade,

While I had long begun to address the SEDITION, TREASON, and DOMESTIC TERRORIST acts that had occurred at the FOURTH CIRCUIT COURT in DEADWOOD, SOUTH DAKOTA (by sending the above series of documents between November and December 2022 showing that intent), **I also was FORCED into having to deal with the onslaught of MEDICAL BILLS and continual onslaught of CORPORATE “DEBT COLLECTORS” being used by the MONUMENT HEALTH SYSTEM that was using their office personnel and STATE BAR CRIME SYNDICATE member attorneys to shield my efforts to contact Dr. Daniel Berens both before and after Dr. Berens CANCELLED MY DOCTOR APPOINTMENT and wrote me a letter stating his refusal to provide services to me anymore ... leaving me without a Primary Care Physician because I questioned his written Office Staff claims that he had telephoned “DSS CHILD NEGLECT AND ABUSE” on 8/4/22 and NEVER FOLLOWING UP ... and never even wrote down the name of the so-called “DSS SUPERVISOR” that Dr. Berens claims to have spoken with in reporting “NEGLECT AND ABUSE OF AN ELDERLY**

AND DISABLED ADULT” on that 8/4/22 date ... which I attempted to verify but was unsuccessful.



September 28, 2022

David E. Schied
PO Box 321
Spearfish, SD 57783

Dear Mr. Schied,

This shows that the “legal team” of STATE BAR CRIME SYNDICATE members – along with a man named Matthew Banton in the MONUMENT HEALTH “billing” office – colluded to intercede in my written private communication with my doctor; and to mislead Dr. Berens about the actual content of my communication to mean that my CLAIMS against the MONUMENT HEALTH SYSTEM and their DEBT COLLECTORS were instead solely against Dr. Berens ... when the EVIDENCE (embedded on the next page herein) shows what the “legal team” had told Dr. Berens was patently FALSE! (See next page)

Trust and cooperation are key components to a successful Provider-patient relationship. It is difficult to provide quality care when these elements are missing.

I received a legal document, in the mail, the week of September 16, 2022. This document was sent to the Monument Health legal team for review. According to our legal team, you are alleging I have committed malpractice for failure to report you were being abused, as a disabled adult. Therefore, you claim I owe you \$44 million. Due to your claim against me, I do not feel it is best for you to continue your medical care with me.

I will refill prescriptions for the next 30 days that have been prescribed by me. Please contact our office if you need a prescription renewal via My Chart or 605-717-8595.

You can find a full list of available physicians and providers at www.monument.health or call 605-717-8595 to find a new physician or provider at 1420 N. 10th Street in Spearfish.

If you have a medical emergency, please proceed to the nearest Emergency Department.

We will forward your medical records to the provider of your choice once we have received a completed Release of Protected Health Information. Please obtain a release form by calling (605)644-4000.

Sincerely,

Dan Berens, DO
Monument Health 10th Street Clinic

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

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. 10th St.
SPEARFISH, S.D. 57783
mbanton@monument.health

**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
Eric Monson and Wade Reimers – c/o Laurie Gill, DSS SECRETARY – 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

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

To the Above-Named Addressees in Your Corporate and Individual Capacities and as Both Agents and Principals Operating in Your Licensed Professional and Private Capacities and as the STATE OF SOUTH DAKOTA:

First, I wish to reiterate the longstanding CLAIMS that I have been hold against EACH ONE of you (except for Dr. Daniel Berens in his private and professionals capacities as a medical doctor) under the FEE SCHEDULE to which ALL of YOU have repeatedly acquiesced in TACIT AGREEMENT, and for which these CLAIMS are currently pending in the FOURTH CIRCUIT COURT in case referenced as No. 22-166. These are accumulated CLAIMS in the **hundreds of MILLIONS** going back to March 2021 and related to the wrongful (i.e., “criminal”) DENIAL OF “MEDICAL ASSISTANCE” (a.k.a. “MEDICAID”) and subsequent “2nd Tier” of CRIMINAL COVERUP by the repeated DENIAL of proper address of ADMINISTRATIVE “COMPLAINTS” and “OPEN RECORDS REQUESTS”.

NOTE FROM THE ABOVE TWO PAGES: That STATE BAR CRIME SYNDICATE member and “SPECIAL ASSISTANT ATTORNEY GENERAL” **Robert Morris** has long been apprised about these ongoing “DEBT COLLECTION” problems and the breakup of my doctor/patient relationships – not only with Dr. Berens and the MONUMENT HEALTH SYSTEM, but also with other “medical service providers” who are either trying to drive me into unconstitutional “involuntary servitude” and “debt slavery”, or that refuse altogether to provide services to me because I cannot pay the 20% of “covered” medical costs (beyond what MEDICARE pays at 80%) and I refuse to sign CORPORATE CONTRACTS for owing the same ... and cannot continue to complete many pages of “HARDSHIP APPLICATIONS” and furnish rental contracts, utility billing statements, bank statements, etc. for virtually EVERY “medical service provider” wanting that 20% amount that the “DEEP STATE” OF SOUTH DAKOTA “DISCRIMINATINGLY” refuses to assist me with. Yet “DSS Defense attorney” **Robert Morris** has – like his fellow STATE BAR members of **Jeremy Lippert**, **Jenna Howell**, **Eric Monson**, **Wade Reimers**, **Eric Strawn**, **Carol Latuseck**, **Shirley Jameson-Fergel**, and **Steven Jensen** – have all remained completely silent when setting up innumerable BLOCKADES against my “self-advocacy” about this and many other problems arising from this multi-tiered “OBSTRUCTION OF JUSTICE” and CRIMINAL “conspiracy” to “deprivation of rights.”

Interestingly, with all of this going on – and my persisting in always providing “service of process” upon GOV. Kristi Noem with each new move in the lower “UNIFIED JUDICIAL SYSTEM” and in the SUPREME COURT – the STATEWIDE newspapers announced on 1/4/23 that **Laurie Gill decided to “retire”** as I was taking her, the GOVERNOR, and a plethora of others to the SUPREME COURT.

Catholic Diocese chancellor to lead South Dakota Social Services Department

Joe Sneve

joe@thedakotascout.com

A long-time Catholic Diocese chancellor will head the state of South Dakota’s social services office.

Gov. Kristi Noem Friday announced the appointment of Matt Althoff to serve as secretary of the South Dakota Department of Social Services following the retirement of DSS Secretary Laurie Gill.

Althoff joins state government after working for the Diocese of Sioux Falls for the past 15 years, notably assisting the late Bishop Paul Swain in developing the Bishop Dudley Hospitality House, a homeless outreach facility in Sioux Falls.

“Matt will bring empathy,

humility, and a fresh perspective to the Department of Social Services,” Noem said in a statement announcing the appointment. “He recognizes that family is the foundational building block of our society and will keep that in mind every day. He has big shoes to fill following Laurie Gill’s long career of public service, but I am confident he is up to the task.”



Matt Althoff

Althoff, a Yankton native, has been involved in the Diocese administration of social ministry programs that touched areas of education, health care, food security, emergency shelter and housing.

“I am incredibly grateful to receive Gov. Noem’s appointment. It will be my honor to advocate for the most vulnerable in our midst, to ensure that protection and aid is delivered to them in an impactful way, and to exercise good stewardship with our precious taxpayer monies,” Althoff said. “What a privilege it is to join the dedicated staff within the department who face challenges in the lives of those they serve but approach those challenges as opportunities to build stronger families.”

He’ll assume his new role on Jan. 23.

What this “retirement” of Laurie Gill amounts to, of course, is a GOLDEN PARACHUTE of TAXPAYER-funded “hush money” for Laurie Gill to “ride off into the sunset” and keeping quiet while the “DEEP STATE” power mongers as the STATE BAR CRIME SYNDICATE “clean up her mess” and “whitewash” over my case in a continued “coverup” of my CRIMINAL “RICO” allegations against Laurie Gill and against all of her “agents” and “principals” (like Jeremy Lippert, Tom Eads, Angie Reichert, Kim Terrill, and Kelli Werner) who likewise will all probably be given “protectionism” against my further “prosecution” of this case in the ‘UNIFIED [i.e., against me] JUDICIAL SYSTEM’ being operated by all STATE BAR [CRIME SYNDICATE] members and their “officers of the court” cohorts operating from the OFFICE OF THE [CORRUPT] SOUTH DAKOTA ATTORNEY GENERAL.

Two days later, on 1/6/23, I finally finished an updated “LEDGER OF ACTIONS” and “DEBT COLLECTION” letter of my own – similar to the “LEDGER OF ACTIONS” that had been so “tampered” with and misinterpreted the previous September (2022) that had offended Dr. Berens ALMOST as much as he had offended me by telephoning the “CHILD NEGLECT AND ABUSE” hotline to report “STATE agents and principals” being the culprits in committing CRIMES of “ABUSE (including “FINANCIAL ABUSE”) and NEGLECT” against me as a “poor, elderly, and disabled” ADULT.

David Schied; David E. Schied; DAVID SCHIED; DAVID E. SCHIED; DAVID E SCHIED as actual “CREDITOR” acting as both “BENEFICIARY” of the American WELFARE SYSTEM and PRIVATE, PUBLIC PROXY on behalf of the STATE and UNITED STATES “TAXPAYERS”
P.O. Box 321
Spearfish, South Dakota 57783
605-580-5121 (all calls recorded)

12/12/22 (begin) – 1/6/23 (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: Kenlyn Gretz, Shawn Gretz, Lynn-Flynn Gretz in their “private” and CORPORATE capacities and “Patty #1923” as “agent” (spoke with via RECORDED phone on 1/6/23)
The GRETZ FAMILY and AMERICACOLLECT, INC. in their PUBLIC capacities
1851 S. Alverno Rd.
MANITOWOC, WISCONSIN 54221

And operating INTERSTATE from locations under licensing also in NEVADA and NEW YORK.

- 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. 10th St.
SPEARFISH, S.D. 57783
mbanton@monument.health

ATTN: **Dr. Daniel Berens**
c/o **MONUMENT HEALTH**
1420 N. 10th St.
SPEARFISH, S.D. 57783
 (“REGISTERED” MAIL)

**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
- **Eric Monson and Wade Reimers** – c/o Laurie Gill and **Matt Althoff**, DSS SECRETARY – DSSInfo@state.sd.us
- **OFFICE OF THE SOUTH DAKOTA ATTORNEY GENERAL Mark Vargo** – c/o Wade Reimers and **Robert Morris** as “Special Assistant Attorney Generals” and the **MEDICAID FRAUD CONTROL UNIT** – bobmorris@westriverlaw.com ; ATGMedicaidFraudHelp@state.sd.us
- **Scott Purcell**, and **ACA INTERNATIONAL** (ASSOCIATION OF CREDIT AND COLLECTION PROFESSIONALS) 3200 Courthouse Ln. Eagan, MN 55121-1585

Re: 1) Ongoing REPORTS OF “NEGLECT AND ABUSE” OF A “TOTALLY AND PERMANENTLY DISABLED QUAD-AMPUTEE” BY “AGENTS OF THE STATE” in the context of 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;
2) YOUR ongoing billing for unauthorized and innumerable 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) Filing of **MEDICAID/MEDICARE FRAUD COMPLAINT**.

Three days after that, on 1/9/22, two things happened:

- 1) Carol Latuseck (“MAGISTRATE/CLERK” of the FOURTH CIRCUIT COURT) sent her FRAUDULENT “*administrative court record*”) – as mislabeled, incomplete, and with filled “*foreign*” and “*sealed*” files embedded – to the SUPREME COURT for “*review*”;
- 2) Upon such “notice” of #1 above, “SPECIAL ASSISTANT ATTORNEY GENERAL” Robert Morris filed his FRIVOLOUS “*MOTION TO DISMISS*” in the SUPREME COURT while knowing that I had earlier petitioned the SUPREME COURT for more time ... because of my limitations as a “*totally and permanently disabled quad-amputee*” ... and for the sole purpose of costing me even more time (because the “*court rules*” mandate that I respond within 10 days and in order to know that, I would have to take even more time to look that up somehow).

STATE BAR CRIME SYNDICATE member Robert “Bob” Morris’ “*motion*” makes the FALSE CLAIM that the what he attempts to call a “*Declaration*” is not “*sworn*” when that is outright FRAUD! He additionally makes the FALSE CLAIM that I had not made my “*sworn statements*” in my “‘*AFFIDAVIT OF INDIGENCY IN LIEU OF FILING FEE*’ before an “*authorized person*,” which is a FIRST AMENDMENT constitutional violation of my religious freedoms with my personal relationship with God being beyond the “authorization” of “THE STATE.”

In FACT, as Morris’ own “EXHIBIT A” shows, I had “*sworn*” to fully seven (7) full paragraphs of information (as presented again herein below and on the next page) ... before then “*swearing*” the eighth (8th) paragraph “*under criminal penalty of perjury*,” which suffices under legislation of CONGRESS for “*reasonable accommodations*” to be issued by Morris and his “ADMINISTRATIVE ‘DEEP’ STATE” by MANDATE of the AMERICANS WITH DISABILITIES ACT.

Therefore, Morris’ “*motion*” – “*signed under Oath as ‘officer of the court’*” under such a FRAUDULENT PRETENSE [and hoping that the SUPREME COURT “JUSTICES” will simply “*rubber-stamp*” this FRAUD without even reading the “*prima facie*” EVIDENCE OF “FACTS” supporting me as a “*totally and permanently disabled quad-amputee*” (which Morris’ “*motion*” entirely GROSSLY NEGLIGENTLY OMITTS)] – proves once again that such blatant unconstitutional and reprehensibly dishonest behavior is the “*status quo*” for STATE BAR members in this SOUTH DAKOTA “UNIFIED COURT SYSTEM;” as being one demonstrating NO MERCY for the poor, the elderly, or the severely disabled.

Therefore, given Robert Morris’ latest act to file that “*frivolous motion*” – based upon the “*frivolous*” excuse that it was because I “*did not follow the court rules*” in leaving my apartment – despite my being long without “ACCESS” to my community through paid public transportation (that is one of the underlying reasons for this case to begin with) so to have a “*third-party notary*” simply validate my “*signature*” (when I am demanding “ADA ‘*reasonable accommodations*’” to begin with as a “*totally and permanently disabled QUAD-AMPUTEE*” without fingers for writing anyway) ... shows Morris’ Seditious and Treasonous proclivity towards changing the “*spirit*” of the “*due process*” law, as well as “*letter*” of the CONGRESSIONAL legislation of the RULES ENABLING ACT, which mandates that “*FORM*” not be given a higher priority over “*SUBSTANCE*” when it comes to the loss of SUBSTANTIVE RIGHTS, as in this case.

As such, SANCTIONS are warranted against STATE BAR [CRIME SYNDICATE] member, Robert Morris as is a separate case needing to be filed for Morris’ FIRST AMENDMENT violation of my constitutional guarantee to “*freedom of religious beliefs.*”

Moreover, **Morris should be JAILED for his “CONTEMPT” for his FRAUD upon this instant ARTICLE III COURT OF RECORD.**

Following **Morris’ above-referenced “frivolous motion” to “obstruct justice,”** another of the SOUTH DAKOTA ATTORNEY GENERAL’s “special assistants” – DHS’ Jenna Howell – did a complete changeup in the way she had been previously “answering” my “*OPEN RECORDS request for documents*” by sending me an email COERCING me to involve a THIRD-PARTY “secure email” vendor for obtaining that which is already owed to me directly by law; also doing so without any reasoning or cover letter as these dated “coercive” actions took place on 1/20/23.

Then, **on 1/20/22, Jenna Howell did two things:**

- 1) “SENIOR DEPARTMENT COUNSEL” and “SPECIAL ASSISTANT ATTORNEY GENERAL” **Jenna Howell wrote a two-page “OPEN RECORDS ANSWER” to my “OPEN RECORDS” request for documents dated 12/24/22,** depicted herein several pages back. Most of Howell’s letter was filled with whole paragraphs of rhetoric about why she was again “DENYING” virtually everything that I was requesting except for one thing – which was the **“INTERNAL HOME CARE (HC) Assessment Form (9.1.2)” used by Laura Nord Charter on 4/19/21 to initially DENY me “MEDICAL ASSISTANCE” as the underlying “act of dereliction” that started this “whole ball rolling” in challenging that DENIAL and all others coming after it.**
- 2) Howell had initially sent the document to me – purportedly – through a Third-Party “secure email” vendor ... as a follow-up to a written “DELAY-letter” that had sent to me through the U.S. Postal Service on 1/6/22, but that **I did not actually receive until 1/18/23** since I had NO PAID PUBLIC TRANSPORTATION to get me to my rented postal box and back (that would otherwise be provided to me as a “totally and permanently disabled quad-amputee” if I had “MEDICAL ASSISTANCE.” Copies of that which Jenna Howell had sent to me by email on 1/20/22 and that which she sent to me by standard USPS are both depicted by graphic below and on the next page.

Notably, with regard to her mailed 1/6/23 correspondence, Jenna Howell once again was “playing stupid” – as both she and Jeremy Lippert had done with a previous “OPEN REQUEST” that I had made similar to the one contained in my 12/24/22 “OPEN RECORDS REQUEST” – when responding back to my focus back **around April and May of 2022 when BOA-OHE “CHIEF HEARING EXAMINER” Catherine Williamson used the “color of law” to respond to my COMPLAINT about the FRAUD and MALFEASANCE of Lippert and Howell in continually denying me information that I need about the STATE laws and the people making “qualification” decisions about my “level of need” as a disabled man, ... by Williamson using “OPEN RECORDS LAWS” herself to solicit from Howell and Lippert my “COMPLAINT” letters and other relevant “responses” which contained PRIVATE “medical information” in them that otherwise justified why I should never have been DENIED “MEDICAL ASSISTANCE” in the first place ... which both Howell and Lippert responded back to by Williamson’s requests with non-redacted RECORDS that were in no way REDACTED of the PRIVATE medical information that should have otherwise been either “redacted” or “denied” as “personal” under OPEN RECORDS laws.** (See the full story in **“APPENDIX B”**)

(See **Howell’s “playing stupid” response letter dated 1/6/23** on the next 2 pages.)



DEPARTMENT OF HUMAN SERVICES

OFFICE OF THE SECRETARY

Hillsview Properties Plaza, East Highway 34

c/o 500 East Capitol

Pierre, South Dakota 57501-5070

Phone: (605) 773-5990

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dhs.sd.gov

David Schied
PO Box 321
Spearfish, SD 57783

*Received
1/18/23*

January 6, 2022

Dear Mr. Schied,

DHS has received your email of December 24, 2022, containing new open records requests as follows:

1. "[A]ll documents showing HOW "DAKOTA AT HOME" originated and HOW it came to be decided to name it as such without identifying it directly as part of any particular "DEPARTMENT, BUREAU, DIVISION, SECTION, AGENCY, COMMISSION, BOARD, or UNIT" of "STATE" government; and if it IS any part of any of the above-partitions of the "STATE", I wish to have copies of all written legislation, policies, procedures, and rules that TRACE the history of the connective origins to the above disorienting "maze" of CORPORATE or quasi-governmental entities.

Response: Dakota at Home is a program of the Department of Human Services. The Department is authorized to run programs for aging adults and those with developmental disabilities pursuant to SDCL §§ 1-36A-25 and 27B-1-15. All South Dakota Codified Laws are available at https://sdlegislature.gov/Statutes/Codified_Laws. All Administrative Rules of South Dakota are available at: <https://sdlegislature.gov/Rules/Administrative>. Certain years of legislative history may be found at <https://sdlegislature.gov/> and all legislative records are held by the Legislative Research Council. Pursuant to SDCL 1-27-1.5 (4) insofar as this request would include privilege documents, it is **denied**. Pursuant to SDCL 1-27-1.5 (12) and (19) insofar as this request would include correspondence, memoranda, or working papers of public officials or employees, whether personal or professional, it is **denied**. Pursuant to SDCL 1-27-1.7, insofar as this request would include drafts, notes, recommendations, and memoranda in which opinions are expressed or policies formulated or recommended, it is **denied**. Pursuant to SDCL 1-27-1.9 insofar as this request would include documents, records, or communications used for the purpose of the decisional or deliberative process relating to any decision arising from the official duties of an elected or appointed official or state employee, it is **denied**.

2. “[A]ll documents related to the “in-home assessment” conducted by Laura Nord/Charter between March and June 2021) as she interviewed me for the HOPE WAIVER qualifications; as well as any and all post-assessment notes, memorandums, recordings of phone calls, and any other correspondence related to discussions resulting to the FINAL DENIAL sent to me by the responding “AGENT” for the “DSS” based upon that “in-home assessment.””

Response: The Department is still gathering and reviewing any relevant documents to determine if the Department has anything to release pursuant to SDCL 1-36A-29. The Department expects to provide a final response on that issue by January 27, 2023.

Pursuant to SDCL 1-27-1.5 (4) insofar as this request would include privilege documents, it is **denied**. Pursuant to SDCL 1-27-1.5 (12) and (19) insofar as this request would include correspondence, memoranda, or working papers of public officials or employees, whether personal or professional, it is **denied**. Pursuant to SDCL 1-27-1.7, insofar as this request would include drafts, notes, recommendations, and memoranda in which opinions are expressed or policies formulated or recommended, it is **denied**. Pursuant to SDCL 1-27-1.9 insofar as this request would include documents, records, or communications used for the purpose of the decisional or deliberative process relating to any decision arising from the official duties of an elected or appointed official or state employee, it is **denied**.

3. “[A]ny and all documents pertaining to all references to rules, policies, procedures, and laws conveying that RECORDS being held by the STATE (including DEPARTMENTS, DIVISIONS, BUREAUS, SECTIONS, UNITS, AGENCIES, and/or OFFICES) obtained by PRIVATE “complaints and appeals” – submitted independently or in combination with “OPEN RECORDS REQUESTS FOR DOCUMENTS” by a “totally and permanently disabled quad-amputee” owed by federal laws “reasonable accommodations” pertaining to limitations in writing and traveling to the post office) – and containing PRIVATE MEDICAL INFORMATION that should or should not be considered “PUBLIC RECORDS” subject to “ANSWER” under SOUTH DAKOTA’S “OPEN RECORDS LAWS,” and/or what portions thereof are to be “exempt” and/or “redacted” ... and how and why any such determinations are to be made, and by whom.

In short, I demand all records that define exactly how my TWO APPEALS, my 3/17/21 and my 4/1/22 and/or 4/7/22 OPEN RECORDS “REQUESTS,” written in contexts of stating my “long-term” and/or “permanent” and/or “lifetime” medical needs and “civil” and/or “criminal” COMPLAINTS constitute “PUBLIC” records subject to Williamson’s (as shown above) any form of “Request for Disclosure of Public Records” pertaining to or being “subject to” public disclosure according to SDCL 1-27-39 as referenced by BUREAU “chief” Williamson.”

Playing
"stupid"
again.

Response: The Department is unsure what records are being requested in this section. Pursuant to SDCL 1-27-37 (3), the Department of Human Services requests clarification as to which records are being sought.



South Dakota’s open records procedures can be found at SDCL 1-27-35 through 1-27-41.

Sincerely,

Jenna E Howell

(See Howell’s emailed “Third-Party secure” response letter dated 1/20/23 and my rejection of that unwritten solicitation on the next 2 pages.)

On Friday, January 20, 2023 at 11:51:14 AM MST, Howell, Jenna <jenna.howell@state.sd.us> wrote:


[Help](#)

**This is a secure, encrypted message.**

**Desktop Users:**
Open the attachment (message_zdm.html) and follow the instructions.

**Mobile Users:**
Get the [mobile application](#).

Email Security Powered by Voltage IBE(tm)

 message_zdm.html
849.9kB

Re: [sdsecure] RE: 1st "OPEN RECORDS" appeal results NEVER RECEIVED; NEW "OPEN RECORDS request for documents"; answer to another of Howell's "COERCION to ANOTHER"assessment"

From: David Schied (deschied@yahoo.com)

To: jenna.howell@state.sd.us

Cc: atgmedicaidfraudhelp@state.sd.us

Date: Friday, January 20, 2023 at 03:47 PM MST

"SPECIAL ASSISTANT ATTORNEY GENERAL" Jenna Howell:

I am NOT a member.

I do NOT have a password.

I do NOT want to contract with a third party to receive this OPEN RECORDS "answer".

I do NOT want to "create an account."

I just want what owed to me by "right."

I followed the instructions and it did NOT work for me as a "totally and permanently disabled quad-amputee" requiring "ADA reasonable accommodations."

MAIL IT IMMEDIATELY.

The screenshot shows a web portal for the Bureau of Information & Telecommunications (bit). The page has a header with the bit logo and a 'Help' button. Below the header is a URL bar showing the login page address: <https://voltage-pp-0000.mailportal.sd.gov/es/br/SDBrand?brand=SDBrand&pubToken=COMZijCubmZ1417X00mtpW>. The main content area is a 'Sign In' form. It includes a text input field for the email address, which contains 'deschied@yahoo.com'. Below this is a 'Password' label and a password input field. A 'Sign In' button is located below the password field. There is also a link for 'Forgot your password?' with a padlock icon. At the bottom of the form, it says 'Email Security Powered by Voltage IBE(tm)'.

Cordially yours,
David Schied

Importantly, the 1/20/23 “*OPEN RECORDS*” response containing the forty-three (43) pages of Laura Nord/Charter’s “*INTERNAL HOME CARE (HC) Assessment Form (9.1.2)*” used by Laura Nord Charter on 4/19/21 to initially DENY me “MEDICAL ASSISTANCE” revealed the following as excerpted below:

- 1) This RECORD appears to have NOT been “completed” until 2023 because **this 43-page documents reflects Laura Nord and Laura Charter as two differing persons associated with the construction of this document.** This is suspect because although “Laura Nord” was at my apartment on 4/19/21 asking me certain “*qualification*” questions, she was NOT doing anything to complete this “*FORM*” on the laptop that she had brought with her that day to my home. Instead, she was jotting my “*answers*” to her questions – **infrequently – on a handwritten note pad next to her computer.** While most of this “*FORM*” appears to be mostly accurate as to the answers I provide, there are yet some aspects of this FORM that are grossly incorrect relative to my answers at that time in 2021; and there are other indicators – besides Jenna Howell’s unnecessary DELAY LETTER of 1/6/23 that are “*telltale signs*” that this FORM was completed in 2023 and AFTER I had made the “*OPEN RECORDS*” request for this document. Those points are made further below.

InterRAI Home Care (HC) Assessment Form (9.1.2)
[CODE FOR LAST 3 DAYS, UNLESS OTHERWISE SPECIFIED]

Form Information

Form ID : ASCAD-LTSSSD-K6M4NUSYZ5N8S
Status : Approved
Time Zone : US/Central
Created By : Laura Charter, LTSS Service Coordinator - Spearfish on 04/19/2021 10:03 AM
Last Updated By : Toni Rounds, MRT Nurse on 04/21/2021 02:20 PM
Submitted By : Laura Charter, LTSS Service Coordinator - Spearfish on 04/20/2021 09:32 AM
Returned By : Laura Charter, LTSS Service Coordinator - Spearfish on 04/20/2021 09:32 AM
Approved By : Toni Rounds, MRT Nurse on 04/21/2021 02:20 PM

Demographic

Individual Name	David Schied	DOB	08/22/1957
SSN		Medicaid No.	

Assessment Date 04/19/2021

SECTION A. Identification Information

1. NAME

- a. First David
- b. Middle Initial E
- c. Last Schied
- d. Jr. / Sr. [Not Answered]

2. GENDER

☒ Male

Female

3. BIRTHDATE 08/22/1957

4. MARITAL STATUS

Never Married

Married

Partner / Significant other

Widowed

Separated

☒ Divorced

5. NATIONAL NUMERIC IDENTIFIER [EXAMPLE - USA]

- a. Social Security number 64
- b. Medicare number (or comparable railroad insurance number) [Not Answered]
- c. Medicaid number [Note: “*” if pending, “N” if not a Medicaid recipient] *

The appearance of FRAUD in the construction of this document. She begins as Laura “*Charter*” but signs in the end as “*Nord*.”

SEE the next page for more EVIDENCE on this revealing discrepancy.

The LIES contained herein were never revealed to me until nearly 2-years later on 1/25/23. Why was I NEVER given privy to “approve” the accuracy of this “assessment” before it was passed along secretly to a non-disclosed “tag-team” member, while I was otherwise told over the RECORDED phone and in a face-to-face RECORDED meeting with the DSS that it was LAURA NORD/CHARTER who established the “denial”? That too was a LIE.

Why would Jenna Howell need to demand more time to respond to my “open records” demand if she already had this document “generated” on 1/4/23?

I had been using “*OPEN RECORDS*” laws for the previous nearly 1 3/4 years in request of the names of the people and the qualifications of these people who were involved in the “*STATE’s*” DENIAL OF “*MEDICAL ASSISTANCE*” ... and the laws, rules, policies, etc. upon which they relied in making their decisions about my so-called “*level of need*.” Jenna Howell either NEVER had this until recently, or she had been all along **DISCRIMINATING** against me when acting in **GROSS NEGLIGENCE** and **MALFEASANCE** in refusing to provide it to me all this time.

It appears that Jenna Howell did not have this document “generated” (or “*created*”) until AFTER she had discovered that it NEVER existed prior to this “*generation*” date ... and seeing I was now in the SUPREME COURT.

The background of Leslie Lowe’s association with and long history of accepting grants from the knowingly corrupt “*NIH*” for “*programs*” dealing with men as “*sexual violence perpetrators*” is covered in “*APPENDIX A*”.

SECTION T. Assessment Information

In contrast with the previous page showing this “assessment” beginning in April 2021 as Laura “Charter,” she yet signs in the end as “Nord.”

SIGNATURE OF PERSON COORDINATING / COMPLETING THE ASSESSMENT

1. Signature Laura Nord

2. Date assessment signed as complete 04/19/2021

The beginning of this "assessment" shows that the "assessment" was "created" and "submitted" by Laura CHARTER. But it is "signed" by Laura NORD. This discrepancy, as well as the long delay of Jenna Howell in refusing to provide this this document soon after being "generated" by Leslie Lowe ... who has a long work history connected with the NIH (NATIONAL INSTITUTE OF HEALTH that worked with Anthony Fauci and CHINA's "gain-of-function research" leading to the COVID PANDEMIC) ... and with Leslie Lowe's own local history associated with "Sexual Violence Prevention and Education" with men seen as the perpetrators of violence against women ... is indicative of even more FRAUD in these three or four women who are all untrained and inexperienced with evaluating men who are quad-amputees but who yet are "creating" and "generating" and legally solely protecting the interest of the "DEEP STATE" when it comes to this 45-page "evaluation" and "qualification" document for "MEDICAID" (a.k.a. "MEDICAL ASSISTANCE" otherwise paid for by "TAXPAYERS" through "federally-funded" CONGRESSIONAL spending and during a time of the BIDEN ADMINISTRATION's "policy" of "equity," "Critical Race Theory." and "Cancel Culture" against Anglo-American men in our society.

Finally, it is to be noted that in spite of STATE BAR CRIME SYNDICATE member and so-called “*SPECIAL ASSISTANT ATTORNEY GENERAL*” Robert “*Bob*” Morris “misrepresenting” that he is “*representing*” the “*DSS*,” one of his “*clients*” – Kim Terrill of the town of BELLE FOURCHE in BUTTE COUNTY – just prior to the completion of this “APPENDIX C”, had repeatedly engaged me, in writing and in a RECORDED phone call ... as a matter for this ARTICLE III COURT OF RECORD ... WITHOUT her attorney being present, while facilitating these COERCIVE and THREATENING communications and, by doing so, attempted to COERCE my schedule so as to cause me to FAIL the completion of my goals in submitting the many planned documents for meeting the FEBRUARY 10, 2023 DEADLINE imposed by this SUPREME COURT when granting my “MOTION TO ENLARGE/EXPAND TIME.” For this reason too, “*DSS COUNSEL*” Robert Morris should be SANCTIONED along for either his inability to control his clients’ insolent behaviors, and/or for encouraging his clients at the “*DSS*” to be continually engaging me in behaviors that can be interpreted as “INTERFERENCE IN JUDICIAL PROCEEDINGS” and/or an “OBSTRUCTION OF JUSTICE.”