

As such, it is noteworthy to mention herein that though numerous “*judicial misconduct complaints*” have been filed over the course of many years, NONE of which have been treated seriously or adequately resolved. This is in spite of the importance of these “*misconduct*” complaints upon the landscape of American Freedom and constitutional constraints and restraints upon judicial “*actors*” like these exhibiting “*bad behaviors*” in (*criminal*) violation of their constitutional OATHS and to “*faithful performance*” to constitutional DUTIES. See, for example, the many SWORN and NOTARIZED posted publicly at the following link as matters of irrefutable FACT as previously submitted to – and “*affirmatively*” IGNORED BY SCOTUS – in the case referenced by Lawrence Piersol (Doc 14, pp. 13, 17 and 20) – as “*Schied ex rel. Student A v. Snyder, 2010 WL 331713 *2 (E.D. MI 2010)*”; being the SAME “*Scott Snyder*” as another case referenced by Piersol, being “*Schied v. Snyder, 565 U.S. 982 (2011)*”.¹

¹ See the “**FACTUAL**” **EXHIBITS #1-8** submitted to SCOTUS in 2011 – with particular attention to the “*Extraordinary Circumstances as Grounds for Relief*” submitted to SCOTUS on page 15 of the downloadable PDF – as also individually listed in the “*Appendix of Referenced Exhibits*” on page 33 (of that PDF); and provided therein afterwards through the end of this downloadable document containing numerous “*Judicial Misconduct*” and “*Attorney Grievance*” complaints **submitted by verifiable, signed sworn and notarized statements that have NEVER been rebutted by similar countermanding signed, sworn statements**, which are collectively posted at the following public location as a web URL:

<http://www.ricobusters.com/wp-content/uploads/2021/08/STATENationalJudicialMisconductComplaint-alldenied.pdf>

COURT OF APPEALS JURISDICTION

From the moment of the actual FIRST “*filing*” of this case on 4/22/21 – by mail because the USDCSDWD was refusing to accept in-person filings from the Sovereign American People (citing “*COVID*” reasons) and awarding preferential treatment to fellow BAR members of the unauthorized and unconstitutional MONOPOLY on the U.S. “*court*” system – a RECORD was established by Relator/Beneficiary David Schied regarding the “*bad behavior*” of the Clerk of the Court, Matthew Thelen, and his *agents*.

This is a record that has been incorporated into the CO-TRUSTEES’ own “*court*” and/or federal “*docketing*” records; albeit that record reflects false data and conspicuously omits what was fervently “*objected to*” by Beneficiary/Relator yet gross negligently avoided by Lawrence Piersol from any address, as would be required of any *legitimate* ARTICLE III COURT OF RECORD. These records are located in Beneficiary/Relator’s COMMON LAW (ARTICLE III) COURT (OF RECORD) at the internet link provided below (on the next page) for public access.

These records – conspicuously marked by Thelen as Dkt Items #2 and #3 and #4 in the lower “*USDC record*” – are referenced below, as also labeled according to the Clerk’s Docket Sheet by someone with the private initials of “SKK”. **These records were entered gross negligently up to THREE WEEKS after being “received” by the CO-TRUSTEES’ “Office of the Clerk” and with the name of**

Beneficiary/Relator spelled falsely as a matter of the “lower court record”:

(Bold and underlined emphasis added) ²

Date Filed	#	Docket Text
05/07/2021	<u>1</u>	COMPLAINT filed by David <u>Schied. (SKK)</u> <u>(Entered: 05/11/2021)</u>
05/07/2021	<u>2</u>	LETTER dated 5-5-21 Received from David <u>Shied</u> to Clerk. (SKK) (Entered: <u>05/12/2021</u>)
05/07/2021	<u>3</u>	LETTER dated 4-30-21 Received from David <u>Shied</u> to Clerk. (SKK) (Entered: <u>05/12/2021</u>)
05/07/2021	<u>4</u>	LETTER dated 4-21-21 Received from David <u>Shied</u> to Clerk. (SKK) (Entered: <u>05/12/2021</u>)

Clearly, as referenced by Piersol’s fraudulent “Memorandum/Opinion /Order”, **Beneficiary/Relator** has had a long history of dealing with the corrupted U.S. DISTRICT COURT(s) in the EDM and SIXTH CIRCUIT, and **NEVER** has the “cover letter(s) to the clerk in request for proper filing” been added to the Docketing Record. Therefore, **Beneficiary/Relator** challenges the **CO-TRUSTEES “in charge”** of this record to prove that they have done the

² Dkt Item #4 – http://www.ricobusters.com/wp-content/uploads/2021/08/1-042121_CoverLetr2ClerkoftheCourt.pdf

Dkt Item #3 – http://www.ricobusters.com/wp-content/uploads/2021/08/043021_LetrofAllegationsAgainstClerkThelenLudem.pdf

Dkt Item #2 – http://www.ricobusters.com/wp-content/uploads/2021/08/050521_CvrLetr2ThelenonResendPkgBillingFeeSchedule.pdf

same with other litigants who have filed: a) *forma pauperis*; b) as a disabled person treated in the "*spirit*" of the AMERICANS WITH DISABILITIES ACT; c) as an attorney "*representing*" any other party whatsoever. (Bold and/or underlined emphasis added)

It is thus, a FACTUAL contention that the filing of these above three "*cover letters*" by the *Clerk of the Court* is indicative of a "*conspiracy to obstruct justice*" by the latest in a long line of CO-TRUSTEES as agents and principals of the "*UNITED STATES*"; executed criminally via obfuscating the "*official*" record of Beneficiary/Relator's *ORIGINAL COMPLAINT*, by this "*clerk*" also using an electronic "*wink and nod*" of communication to this politically LEFTIST "*insurrectionist senior judge*".

This so-called "*judge*" is really a *judicial usurper* who is predisposed to railroading cases submitted by those like Beneficiary/Relator David Schied, who is otherwise remarkably aware of his status as one of the Sovereign American People; and who is willing to step up and assert his own constitutional guarantees in the name of Justice, and on behalf of other Americans who are sick and tired of this type of "administrative crap" consisting of "rule-bending", "abuse of discretion", and "wrongful interpretation" of the RULES ENABLING ACT. (Bold and/or underlined emphasis added)

These three “*cover letters*” exist in the very same “Court Record” to which this EIGHTH CIRCUIT refers, but with which Piersol’s fraudulent “Memorandum/Opinion/Order” conspicuously OMITTS and ignores. This Piersol did while also “*dismissing*” as “*moot*” the inclusive even more relevant EVIDENCE – which was embedded by Beneficiary/Relator into these other “Motions” (Dkt Items ## 7, 8, and 9) filings, and – which were incorporated in writing by reference in the ORIGINAL COMPLAINT.³ (Underlined emphasis)

³ See Doc. 1 pages #259-252, ¶¶ 449(a – being 19 pp); 449(b – being 38pp + added EXHIBITS #1-5); 449 (c – being 12 pages + added EXHIBITS #1-3 as also described more fully on pp. 40-41 of Beneficiary/Relator’s 44-page “EMERGENCY MOTION TO EXPEDITE and MOTION FOR IMMEDIATE TEMPORARY DECLARATORY AND INJUNCTIVE RELIEF” submitted to the USDCEDM on 1/5/21 with reference to the following (below this paragraph) as “EXHIBITS A, B, and C”. Note that the referenced “*Emergency Motion to Expedite...*” that was assigned to CO-TRUSTEE “*judicial usurper*” Victoria Roberts at the USDC for the EASTERN DISTRICT OF MICHIGAN has been posted at the following ARTICLE III COURT OF RECORD link:

http://www.ricobusters.com/wp-content/uploads/2021/08/3cEXH-3_010521_Mot4TempDECLINJRelief.pdf

EXHIBIT A: “DECLARATION of David Schied (dated 10/15/20) Invoking the ‘Common Law’ Jurisdiction and/or the ‘Federal’ Jurisdiction in Halting Eviction via QUO WARRANTO, Notice of ‘INTENT TO LIEN’, Claims of DISABILITY’ and ‘MEDICAL FRAILITY’, and ‘To Prevent Further Spread of COVID-19’” (40 pages);

http://www.ricobusters.com/wp-content/uploads/2021/08/101120_SchiedDeclarationUnderMoratorium-SIGNED.pdf

EXHIBIT B: “AMICUS IN TREATISE: Interpreting the Unconstitutional History of Federal and National Governance of the Patriotic ‘People’ and Other ‘Free Persons’ Inhabiting the United States” (313 pages); **NEED LINK**

EXHIBIT C: “MEMORANDUM OF RIGHTS OF (WE), ‘THE PEOPLE’: To Assemble; To Local Governance; and To Withdraw Consent Through State and Federal Jury Nullification, Through Grand Jury Presents, Through

Thus, Piersol's "*gross omissions*" of these very relevant documents with FACTS "*incorporated*" by Beneficiary/Relator into the ORIGINAL COMPLAINT, constitute the "*constructive*" basis – with "*obstruction of justice*" as the underlying reason – for Piersol refusing to consider and/or to address all of those very relevant FACTS, as delivered in verifiable STATEMENTS with hordes of accompanying embedded EVIDENCE.

Piersol not engaged in such "*gross omissions*" throughout his FRAUDULENT "*Judgment*" and "*Opinion*" in dismissal of Beneficiary/Relator's entire case, he also issued fraudulent citations, portraying exact quotes of Beneficiary/Relator in different words so as to MISLEAD THE EIGHTH CIRCUIT judges on their "*de novo*" review of what this "*judge*" wishes to minimize in significance for these "*higher court*" judges.

For example, "*Fraudster*" Lawrence Piersol cites the following on the bottom of page 12 of his FRAUDULENT "MEMORANDUM AND OPINION":

"Plaintiff has set forth a frivolous and malicious conspiracy theory that judges in the Eastern District of Michigan have engaged in judicial misconduct about which he has complained numerous times, and about which he has "70 boxes of information."

Private Prosecutions, and Through Other Executions of Customary Law and The Laws of Commerce" (183 pages)

http://www.ricobusters.com/wp-content/uploads/2021/08/MemorandumofPeoplesRights_KhalilCase.pdf

reason alone, his claim is dismissed. In addition, however, Plaintiff has set forth a frivolous and malicious conspiracy theory that judges in the Eastern District of Michigan have engaged in judicial misconduct about which he has complained numerous times, and about which he has "70 boxes of information." (Doc. 1, ¶ 240). He accuses those judges of operating a "protectionist racket of insurrectionism and domestic terrorism," (id.), and further accuses them of

I used
the word
"EVIDENCE"

As the above screen shot of Piersol's document shows, while Piersol correctly references Beneficiary/Relator's filing IN QUOTES as pertaining to "paragraph 240", the screen shot below of Beneficiary/Relator's paragraph 240 (as cited on his pages 169-170) is significantly different, and much more impactful – in preemptively countering Beneficiary/Relator's anticipation that judicial usurpers like Piersol would resort to such "*FRAUD UPON THE COURT*". What Beneficiary/Relator had actually written in his "*Brief*" was "70 boxes of HARD EVIDENCE", not "70 boxes of information" as fraudulently cited by Piersol.

240. As BENEFICIARY David Schied has referenced, there ate over seventy (70) boxes of hard EVIDENCE against both STATE and UNITED STATES "*judicial usurpers*" that have – in so many differing and "*colorable*" ways similar to the recent tortuous affirmative acts of self-appointed now "*senior judge*" Victoria Roberts, CO-TRUSTEE named herein as well as her cohorts in crime at the USDC-EDM of Denise Page Hood, Avern Cohn, Stephen Murphy, Terrence Berg, and numerous other alleged "*judicial usurpers*" of the "*federal*" ARTICLE III "*COURTS OF RECORD*". BENEFICIARY has the RECORDS of an exhaustive list of such

"judges" who are operating in the EDM and in the SIXTH CIRCUIT – against whom he has many times over filed "*judicial misconduct*" complaints that have gone ignored by the existing status quo of a "*protectionist racket*" of insurrectionism and domestic terrorism being allowed to operate in that section of the CO-TRUSTEES "UNITED STATES" jurisdiction. These are cases whereby "*The Accused*" have issued subjective and discretionary "*summary judgment(s)*" against BENEFICIARY in a plethora of "*backward-looking-access-to-court*" cases that are tantamount to "*abuse of process*" amounting to "*credibility determinations*" on FACTUAL issues that were never litigated or allowed before a Petit Jury or Grand Jury, and/or for which there was never a genuine dispute.

At the very least, Piersol's "*dismissals*" of all CLAIMS once again barred Beneficiary/Relator's "*access to the court*" by way of preventing necessary "*Discovery*" for flushing out these items in the face of the named CO-TRUSTEES who were also barred from "*answering*" to these claims by an obvious civil (42 U.S.C. §1983) and criminal "*conspiracy to deprive of rights under color of law*" (18 U.S.C. §§241-242) committed Lawrence Piersol and Matthew Thelen. (Bold emphasis and underlined emphasis added)

Let it be known by this EIGHTH CIRCUIT "*COURT OF APPEALS*" that as a former public schoolteacher who is STILL credentialed to teach in any school district of the STATE OF MICHIGAN (License #PF0000000802089; Expiration 06/30/2022), even Beneficiary/Relator has subscribed to the standard government OATH to "*support the Constitution of the USA*" and to "*faithfully discharge the duties of the office [of educator]*". This is a FACT as shown below, on the next page.

Having subscribed to such an Oath, as a schoolteacher Beneficiary/Relator was trained to be a part of a national group expected to hold oneself and other "*peer professionals*" to high standards of performance. The same can only be more emphasized as applying to STATE and UNITED STATES judges.

Yet, in spite of Beneficiary/Relator submitting incalculable numbers of documents into the "*Court Record*" proving his own compliance with such


standards of Oath and Performance of DUTIES as a schoolteacher and as a government FUNCTIONARY proving also the "sedition", the "treason", the

STATE OF MICHIGAN
State Board of Education Department of Education
PROFESSIONAL EDUCATION CERTIFICATE RENEWAL

awarded to
DAVID SCHIED

In accordance with the provisions of Act 287 of the Public Acts of 1964, the holder of this certificate is authorized to teach in any Michigan school all subjects and grades indicated.

Secondary
COGNITIVE IMPAIRMENT (SA) K-12
EDUCATIONAL TECHNOLOGY (NP) 5-12
EMOTIONAL IMPAIRMENT (SE) K-12
LEARNING DISABILITIES (SM) K-12
PHYSICAL or OTHER HEALTH IMPAIRMENT (SC) K-12


Brian J. Whiston
Superintendent of Public Instruction

Issue Date : 06/06/2017
Expiration Date : 06/30/2022
License Number : PF0000000802089

1849

Certification requirements are subject to change. The certificate holder is responsible for being knowledgeable about current and revised regulations. It is the responsibility of the certificate holder to maintain a valid appropriate certification by meeting the requirements for certificate renewal as prescribed by statute and/or the State Board of Education.

MICHIGAN PROFESSIONAL EDUCATOR'S CODE OF ETHICS

The following ethical standards address the professional educator's commitment to the student and the profession:

- | | |
|-------------------------------------|--|
| Service toward common good - | The professional educator's primary goal is to support the growth and development of all learners for the purpose of creating and sustaining an informed citizenry in a democratic society. |
| Mutual respect - | Professional educators respect the inherent dignity and worth of each individual. |
| Equity - | Professional educators advocate the practice of equity. The professional educator advocates for equal access to educational opportunities for each individual. |
| Diversity - | Professional educators promote cross-cultural awareness by honoring and valuing individual differences and supporting the strengths of all individuals to ensure that instruction reflects the realities and diversity of the world. |
| Truth and honesty - | Professional educators uphold personal and professional integrity and behave in a trustworthy manner. They adhere to acceptable social practices, current state law, state and national student assessment guidelines, and exercise sound professional judgment. |

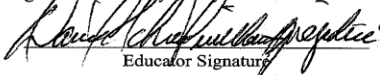
ADVISORY TO EDUCATOR

In accordance with Public Act 96 of the Public Acts of 1995, it is a criminal misdemeanor to : use a suspended, surrendered, revoked, nullified, fraudulently obtained, altered or forged educator certificate, or a certificate of another person.

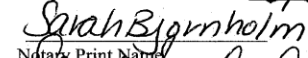
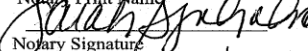
TO BE EMPLOYED AS AN EDUCATOR IN MICHIGAN THE EDUCATOR OATH MUST BE SIGNED, NOTARIZED, AND SUBMITTED TO YOUR EMPLOYER.
THIS IS AN OFFICIAL CERTIFICATE ONCE SIGNED AND NOTARIZED.

EDUCATOR OATH - STATE OF MICHIGAN

I do solemnly swear (or affirm) that I will support the Constitution of the United States of America and the Constitution of the State of Michigan, and that I will faithfully discharge the duties of the office of educator according to the best of my ability.


Educator Signature

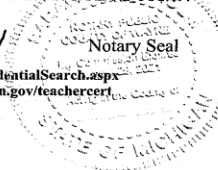
This certificate was subscribed and sworn to before me, along with picture identification, on 6/6/2017


Notary Print Name

Notary Signature

Commission Expires: 8/29/2021

EMPLOYERS MUST VERIFY EDUCATOR CERTIFICATIONS AT: <https://mdoe.state.mi.us/MOES/PublicCredentialSearch.aspx>
For information on the renewal or advancement requirements of this educator certificate please go to www.michigan.gov/teachercert

SARAH BJORNHOLM
NOTARY PUBLIC - MICHIGAN
WAYNE COUNTY
MY COMMISSION EXPIRES 08/29/2021
ACTING IN OAKLAND COUNTY



"insurrection", and the "treason" of numerous STATE and UNITED STATES as "CO-TRUSTEES" functioning as "judges" who are NOT living up to either

their Oaths (even if they have subscribed to them) ⁴ or their Duties; and Piersol and Lange have both acted in “bad behavior” to also “affirmatively” ignore and dismiss these documents of FACTS.

⁴ See **“Exhibit R”** – This is a cover letter to former MICHIGAN ATTORNEY GENERAL Bill Schuette, which is accompanied by **“Affidavit in Petition and Notice”** signed by eight (8) concerned citizens of Wayne County, in complaint about (in office as **“chief judge”** at the time) Virgil Smith being a **usurper of the judicial bench** of the WAYNE COUNTY CIRCUIT COURT in the CITY OF DETROIT of the EASTERN DISTRICT OF MICHIGAN.

This single **“AFFIDAVIT”** is marked within **“EXHIBIT #105”** that had accompanied many more listed documents of EVIDENCE that were submitted to the SIXTH CIRCUIT COURT OF APPEALS in 2015 in challenge of certain “decisions” being made by the “federal magistrate” (Hluchaniuk) and “judge” (Cohn) who were “striking” documents and “dismissing” the case brought against another “judicial usurper” – Karen Khalil – whose acts “shocked the conscience” of onlookers and witnesses when ordering the “kidnapping” and “false imprisonment” for sitting quietly in the public gallery of the People’s courtroom as “court-watcher” (a.k.a. court “observer”) in June 2012. Thus, Beneficiary/Relator was then in 2015 acting in the capacity of a “Private Attorney General” on behalf of himself and others “similarly situated” in filing a **“QUO WARRANTO”** complaint in the Sixth Circuit; in the matter in which the CLAIM against the “domestic terrorism” insurance policy and “risk management” policy of the two “co-defendants” of the CHARTER COUNTY OF WAYNE and the CHARTER TOWNSHIP OF REDFORD were valued at more than \$100 BILLION, with the UNITED STATES guaranteeing up to eighty percent (80%) on AIG’s “errors and omissions” insurance “rider”.

This **numbered “EXHIBIT #105”** contained its own complete set of **lettered “exhibits”**, with **“EXHIBIT R”** (i.e., **see pp. 109-116**) therein being a cover letter to the MICHIGAN AG Schuette (dated 8/21/12) accompanied by a five (5) page AFFIDAVIT signed by eight (8) “concerned citizens of Wayne County” – submitted along with “certifying EVIDENCE” from the MICHIGAN DEPARTMENT OF STATE’S OFFICE OF THE GREAT SEAL showing that WC Circuit Court “chief judge” had “no Oath of Office on record” between 2005-2012 as he otherwise sat in that “judicial” office.

This 144-page **“EXHIBIT #105”**, which holds EVIDENCE that it was also submitted in a separate STATE case to the ultra-corrupt **“MICHIGAN**

The above sets of verifiable FACTS referenced by Beneficiary/Relator on his “original” filings – to include reference to the previous documents filed also in the “EDM” case that was fraudulently thrown out by CO-TRUSTEES “senior judge” and STATE BAR OF MICHIGAN crime syndicate member, Victoria Roberts, and

COURT OF APPEALS” has been posted publicly on the Internet for the past five (5) full years at:

https://constitutionalgov.us/sub/Michigan/Cases/David-Schied/2015_SchiedvJudgeKarenKhaliletalinUSDCEdM/010816_QuoWarranto_6thCircuitJudges/Exhibits/Ex_105_TwoMotforVacateSetAside%26Order4GJInvestigation.pdf

This “**QUO WARRANTO**” document has been posted publicly for well over for over five (5) full years without further challenge, as still available today at:

https://constitutionalgov.us/sub/Michigan/Cases/David-Schied/2015_SchiedvJudgeKarenKhaliletalinUSDCEdM/010816_QuoWarrantoon6thCirJudges_FINAL.pdf

and also at:

http://constitutionalgov.us/SupremeCourtOfLaw/Cases/SchiedVsRoberts/PrimaryEvidenceDocuments/010816_QuoWarrantoon6thCirJudges_ALL.pdf

Importantly, the SIXTH CIRCUIT “judges” answered this “*Quo Warranto*” COMPLAINT and EVIDENCE with silence – *affirmatively* in **TACIT AGREEMENT** – creating an additional (“*secondary*”) layer of “**RICO**” coverup of these “*predicate*” level crimes of their “*peer group*” of other STATE and UNITED STATES “judges” (as all “*CO-TRUSTEE*” members of the STATE BAR OF MICHIGAN) disregarding the FACT that the Affidavit cited numerous Michigan laws mandating the DUTY of the Michigan attorney general to file a “**QUO WARRANTO**” complaint in the Michigan Court of Appeals against anyone described as Smith who clearly is in violation of “**MCL 168.422**” (“*the office of circuit judge shall become vacant upon happening of...his neglect or refusal to take and subscribe to the constitutional oath of office...*”)

The set of “**EXHIBITS**” for an “*En Banc*” review of the matter – also *affirmatively* ignored by the SIXTH CIRCUIT – have been posted this past five (5) years at the following public link:

https://constitutionalgov.us/sub/Michigan/Cases/David-Schied/2015_SchiedvJudgeKarenKhaliletalinUSDCEdM/111416_Orderto6thCircuit4EnBancReviewofQuoWarranto/EXHIBITS/

Pages are from an underscored section of the “CLAIM AND APPEAL” from Schied v. “United States, et al”

subsequently gross negligently OMITTED of having any address by the “WDSD” and Lawrence Piersol – can also be found in this instant ARTICLE III COURT OF RECORD as recently posted at the following URL:

http://www.ricobusters.com/?page_id=511