

David Schied
(A human being acting in common law and with *all rights reserved*)
P.O. Box 1378
Novi, Michigan 48376

David Schied,

Party

v.

Benjamin Smith, Michelle Silas,
"S. Lilly" a.k.a. "S. Good," Linda Gooden,
Nick Lyon, Lynae Witaifi,
Oakland County Dept. of Health Services
Southfield District,

Counter-Parties /

Michigan Administrative Hearing
System Docket No. 16-015642; and
16-011650

Administrative Law Judge
(usurper of authority): Eric Feldman

“NOTICE OF COMMON LAW ‘WRIT OF ERROR CORBUM NOBIS’”
IN OPPOSITION TO (UNDATED) “ORDER OF DISMISSAL
PURSUANT TO ABANDONMENT” BASED UPON
PRIMA FACIE EVIDENCE OF FRAUD AND CONSPIRACY TO DEPRIVE OF RIGHTS
INVOLVING ADMINISTRATIVE LAW “JUDGE” ERIC FELDMAN

AND ACCOMPANYING
COMMON LAW “ORDER OF CONTEMPT”

AND
FREEDOM OF INFORMATION (“FOIA”) DEMAND
FOR
HEARING RECORDING AND/OR HEARING TRANSCRIPT
FOR HEARING DATED 11/23/16
AND FOR ALL PERFORMANCE BONDS, BLANKET BONDS, “BLANKET” INSURANCE
POLICIES, SELF-INSURANCE AND “EXCESS” INSURANCE POLICIES, “ERRORS AND
OMISSIONS” POLICIES, AND POLICIES PROVIDING FOR “TERRORISM” COVERAGE
FOR ADMINISTRATIVE LAW JUDGES AND DHS OFFICIALS

This “Notice of Common Law ‘Writ of Error Corum Nobis’” comes in opposition to the undated “Order of Dismissal Pursuant to Abandonment” (heretofore “Order”) that was “signed” by Administrative Law “judge” Christian Gardocki on behalf of Nick Lyon, the Director of the Department of Health and Human Services. The basis for this “notice” is by reason and Evidence that the official “Order” was constructed by means of criminal corruption and FRAUD.

FRAUD #1 - *Prima facie*, the “Order”, being fraudulently constructed (as further outlined below), reflects a “conspiracy” between the Eric Feldman of the **Department of Licensing and Regulatory Affairs** and “Nick Lyon” the Director of the Department of Health and Human Services, the “counter-party” in the instant case.

FRAUD #2 - the “*Order*”, being fraudulently constructed, fails to list the other parties that were expected at the hearing to be called as witness, being “S. Lilly” (also known to have other alias names), Sylvester Williams, E. Crosby, J. Dettore, etc. and whom David Schied demanded for appearance of at least the first two in this list of names in protest that Michelle Silas and Benjamin Smith had never participated in the case management of either given case.

FRAUD #3 - *Prima facie*, the “*Order*”, being fraudulently constructed, refers to David Schied as “*Petitioner*” when Mr. Schied NEVER referred to himself as such and who established **as a matter of record** by a 3-page letter dated 11/20/16 – which Mr. Schied brought to the hearing(s) and read at the very beginning in protest of the Administrative Law Judge refusing to provide his own Oath of Office prior to “swearing in of the parties” – which clearly conveyed that Mr. Schied continued to “*Object*” to and “*Protest*” the events being executed by Eric Feldman, acting “on behalf” of Nick Lyon and the counter-party of the DHS on the referenced date of 11/23/16. (See “**EXHIBIT A**” as attached hereto, which is incorporated as if written herein verbatim in its entirety.)

FRAUD #4 - *Prima facie*, the “*Order*”, being fraudulently constructed, refers to David Schied (the flesh-and-blood human being) as “*representing*” himself (i.e., being the “*strawman*” or in his “*corporate*” persona). This is false. David Schied was “*presenting*” himself as the “flesh-and-blood-human being” and not as any corporate or fictional entity, whether such entity was to be deceptively called “*Petitioner*” or anything else.

FRAUD #5 - *Prima facie*, the “*Order*”, being fraudulently constructed, NEVER elaborated upon, **as a matter of record**, the letter dated 11/20/16, which was addressed to Executive Director Christopher Seppanen and other “agents” acting on behalf of the counterparty of the Michigan Department of Health and Human Services. Instead, Feldman’s so-called “*Order*” referenced the 3-page letter – with a subject line reading, “Ongoing issues related to two hearings scheduled for Wednesday, November 24, 2016” (noting herein that Wednesday’s hearings were scheduled for the 23rd) providing evidence and good reason why David Schied had given advanced notice before the hearing that he was still holding unaddressed evidence that the DHS and the Department of LARA were colluding to carry out proceedings under “*fraudulent pretenses*” and with prejudicial treatment of David Schied as its purpose.

FRAUD #6 - *Prima facie*, the “*Order*”, being fraudulently constructed, NEVER referenced, **as a matter of record**, the FACT that David Schied had brought another flesh-and-blood human being to the “*hearings*” to WITNESS the hearing proceedings themselves, to which Mr. Schied was “*objecting and protesting*” – a man by the name of Clifford Stafford – not as a “*witness*” in testimony of the events giving the underlying cause for the hearing as otherwise alluded by Feldman’s fraudulent “*order*.”

FRAUD #7 - The “*Order*”, being fraudulently constructed, used grammatical construction so as to falsely state that David Schied had “requested” hearings “to dispute the following programs” (and then went on to reference two case numbers) when the Evidence otherwise demonstrates that David Schied only otherwise provided clear notice to the DHS that he was “*exercising his right to hearing*” in dispute of the activities of the DHS employees that **were NOT present at any of the scheduling hearings**. (Bold emphasis added)

FRAUD #8 - The “*Order*”, being fraudulently constructed, deliberately and falsely misconstrued David Schied’s intentional and precursory letter as anything other than an “*objection*” of what Feldman was carrying out at the hearing, beginning with Feldman’s single-handed determination that he would “*consolidate*” the two hearings into one – under the fraudulent claim that the proceedings were “*without objection*” – and then going forward in “*railroading*” the proceedings from that point.

FRAUD #9 - *Prima facie*, the “*Order*”, being fraudulently constructed, deliberately evaded the issue of David Schied’s opening “*objection*” and refusal to subscribe to or participate in any “*swearing in*” due to the Administrative Law Judge refusing to provide his own Oath to the Michigan and United States constitutions assuring the DUTY to “*impartial treatment*” (as opposed to acting “*on behalf*” of Nick Lyon and the other “*counterparties*” as the DHS). In FACT, this is what led to “[David Schied] read[ing] ‘*an opening statement*’ for the record” – BEFORE the “*commencement*” of the combined hearings; which again, was the 3-page letter of protest as directed to Director Christopher Seppanen and other “*agents*” acting on behalf of the counterparty of the Michigan Department of Health and Human Services.

FRAUD #10 – The “*Order*”, being fraudulently constructed, deliberately and falsely misconstrued the FACT that, despite the ongoing protest and the FACT that the last paragraph of the 3-page “*opening statement*” established with no degree of uncertainty that, “*with all of the above taken into account, I [David Schied] have nothing more to say on this matter – in hearing – until the above matters are properly addressed and resolved by the DHS and by the LARA....All further ‘denials’ WILL be addressed by further written ‘appeal’ with accompanying ‘claims in commerce’ for any and all further damages to me and/or my family as a compound result of the so-called ‘STATE OF MICHIGAN’ and the ‘STATE BAR OF MICHIGAN’ committing numerous previous crimes against me [David Schied], and while refusing to provide me with EITHER appropriate ‘redress’ actions (administrative or judicial) OR access to the (multi-county) state or federal Grand Jury (that I have demanded for years) for reporting these crimes of ‘public corruption, racketeering, and ‘domestic terrorism’ that have placed me and my family into forced despotism and dependency upon ‘government’ in the first place, as well-documented these past 13 years.’* **The FACT that Feldman’s fraudulent “*Order*” did not elaborate on these key “*statements*” as the “*bottom line*” and comprising a portion of the underlying basis for David Schied’s protest to the ongoing proceedings, is a matter of significant importance, as it demonstrates Feldman’s part in helping to cover-up the report of crimes by his cohorts and predecessors employed by the STATE OF MICHIGAN.** (Bold emphasis)

FRAUD #11 – The “*Order*”, being fraudulently constructed, goes on to claim that – even despite the actual content of the above-referenced “*statements*” – being both the “*beginning*” and the “*end*” statements that David Schied had made “*for the record*,” Feldman went on to fraudulently convey that David Schied “*responded*” in some way to continued “*railroading*” of the proceedings, by admission that David Schied had “*objected*” to “*the Department fail[ing] to provide him full printed copies of the [relevant] manual items*” for which no specific URL was ever provided for so-called “*public access*” to those documents. This was a flagrant and deceptive attempt to establish “*as a matter of record*” that Feldman somehow had the “*consent*” of David Schied to continue with the hearing(s) anyway – despite the protests – to such degree

that Mr. Schied would “*respond*” in reasonable argument against the statements of Smith and Silas (who again were the subjects of the original “*protest*” of these “*administrative proceedings*”).....when actually all Mr. Schied was doing, as is evidenced by what Feldman has admitted to in his “*order*,” was to continue his “*objections*” of these continuing proceedings, until such time that the “*conspiracy to deprive of rights under color of [administrative] law*” crimes were no longer bearable, and David Schied was compelled to walk out of the “*hearing*” with his “*witness*” IN FINAL PROTEST of these crimes .

Thus, there was NO ABANDONMENT OF THE CLAIMS. THE CLAIMS HAVE INSTEAD BEEN TRANSFERRED OVER TO THE LAWS OF INTERNATIONAL COMMERCE, for which there IS an adequate record to support claims of human rights criminal violations against the Law of Nations, as well as acts of “domestic terrorism” as defined by the United States Congress and U.S. Secretary of State.

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

ARGUMENT

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.

CONCLUSION AND “ORDER OF CONTEMPT”

Prima facie, the above Statements, referenced Evidence and Arguments prove intentional FRAUD and a collusion between Eric Feldman and Nick Lyon and/or the corporate “*person*” of the Department of Health and Human Services, represented by the “*Order*” to be Linda Gooden to deprive David Schied to his right to an impartial and objective proceeding on 11/23/16.

As such, the natural man, David Schied, acting within the scope of his human rights to self-preservation and self-defense, in common law, and under the Law of Nations, issues this instant ORDER OF CONTEMPT against the counter-parties for their engagement of FRAUD in carrying out administrative proceedings under pretense of conducting one or more “*impartial*” hearing(s).

ORDER FOR RELIEF

Claim of Damage: Being rendered herein and by the attached “*Criminal Complaint*” in combination with “*Affidavit of Obligation*” and “*Brief of Information*” (i.e., “**EXHIBIT B**”) is a “*Claim for Damages*” which is now owed by the named counter-parties, to include among others, Christian Gardocki, Eric Feldman, Christopher Seppanen, Nick Lyon, and those associated with the criminal enterprise being operated between the Department of Licensing and Regulatory Affairs, the Department of Health and Human Services, and who are affiliated with

the STATE BAR OF MICHIGAN that oversees the activities of attorney members such as Christian Gardocki and Eric Feldman.

In short, the Criminal Complaint pertains to, at minimum, the following list of federal criminal offenses:

- 1) 18 U.S.C. § 4 – “Misprision of Felony”
- 2) 18 U.S.C. § 2382 – “Misprision of Treason”
- 3) 18 U.S.C. § 242 – “Deprivation of Rights Under Color of Law”
- 4) 18 U.S.C. § 241 – “Conspiracy Against Rights”
- 5) 18 U.S.C. § 1341 – “Frauds and Swindles”
- 6) 18 U.S.C. § 1505 – “Obstruction of Proceedings Before Departments, Agencies, and Committees”
- 7) 18 U.S.C. § 1512 – “Tampering With a Witness, Victim, or an Informant”
- 8) 18 U.S.C. § 1513 – “Retaliating Against a Witness, Victim, or Informant”

Thus, using the minimum amounts referenced by federal codes, the following tabulation of debt is owed by EACH of the named counter-parties to the Criminal Complaint by Claim in Damages:

\$ 10,000,000 – individually being engaged in a “continuing financial crimes enterprise”

\$ 20,000,000 – severally being engaged in a “continuing financial crimes enterprise”

\$ 2,000,000 – being \$250,000 for each of the eight felony crimes depicted above

\$ 1,000,000 – being \$10,000 for each of the one-hundred Constitutional infractions depicted by the Criminal Complaint

\$ 33,000,000 – due immediately

Further, it is AGAIN ORDERED that, under the Freedom of Information Act (FOIA), the Department of Licensing and Regulatory Affairs AND the Michigan Administrative Hearing System AND the STATE OF MICHIGAN provide the following documents WITHOUT CHARGE:

- 1) All performance bonds for each and every person employed by the State of Michigan in any capacity whatsoever as referenced by name in the captioning or the body of this document as written above;
- 2) All blanket bonds, blanket insurance policies, “*self-insured*” insurance programs or policies, “*excess*” insurance policies, “*errors*” and/or “*omissions*” insurance policies for each and every person employed by the State of Michigan in any capacity whatsoever as referenced by name in the captioning or the body of this document as written above;
- 3) All “*terrorism*” insurance policies or “*riders*” to other policies;

NOTE: All parties referenced by this notice herein are hereby put on notice that any claim of opposition or dispute to any of the above must be placed into writing, and sworn to and signed under penalty of perjury, and supported with Evidence; or, the instant criminal assertions and

claim of damages placed herein will stand as unopposed, unrebutted, and as irrefutable legal truth.

I hereby submit the above as true, accurate, and without inaccuracies, to the best of my knowledge and belief. I also understand that it is made for use as evidence in court and other proceedings subject to the Laws of Commerce, and subject to constitutional and common law limitations.

Dated: 1/2/16⁷



autograph

Enclosures:

- EXHIBIT A (3-page letter dated 11/20/16 read in protest on 11/23/16)
- EXHIBIT B (Criminal Complaint/Affidavit of Obligation/Brief of Information/Claim in Commerce) – 11 pages

Mailed on 1/3/16 to:

Christopher Seppanen, Executive Director
Michigan Administrative Hearing System
Department of Licensing and Regulatory Affairs
State of Michigan
P.O. Box 30639
Lansing, Michigan 48909-8139

MAKE ALL PAYMENTS IN GOLD CURRENCY

Remit Payments To:
David Schied
P.O. Box 1378
Novi, Michigan 48376