20110335

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STATE OF NORTH DAKOTA

In The Supreme Court
State Of North Dakota

Appellant
~~Appellee~~ Brief

Case Number: 20110335

M. S., Petitioner
And ~~Appellee~~ appellant

VS.

Guardianship (And Conservatorship)
Of
D. F. S., ~~Respondent~~
And ~~Appellant~~ appellee

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N. D. Supreme Court Invoktion

This matter is being appealed to the N.D. Supreme Court because the prejudice(s) of the lower court should not apply do to the petitioner's multiple medical issues to include a wood tick bite; not bullseyed; yet leaving the petitioner (appellee) by memory hospitalized in June, July and August of 2011 with cellulitus, pnemonia and bronchitus diagnosed all or in part by St. Frances Hospital, Breckinridge, Minnesota, The Mayo Clinic, Rochester, Mn., a Vergas-Falls, Mn. Hospital, with Bronchitus continued treated by two California Hospitals in December, 2011 and one Arizona Hospital in January, 2012. By memory Medical Issue submissions were submitted by mail to the lower court in addition to medical issue telephone calls with little; if any; rational cooperation! These medical issues developed within thirty (30) days of this June, 2011 wood tick bite. (Continued)

In 2002 I became a "Victim" of the prescription drug Vioxx in which from the years 1998 - 2004 more than one-hundred thousand U.S. citizens died from blood clot induced heart attacks and strokes myself receiving no financial compensation for thirty-three days of near continuous IV's in hospital beds nearly destroying my credit bureau report with up to $6,200.00 per day hospital and related bill unpaid expenses. N.D. Lawyer-Referral Services referenced me to two (2) Fargo lawyers each of whom requested a $5,000.00 retainer fee to represent the Guardianship And Conservatorship in the best interests of the old guy D.F.S., country, community(ies) and public safety.

Financially "DEVISTATED" I could not pay a sheriff's service of $80.00-$125.00. The Old Guy fails Certified Mail Services. My health is my first priority also as a doctor ordered snowbird.

Additionally by memory due to all my emergency medical issues I did not receive the August 30th, 2011 Order For Dismissal And Judgement with prejudice and therefore this matter should be remanded to an "intelligent" judge recruited from another county into Cass County District Court. (Ten days appeal).

I struggle with deformities to both of my legs from being a Victim of Vioxx; one leg diagnosed needing surgery; possibly both legs. I use an electric shopping cart. I have no motorized scooter to attend court on which could possibly "exceptionalize telephonic testimony" not allowed by Cass County District Court.

*I am NOT senile! Thus the Order For Dismissal And Judgement are being appealed in rationality to the N.D. Supreme Court. See page 11 Order FOR Dismissal And Judgement. (Appendix).

Statement Of The Issues

The Statement Of Issues For Review Include The Petition For Guardianship And Conservatorship Of the old guy D.F.S., by the eldest only son N.D.S.U., Agriculture Graduate S. S. who is exceptionally qualified to protect the assets of the old guy, the table of authorities N.D. Century Code Chapter 42 Agriculture Nuisances (Possibly Not Customary), The Case Summary, The Order For Dismissal and Judgement, The Injunction Against Further Proceedings, the Notice of Appeal, The Appeal in Rationality to the N.D. Supreme Court for remand Guardianship and Conservatorship placement of the old guy D.F.S. to S. S. in his old guy senility state of no cure mind.

Nature Of Case

On June 21st, 2009 the elderly old guy D.F.S. went nearly completely off his rocker from heart-attack and kidney failure in the emergency room at Sanford Hospital in Fargo, N.D. The now senile old guy tried to destroy the 2009 crop by leaving it unharvested into the winter months until spring 2010 killed many cattle with cruelty to animals starvation, continues to drive out of control when he blacks out at the steering wheel of a motor vehicle in North Dakota, says that someone poisoned his cattle and rents land to grain farmers for pennies on the as I had land rented for 2011 sugar-beets for up to $350.00 per acre and he needs the money to better take care of himself. He refused to pay his electric bill causing disconnection in March, 2011 a freezing cold month in North Dakota. He refused to let neighbors help him. The District Court Fails to acknowledge my medical issues and financial devistation, RADICALLY! Placement of Guardianship And Conservatorship to me is needed!

Statement Of Facts

The old guy D. F. S.'s mind is screwed up... but then at times he does better mentally than all the Cass County District Court Judges combined! As a senile to insane former livestock and grain farmer he continues to rent land to wreckless grain farmers who instigated a $40 Billion crop loss in 2011 by mudding spring tillage, reinterated only because of tradgic violation of N.D. Century Code Chapter 42 Agriculture Nuisances. That money is gone forever! They cant do 2011 crop production over again! You figure out how much state tax was lost on $40 Billion? The court fails my medical issues acknowledgement cooperation and rational placement of a Guardianship And Conservatorship to D. S. in all best interests!

The Argument

It's not rational to cause such extensive financial devistation intententially to ones self. See the table of authorities Chapter 42 Agriculture - Nuisances now expanded to tragic financial devistation! The old guy is sick, all the more reason for the protection of his income and assets by exceptionally qualified eldest only son

"My petitions are NOT frivulous!

* See the entire Appendix in review. It appears that the Cass County District Court Judges are "INSANE!" No judge in his or her right mind would condone the continuous financial devistation(s) by issuing orders for dismisals with prejudice and injunctions against further proceedings with prejudice! My petitions are NOT frivulous!

Conclusion And Relief Sought

In conclusion the relief sought is that the lower court needs to eat their negative entries against G. S., issue no more negative entries against G. S., allowing G. S. to rationally proceed with all matters by remanding from the N.D. Supreme Court recruiting outside non-biased judges from other counties, cooperating and allowing G. S. to testify telephonically for placement or outcome of these cases "in RATIONALITY!" Keep in mind that the N.D. Judicial system has made NO brownie points in these matters! Five (5) ~~year~~ olds know better!

G. A. S., Pro se
(G. A. S., PRO SE)
January 30TH, 2012
(TODAY'S DATE)