

# APPENDIX

## A.

A

IN THE SUPREME COURT  
OF THE  
STATE OF SOUTH DAKOTA

\* \* \* \*

JOSEPH RUBEN HILL, Managing  
Fiduciary Party as a Trustee  
on behalf of Forbes-Robertson  
Group, a Pure Trust Organization,  
Plaintiff,

vs.

GWENDOLEN CLEOPHA NELSON,  
Individually and as a former  
Trust Managing Agent,  
Defendant and Appellee,

and

STEWART HINES,  
Appellant.

ORDER DISMISSING APPEAL

#30174

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The Court, on November 23, 2022, entered an order for Appellant to show cause why the appeal should not be dismissed on the grounds that no appeal of right exists from the denial of his motions for relief dated October 26, 2022. Appellant served and filed a showing and Appellee served and filed a response. The Court considered the showing and response, and it is

ORDERED that the appeal is dismissed; and

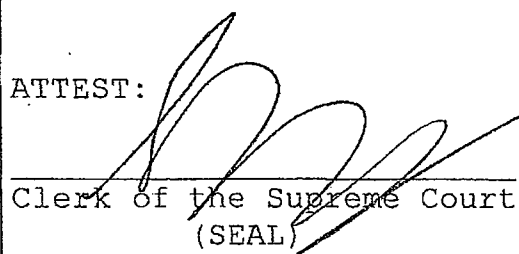
IT IS FURTHER ORDERED that because proceedings in the above-entitled matter have concluded, the circuit court is not obligated to accept further submissions in the above-entitled matter from Appellant without leave of the court.

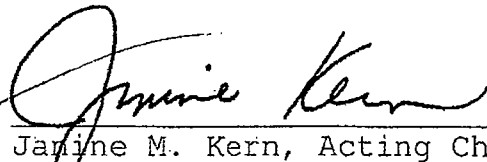
#30174, Order

DATED at Pierre, South Dakota this 6th day of January,  
2023.

BY THE COURT:

ATTEST:

  
Clerk of the Supreme Court  
(SEAL)

  
Janine M. Kern, Acting Chief Justice

(Chief Justice Steven R. Jensen disqualified.)

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

SUPREME COURT  
STATE OF SOUTH DAKOTA  
FILED

JAN - 6 2023

  
Clerk

# **APPENDIX**

## **B.**

FILED

OCT 26 2022

STATE OF SOUTH DAKOTA)

IN CIRCUIT COURT

COUNTY OF CLAY

:SS *Jessica Bosse*  
Clay County Clerk of Courts  
1st Judicial Circuit Court of South Dakota

FIRST JUDICIAL CIRCUIT

JOSEPH RUBEN HILL, Managing  
Fiduciary Party as a Trustee  
On behalf of Forbes-Robertson  
Group, a Pure Trust Organization,  
Plaintiff,

Civ. 18-15

Order Denying Motions  
Without Hearing

Vs.

GWENDOLEN CLEOPHA NELSON,  
Individually and as a former  
Trust Managing Agent,  
Defendant and Appellee,

Stewart Hines having filed two motions for relief in this matter and Stewart Hines having no authority to litigate a legal claim on behalf of the trust, the motions are thereby null and of no effect, now therefore, it is hereby

ORDERED, ADJUDGED AND DECREED that the Motions for Relief dated July 29<sup>th</sup>, 2022 and September 15<sup>th</sup>, 2022 are denied without hearing; and it is further

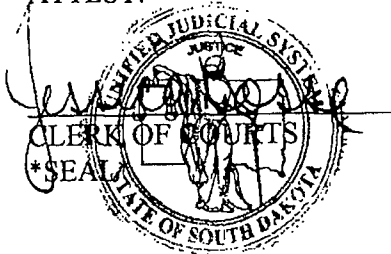
ORDERED, ADJUDGED AND DECREED that Stewart Hines is specifically admonished and advised that he may be subject to restraint by permanent injunction in any court of competent jurisdiction, at the suit of the attorney general or any citizen for the unauthorized practice of law in violation of SDCL 16-18.

Dated this 26<sup>th</sup> day of October, 2022 at Vermillion, South Dakota

BY THE COURT:

TAMI BERN  
CIRCUIT COURT JUDGE

ATTEST:



STATE OF SOUTH DAKOTA  
First Judicial Circuit Court  
I hereby certify that the foregoing instrument  
is a true and correct copy of the original as the  
same appears on file in my office on this date:

DEC 08 2022

Jessica Bosse  
Clay County Clerk of Courts

By: *Nadyn Zimmerman-Walker*

# **APPENDIX**

## **C.**

IN THE SUPREME COURT

FEB 24 2023

OF THE

*Shirley A. Johnson-Leg*  
Clerk

STATE OF SOUTH DAKOTA

\* \* \* \*

JOSEPH RUBEN HILL, Managing  
Fiduciary Party as a Trustee  
on behalf of Forbes-Robertson  
Group, a Pure Trust Organization,  
Plaintiff,

vs.

GWENDOLEN CLEOPHA NELSON,  
Individually and as a former  
Trust Managing Agent,  
Defendant and Appellee,

and

STEWART HINES,  
Appellant.

ORDER DENYING MOTION  
TO RECONSIDER

#30174

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The Court having by order of January 6, 2023, dismissed the  
appeal taken in the above-entitled matter, and Appellant Stewart  
Hines having served and filed a motion for reconsideration of  
dismissal. The Court considered the motion, now, therefore, it is

ORDERED that said motion be denied.

DATED at Pierre, South Dakota, this 24th day of February,  
2023.

BY THE COURT:

ATTEST:

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

(Chief Justice Steven R. Jensen disqualified.)

*[Signature]*  
Janine M. Kern, Acting Chief Justice

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

# **APPENDIX**

## **E.**



NOV 23 2022

IN THE SUPREME COURT  
OF THE  
STATE OF SOUTH DAKOTA

*Shirley A. Johnson-Leged*  
Clerk

\* \* \* \*

JOSEPH RUBEN HILL, Managing  
Fiduciary Party as a Trustee  
on behalf of Forbes-Robertson  
Group, a Pure Trust Organization,  
Plaintiff,

vs.

GWENDOLEN CLEOPHA NELSON,  
Individually and as a former  
Trust Managing Agent,  
Defendant and Appellee,

and

STEWART HINES,  
Appellant.

ORDER TO SHOW CAUSE

#30174

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It appearing to the Court that the appellant has filed an  
appeal from the denial of his motions for relief dated October 26,  
2022 in the above entitled matter; and

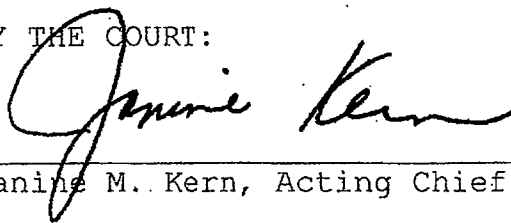
It further appearing to the Court that the appellant is not  
a participant or party in this action, because this Court previously  
affirmed the denial of appellant's motion for intervention and  
reconsideration in this matter by judgment of affirmance in appeal  
no. 29470 dated June 1, 2021; accordingly, it is hereby

ORDERED that appellant show cause on or before December 9,  
2022, why the appeal should not be dismissed on the grounds that no  
appeal of right exists from the denial of his motions for relief  
dated October 26, 2022 and that appellee respond to said showing on  
or before December 27, 2022, said showing and response to be made in

writing, and the original and two copies thereof, together with proof of service, filed with the Clerk of this Court.

DATED at Pierre, South Dakota, this 23rd day of November, 2022.

BY THE COURT:

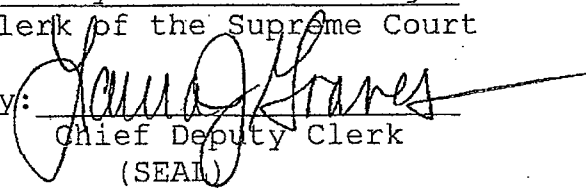


Janine M. Kern, Acting Chief Justice

ATTEST:

Shirley A. Jameson-Fergel  
Clerk of the Supreme Court

By:



Chief Deputy Clerk  
(SEAL)

**Additional material  
from this filing is  
available in the  
Clerk's Office.**