

# APPENDIX

## 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

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.

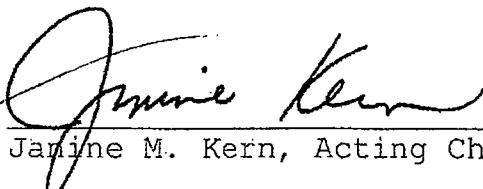
#30174, Order

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

BY THE COURT:

ATTEST:

Clerk of the Supreme Court  
(SEAL)

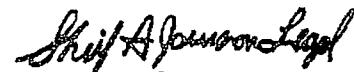
  
Janine M. Kern, Acting Chief Justice

(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)

COUNTY OF CLAY

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

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

IN CIRCUIT COURT

FIRST JUDICIAL CIRCUIT

Vs.

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

Defendant and Appellee,

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Order Denying Motions  
Without Hearing

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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, 2002 at Vermillion, South Dakota

BY THE COURT:

*Tami Bern*  
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: *Kadyne Zimmerman-Walker*

# APPENDIX

## C.

SUPREME COURT  
STATE OF SOUTH DAKOTA  
FILED

IN THE SUPREME COURT  
OF THE  
STATE OF SOUTH DAKOTA

FEB 24 2023

*Chief Justice Leg*  
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 DENYING MOTION  
TO RECONSIDER

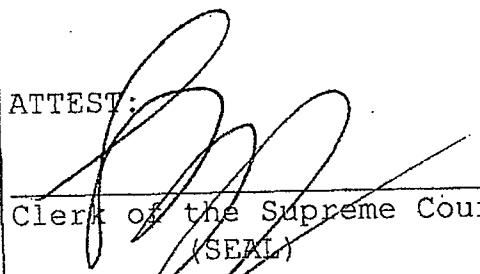
#30174

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.

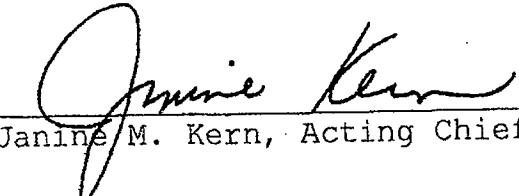
DATED at Pierre, South Dakota, this 24th day of February, 2023.

BY THE COURT:

ATTEST:

  
Clerk of the Supreme Court  
(SEAL)

(Chief Justice Steven R. Jensen disqualified.)

  
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.

SUPREME COURT  
STATE OF SOUTH DAKOTA  
FILED

IN THE SUPREME COURT  
OF THE  
STATE OF SOUTH DAKOTA

NOV 23 2022

*Shay A. Jansen-Led*  
Clerk

\* \* \* \*

JOSEPH RUBEN HILL, Managing ) ORDER TO SHOW CAUSE  
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. )

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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

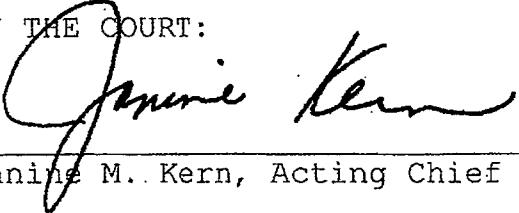
It further appearing to the Court that the appellant is not a participant or party in this action, because this Court previously affirmed the denial of appellant's motion for intervention and reconsideration in this matter by judgment of affirmance in appeal no. 29470 dated June 1, 2021; accordingly,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

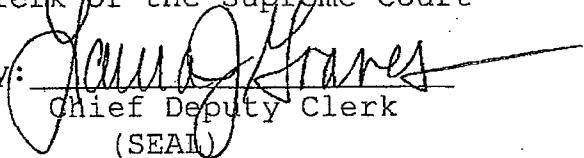
BY THE COURT:



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.**