

**PETITION FOR A  
REHEARING**

**UNITED STATES FEDERAL  
SUPREME COURT  
WASHINGTON D.C**

**RECEIVED**

**FEB 29 2024**

**OFFICE OF THE CLERK  
SUPREME COURT, U.S.**

## Petition for a Rehearing

This is a petition for a rehearing of my case of my parental rights termination. On September 9th, 2022 I lost my rights to my children. I filed a state appeal with the state of South Dakota right away, however it was denied on June 5<sup>th</sup>, 2023. I filed a federal appeal that was denied on January 22<sup>nd</sup>, 2024.

I believe that my 14<sup>th</sup> amendment of my due process rights was violated because I was forced to sign my rights over even though I was passing all my drug tests that CPS had me doing when they first got involved. They said that I was made to sign my rights over because I called them one day and told them that I hung out with an old friend and I thought she might of spiked my drink, but I was unsure. I was asked to go take a drug test right away and I passed that one as well. I was in the middle of doing everything that I was asked to do by CPS, like getting a place to live, finding a treatment, as well as getting a job, even though I was on disability. As well as my family was not allowed to have the same opportunity to foster my boys like their father's family was. My parents passed all the foster requirements that was required through Lutheran Social Services. CPS referred my parents to Lutheran Social Services to get certified to be foster parents to have my boys. However, they were denied because of my moms mental issues, even though her counselor, Josh Reinholta at Urban Indian Health and by her psychiatrist, Holly at Southeastern Behavioral health said she was fine and stable. As well as my step-dads legal issues. Their were 2 order of protections that had been filed, however they both were thrown out due to one of the people consistently lying about the situation and the other was thrown out because it was proven to be false. Also my boys were adopted before my all my appeals had been exhausted. I thought it would be best if family could stay together and not given to strangers.

During my first trial I was trying to introduce the topic of mental health and the struggle that comes with overcoming addiction and how I was battling both. This journey was tough in the beginning but the last time I tried getting sober I was finally able to put it all down. During my appeal process with the state of South Dakota I was unable to introduce the fact that I was doing 3 UA's a week at the Glory House from December 2022 to June 14<sup>th</sup>, 2023. I currently receive disability from the state and feel like that's an added important piece of evidence for the mental illness discussion.

I know that illegal narcotics were a big factor in why I lost my boys. I can prove that I am sober. I have attached a drug test that was done here in Sioux Falls South Dakota at SD Resolutions on Wednesday January 24<sup>th</sup>, 2024. A toenail test had results that went further back than that of a Hair Follicle drug screening. It only shows the last 6 months, however I have been clean for 15 months (November 6<sup>th</sup>, 2022) and 23 months off alcohol (March 17<sup>th</sup>, 2022). the test results show that I was exposed to methamphetamine which I'm unsure of how that could've happened. I do live in apartment and I believe that it came through the vents. The exposure is very minimal amount that the drug screening was barely able to detect it. The unit that I suspect that it came from has recently moved out. I have attached a letter from the lab that performed the testing as well as a letter from, Shayna Moke, the lady that did the collection of the toenail, as well as a urinalysis that proves that I am sober. I know that any amount of exposure isn't ideal, however the apartment that I live in is all that I can afford right at the moment. I swear that I am sober and I'm never around anyone that does alcohol or drugs of any kind.

I am requesting for a rehearing of my petition. I won't disappoint you with all the progress that I have made since the day of my termination trial in September 9<sup>th</sup>, 2022. I would just like to request a retrial to show everyone involved that I'm not the same person I was back than.

Thank you,

Talthia Sorbel

# Certificate of Petition for a Rehearing

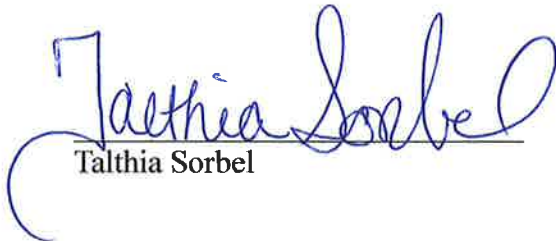
I, Talthia Sorbel, am unrepresented by counsel and am doing this on my own. I am presenting this petition for rehearing in good faith, on a timely manner, and without delay. I am presenting the following new information that was not previously introduced: drug test that I am clean and why I believe that my due process was violated.

I have sent a copy to the following defendants:

South Dakota State of Appeals Court Clerk of Courts  
500 East Capital Ave  
Pierre, SD 57501

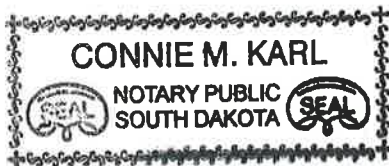
Minnehaha County States Attorney  
415 North Dakota Ave  
Sioux Falls, SD 57104

Department of Social Services  
Division of Legal Department  
700 Governors Drive  
Pierre, SD 57501-2291

  
Talthia Sorbel

Notary: 

Date: 2/24/24



Expiration: June 1, 2028