

Appendix's'

Motion for Leave to proceed in Forma Pauperis

The Petitioner has previously been granted leave to proceed In Forma Pauperis

Appendix A.

Decision of State Trial Court, to my knowledge the opinion has been designated for publication but is not yet reported.

Appendix B.

The decision of State Supreme Court, petitioner asking the court to rule on the merits of the case, but it was done on its Merits, to my knowledge the opinion has been designated for publication but is not yet reported.

Appendix C.

Order denying Appellees Motion to Dismiss appeal

Appendix D.

Waiting on a decision of Hearing on Fraud Upon the Court, Reported at the 7 Judicial Circuit within the one year deadline and was timely filed, waiting on the Hearing to Submit the Evidence, may be unpublished.

Appendix E

The petitioners Motion to Compel

Exhibits,

- A. Motion to have Depositions taken at courthouse with court Reporter
- B. Motion for theft by Deception
- C. Is a Yelp review from 11-29-2024, Showing 12 Reviews 6 from 2019
- D. The Yelp Review from 2019 showing that Thomas Auto has history of Assault and battery
- E. Is the destruction of evidence "fraud Upon the court" showing 10 reviews
- F. A Yelp review Starting from 12-25-16 to 2019
- G. A yelp review from 7-5-2019 to 6-30-2020 showing the deception/fraud of missing reviews

IN THE SUPREME COURT
STATE OF SOUTH DAKOTA
FILED

OF THE
STATE OF SOUTH DAKOTA

JAN 20 2026

Shirley A. Jensen
Clerk

* * * *

CLAYTON WALKER,	)	CORRECTED
Plaintiff and Appellant,	)	ORDER DIRECTING ISSUANCE OF
vs.	)	JUDGMENT OF AFFIRMANCE
	)	
THOMAS AUTO, INC., FRANK	)	#31111
THOMAS TRUST, TERRI	)	
GUCCIONE, MAYOR JASON	)	
SALAMUN, MICHELLE SCHUELKE	)	
INDIVIDUALLY AND IN HER	)	
OFFICIAL CAPACITY, and CITY OF	)	
RAPID CITY,	)	
Defendants and Appellees.	)	

The Court considered all of the briefs filed in the above-entitled matter, together with the appeal record, and concluded pursuant to SDCL 15-26A-87.1(A), that it is manifest on the face of the briefs and the record that the appeal is without merit on the following grounds: 1. that the issues on appeal are clearly controlled by settled South Dakota law or federal law binding upon the states, and 2. that the issues on appeal are ones of judicial discretion and there clearly was not an abuse of discretion (SDCL 15-26A-87.1(A)(1) and (3)), now, therefore, it is

ORDERED that a judgment affirming the Order of the lower court be entered forthwith.

DATED at Pierre, South Dakota, this 20th day of January, 2026.

BY THE COURT:

ATTEST:

[Signature]
Clerk of the Supreme Court
(SEAL)

[Signature]
Steven R. Jensen, Chief Justice

(Justice Robert Gusinsky disqualified.)

PARTICIPATING: Chief Justice Steven R. Jensen and Justices Mark E. Salter, Patricia J. DeVaney and Scott P. Myren.

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STATE OF SOUTH DAKOTA
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**Additional material
from this filing is
available in the
Clerk's Office.**