

Additional information and cause of action

20-4059

Clayton

Federal Injunctions

V

Steve Barnett, sos, Marcia Holtman dol, united states of America, unknown federal employees

★ Walkers injunctions and lawsuits are not over spilled coffee or broken cookies.

Seeks a Federal Injunction under First Amendment, the 9th Amendment, vesting clauses, bivens action, the 14th Amendment, and equal access to justice.

The court has jurisdiction to hear cases of constitutional issues involving constitutional matters.

Bivens action, a Bivens action generally refers to a lawsuit for damages when a federal officer who is acting in the color of federal authority allegedly violates the U.S. Constitution by federal officers acting.

There could be a problem of people that were not active with signing up with the federal election commission campaign finance office. Anyone that has started within the first 5 days of the new year should be placed on the ballot.

Changing the deadline or date of voting the SOS would not let everyone know in time.

1. The coronavirus (covid19) is an active epidemic in 2020. That can spread person to person. *other petition circulators are plotting peoples lives in danger, By not practicing social Distances recommendations*
2. Covid 19 can cause some death.
3. Covid 19 is in warm countries like Brazil, Australia and Africa. *Equator countries.*

4. The Federal Government has placed restrictions on proximity to others.

5. The sos office is closed due to governor noem proposals and recommendations from the Federal Government. (Of less than 10 people)

6. We must keep high risk South Dakotans safe. There is strain-L and strain-S which makes it twice as hard to find a vaccine.

7. We must keep the spreading low, by quarantine. This will not be better by summer, this strain-L likes warmth and can cause breakers to trip on an electrical panel and is more severe than strain-s.

8. You can still have the virus and show no symptoms. China's curve is only going down because

nobody is going back to work.

9. Testing of the virus must be approved by a dr. Because united states doesn't have enough test available.

10. Steve Barnett and SOS Does not have other means to circulate a petition. See exzpipt

11. Unknow federal officials are not giving the opportunity to help candidates running in this election year. They have failed to act.

12. Walker did start his circulation on January 2nd.

13. Anyone that didnt start their campaign before the breakout should not qualify as gaining access to the ballot if they cant meet the need for the number of required signatures.

14. Candidate Clayton Walker did start his campaign before the quarantine amd should gain access to the ballot for United States Senate.

15. Getting the word about a election/petition extension or voting date change would not reach everyone, because not everyone has a tv, computer or phone.

16. Unknown federal officials did not act fast enough when changing the Federal Elections or helping candidate clayton walker.

17. Sos did not act fast enough when changing the deadlines for petitions due dates.

18. We dont have enough time to notify the public about the possible election change.

19. Large gatherings are prohibited by the federal government.

20. South Dakota residents beliefs that something bad will happen if they touch a pen or come into close contact could cause death or get the virus.

21. Microorganisms do exist.

Part 2

1. The plaintiff suffered an injury that slowed him from circulating his petition.

2. Dol work comp did delay walkers care and getting treatment that he needs.

3. The plaintiff is discriminate against for his religion beliefs and his political views.

4. After the first month Walker found it to be difficult to circulate his petitions. Looked for other alternatives. See exzpipt

5. The plaintiff has had his briefs misinterpreted before and taking judicial notice without affording the plaintiff to present his case would be unconstitutional. *see his "oral Arguments"*

Wherefore the plaintiff demands access to the ballot by a federal injunction for his name to be placed on the ballot for us senate or \$1,044,000 for loss of income. And any other relief the court thinks is just.

Dated this 20th day of March 2020. *Clayton Walker*

Stop changing the law after you read my notes,

Motion for declared emergency

The plaintiff seeks a declared emergency as soon as possible as supported by affidavit.

Dated this 20th day of March 2020

Clayton Walker

Affidavit of Clayton Walker

The plaintiff cant circulate his petition. Due to this virus. Masks are only used over the mouth. But Tearducks from the eyes drain to the nose. The eustachian tube is a canal that connects the middle ear to the nasopharynx which is the upper throat and the back of the nose cavity.

so it's not just mask over the mouth they should be wearing. These actions are causing the virus to spread, this makes the plaintiff cautious as the proper steps are not being taken by the federal government and doctors to protect the public. *other petition circulators are Not practicing social Distances.*

Walkers injunctions and lawsuits are not over spilled coffee or broken cookies.
Petition circulators are quarentee.

dated this 20th day of March 2020.

witness

Clayton g Walker

Clayton Walker, Jacob Beal

JS 44 (Rev 06/17)

CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM)

<p>I. (a) PLAINTIFFS <i>Clayton G. Walker</i></p> <p>(b) County of Residence of First Listed Plaintiff _____ <i>(EXCEPT IN U.S. PLAINTIFF CASES)</i></p> <p>(c) Attorneys (Firm Name, Address, and Telephone Number)</p>	<p>DEFENDANTS <i>Steve Barrett, SOS, Hoffman del. United States of America, unknown federal employees</i></p> <p>County of Residence of First Listed Defendant _____ <i>(IN U.S. PLAINTIFF CASES ONLY)</i></p> <p>NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED.</p> <p>Attorneys (If Known)</p>
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<p>II. BASIS OF JURISDICTION (Place an "X" in One Box Only)</p> <p><input type="checkbox"/> 1 U.S. Government Plaintiff</p> <p><input checked="" type="checkbox"/> 2 U.S. Government Defendant</p> <p><input type="checkbox"/> 3 Federal Question (U.S. Government Not a Party)</p> <p><input type="checkbox"/> 4 Diversity (Indicate Citizenship of Parties in Item III)</p>	<p>III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff and One Box for Defendant)</p> <table style="width:100%;"> <tr> <td style="width:50%;">Citizen of This State</td> <td style="width:10%;"><input checked="" type="checkbox"/> 1</td> <td style="width:10%;"><input type="checkbox"/> 1</td> <td style="width:20%;">Incorporated or Principal Place of Business In This State</td> <td style="width:10%;"><input type="checkbox"/> 4</td> <td style="width:10%;"><input type="checkbox"/> 4</td> </tr> <tr> <td>Citizen of Another State</td> <td><input type="checkbox"/> 2</td> <td><input type="checkbox"/> 2</td> <td>Incorporated and Principal Place of Business In Another State</td> <td><input type="checkbox"/> 5</td> <td><input type="checkbox"/> 5</td> </tr> <tr> <td>Citizen or Subject of a Foreign Country</td> <td><input type="checkbox"/> 3</td> <td><input type="checkbox"/> 3</td> <td>Foreign Nation</td> <td><input type="checkbox"/> 6</td> <td><input type="checkbox"/> 6</td> </tr> </table>	Citizen of This State	<input checked="" type="checkbox"/> 1	<input type="checkbox"/> 1	Incorporated or Principal Place of Business In This State	<input type="checkbox"/> 4	<input type="checkbox"/> 4	Citizen of Another State	<input type="checkbox"/> 2	<input type="checkbox"/> 2	Incorporated and Principal Place of Business In Another State	<input type="checkbox"/> 5	<input type="checkbox"/> 5	Citizen or Subject of a Foreign Country	<input type="checkbox"/> 3	<input type="checkbox"/> 3	Foreign Nation	<input type="checkbox"/> 6	<input type="checkbox"/> 6
Citizen of This State	<input checked="" type="checkbox"/> 1	<input type="checkbox"/> 1	Incorporated or Principal Place of Business In This State	<input type="checkbox"/> 4	<input type="checkbox"/> 4														
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Citizen or Subject of a Foreign Country	<input type="checkbox"/> 3	<input type="checkbox"/> 3	Foreign Nation	<input type="checkbox"/> 6	<input type="checkbox"/> 6														

IV. NATURE OF SUIT (Place an "X" in One Box Only) Click here for: Nature of Suit Code Descriptions.

<p>CONTRACT</p> <p><input type="checkbox"/> 110 Insurance</p> <p><input type="checkbox"/> 120 Marine</p> <p><input type="checkbox"/> 130 Miller Act</p> <p><input type="checkbox"/> 140 Negotiable Instrument</p> <p><input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment</p> <p><input type="checkbox"/> 151 Medicare Act</p> <p><input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excludes Veterans)</p> <p><input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits</p> <p><input type="checkbox"/> 160 Stockholders' Suits</p> <p><input type="checkbox"/> 190 Other Contract</p> <p><input type="checkbox"/> 195 Contract Product Liability</p> <p><input type="checkbox"/> 196 Franchise</p>	<p>TORTS</p> <p>PERSONAL INJURY</p> <p><input type="checkbox"/> 310 Airplane</p> <p><input type="checkbox"/> 315 Airplane Product Liability</p> <p><input type="checkbox"/> 320 Assault, Libel & Slander</p> <p><input type="checkbox"/> 330 Federal Employers' Liability</p> <p><input type="checkbox"/> 340 Marine</p> <p><input type="checkbox"/> 345 Marine Product Liability</p> <p><input type="checkbox"/> 350 Motor Vehicle</p> <p><input type="checkbox"/> 355 Motor Vehicle Product Liability</p> <p><input type="checkbox"/> 360 Other Personal Injury</p> <p><input type="checkbox"/> 362 Personal Injury - Medical Malpractice</p> <p>PERSONAL INJURY</p> <p><input type="checkbox"/> 365 Personal Injury - Product Liability</p> <p><input type="checkbox"/> 367 Health Care/Pharmaceutical Personal Injury Product Liability</p> <p><input type="checkbox"/> 368 Asbestos Personal Injury Product Liability</p> <p>PERSONAL PROPERTY</p> <p><input type="checkbox"/> 370 Other Fraud</p> <p><input type="checkbox"/> 371 Truth in Lending</p> <p><input type="checkbox"/> 380 Other Personal Property Damage</p> <p><input type="checkbox"/> 385 Property Damage Product Liability</p>	<p>FORFEITURE/PENALTY</p> <p><input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881</p> <p><input type="checkbox"/> 690 Other</p> <p>LABOR</p> <p><input type="checkbox"/> 710 Fair Labor Standards Act</p> <p><input type="checkbox"/> 720 Labor/Management Relations</p> <p><input type="checkbox"/> 740 Railway Labor Act</p> <p><input type="checkbox"/> 751 Family and Medical Leave Act</p> <p><input type="checkbox"/> 790 Other Labor Litigation</p> <p><input type="checkbox"/> 791 Employee Retirement Income Security Act</p> <p>IMMIGRATION</p> <p><input type="checkbox"/> 462 Naturalization Application</p> <p><input type="checkbox"/> 465 Other Immigration Actions</p>	<p>BANKRUPTCY</p> <p><input type="checkbox"/> 422 Appeal 28 USC 158</p> <p><input type="checkbox"/> 423 Withdrawal 28 USC 157</p> <p>PROPERTY RIGHTS</p> <p><input type="checkbox"/> 820 Copyrights</p> <p><input type="checkbox"/> 830 Patent</p> <p><input type="checkbox"/> 835 Patent - Abbreviated New Drug Application</p> <p><input type="checkbox"/> 840 Trademark</p> <p>SOCIAL SECURITY</p> <p><input type="checkbox"/> 861 HIA (1395ff)</p> <p><input type="checkbox"/> 862 Black Lung (923)</p> <p><input type="checkbox"/> 863 DIWC/DIWW (405(g))</p> <p><input type="checkbox"/> 864 SSID Title XVI</p> <p><input type="checkbox"/> 865 RSI (405(g))</p> <p>FEDERAL TAX SUITS</p> <p><input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant)</p> <p><input type="checkbox"/> 871 IRS—Third Party 26 USC 7609</p>	<p>OTHER STATUTES</p> <p><input type="checkbox"/> 375 False Claims Act</p> <p><input type="checkbox"/> 376 Qui Tam (31 USC 3729(a))</p> <p><input type="checkbox"/> 400 State Reapportionment</p> <p><input type="checkbox"/> 410 Antitrust</p> <p><input type="checkbox"/> 430 Banks and Banking</p> <p><input type="checkbox"/> 450 Commerce</p> <p><input type="checkbox"/> 460 Deportation</p> <p><input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations</p> <p><input type="checkbox"/> 480 Consumer Credit</p> <p><input type="checkbox"/> 490 Cable/Sat TV</p> <p><input type="checkbox"/> 850 Securities/Commodities/Exchange</p> <p><input type="checkbox"/> 890 Other Statutory Actions</p> <p><input type="checkbox"/> 891 Agricultural Acts</p> <p><input type="checkbox"/> 893 Environmental Matters</p> <p><input type="checkbox"/> 895 Freedom of Information Act</p> <p><input type="checkbox"/> 896 Arbitration</p> <p><input type="checkbox"/> 899 Administrative Procedure Act/Review or Appeal of Agency Decision</p> <p><input type="checkbox"/> 950 Constitutionality of State Statutes</p>
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V. ORIGIN (Place an "X" in One Box Only)

1 Original Proceeding 2 Removed from State Court 3 Remanded from Appellate Court 4 Reinstated or Reopened 5 Transferred from Another District (specify) 6 Multidistrict Litigation - Transfer 8 Multidistrict Litigation - Direct File

VI. CAUSE OF ACTION Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity)
9th Amendment, Bivens Actions, and E.C.T.

Brief description of cause:
Federal Injunctions

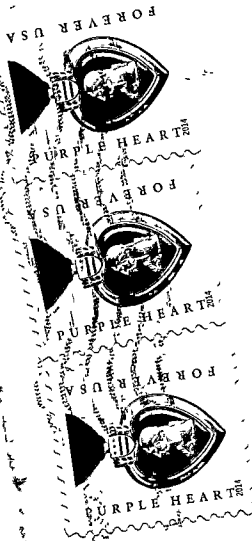
VII. REQUESTED IN COMPLAINT: CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.Cv.P. **DEMAND \$** *1,044,000* CHECK YES only if demanded in complaint
JURY DEMAND: Yes No

VIII. RELATED CASE(S) IF ANY (See instructions) JUDGE _____ DOCKET NUMBER _____

DATE _____ SIGNATURE OF ATTORNEY OF RECORD _____

FOR OFFICE USE ONLY

RECEIPT # _____ AMOUNT _____ APPLYING IFP _____ JUDGE _____ MAG JUDGE _____



RAPID CITY SD
22 MAR 2020 PM

United States District Court
HOO South Phillips (Room 128)
Falls SD 57104
Sioux



5710458888

Charles Phillips
1734 Tallent St.
Rapid City, SD 57103

X-RAYED BY
SOUTH DAKOTA
CSO

Basis for Jurisdiction

* 42 USC § 1983
* Bivens, 403 US 388 (1971)