

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 exzpibt

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 exzpibt

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)

I. (a) PLAINTIFFS

Clayton G. Walker

(b) County of Residence of First Listed Plaintiff
(EXCEPT IN U.S. PLAINTIFF CASES)

(c) Attorneys (Firm Name, Address, and Telephone Number)

DEFENDANTS

Steve Barrett, SOS, Hoffman del.
United States of America, unknown federal employees

County of Residence of First Listed Defendant
(IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF
THE TRACT OF LAND INVOLVED.

Attorneys (If Known)

II. BASIS OF JURISDICTION (Place an "X" in One Box Only)

- ☐ 1 U.S. Government Plaintiff
☒ 2 U.S. Government Defendant
☐ 3 Federal Question (U.S. Government Not a Party)
☐ 4 Diversity (Indicate Citizenship of Parties in Item III)

III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff and One Box for Defendant)

- | | | | |
|---|----------------------------|---|----------------------------|
| PTF | DEF | PTF | DEF |
| ☒ 1 | ☐ 1 | ☐ 4 | ☐ 4 |
| Citizen of This State | | Incorporated or Principal Place of Business in This State | |
| ☐ 2 | ☐ 2 | ☐ 5 | ☐ 5 |
| Citizen of Another State | | Incorporated and Principal Place of Business in Another State | |
| ☐ 3 | ☐ 3 | ☐ 6 | ☐ 6 |
| Citizen or Subject of a Foreign Country | | Foreign Nation | |

IV. NATURE OF SUIT (Place an "X" in One Box Only)

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES	
☐ 110 Insurance ☐ 120 Marine ☐ 130 Miller Act ☐ 140 Negotiable Instrument ☐ 150 Recovery of Overpayment & Enforcement of Judgment ☐ 151 Medicare Act ☐ 152 Recovery of Defaulted Student Loans (Excludes Veterans) ☐ 153 Recovery of Overpayment of Veteran's Benefits ☐ 160 Stockholders' Suits ☐ 190 Other Contract ☐ 195 Contract Product Liability ☐ 196 Franchise	PERSONAL INJURY ☐ 310 Airplane ☐ 315 Airplane Product Liability ☐ 320 Assault, Libel & Slander ☐ 330 Federal Employers' Liability ☐ 340 Marine ☐ 345 Marine Product Liability ☐ 350 Motor Vehicle ☐ 355 Motor Vehicle Product Liability ☐ 360 Other Personal Injury ☐ 362 Personal Injury - Medical Malpractice	PERSONAL INJURY ☐ 365 Personal Injury - Product Liability ☐ 367 Health Care/Pharmaceutical Personal Injury Product Liability ☐ 368 Asbestos Personal Injury Product Liability PERSONAL PROPERTY ☐ 370 Other Fraud ☐ 371 Truth in Lending ☐ 380 Other Personal Property Damage ☐ 385 Property Damage Product Liability	☐ 625 Drug Related Seizure of Property 21 USC 881 ☐ 690 Other LABOR ☐ 710 Fair Labor Standards Act ☐ 720 Labor/Management Relations ☐ 740 Railway Labor Act ☐ 751 Family and Medical Leave Act ☐ 790 Other Labor Litigation ☐ 791 Employee Retirement Income Security Act IMMIGRATION ☐ 462 Naturalization Application ☐ 465 Other Immigration Actions	☐ 422 Appeal 28 USC 158 ☐ 423 Withdrawal 28 USC 157 PROPERTY RIGHTS ☐ 820 Copyrights ☐ 830 Patent ☐ 835 Patent - Abbreviated New Drug Application ☐ 840 Trademark SOCIAL SECURITY ☐ 861 HIA (1395ff) ☐ 862 Black Lung (923) ☐ 863 DIWC/DIWW (405(g)) ☐ 864 SSID Title XVI ☐ 865 RSI (405(g)) FEDERAL TAX SUITS ☐ 870 Taxes (U.S. Plaintiff or Defendant) ☐ 871 IRS—Third Party 26 USC 7609	☐ 375 False Claims Act ☐ 376 Qui Tam (31 USC 3729(a)) ☐ 400 State Reapportionment ☐ 410 Antitrust ☐ 430 Banks and Banking ☐ 450 Commerce ☐ 460 Deportation ☐ 470 Racketeer Influenced and Corrupt Organizations ☐ 480 Consumer Credit ☐ 490 Cable/Sat TV ☐ 850 Securities/Commodities/Exchange ☐ 890 Other Statutory Actions ☐ 891 Agricultural Acts ☐ 893 Environmental Matters ☐ 895 Freedom of Information Act ☐ 896 Arbitration ☐ 899 Administrative Procedure Act/Review or Appeal of Agency Decision ☐ 950 Constitutionality of State Statutes
REAL PROPERTY ☐ 210 Land Condemnation ☐ 220 Foreclosure ☐ 230 Rent Lease & Ejectment ☐ 240 Torts to Land ☐ 245 Tort Product Liability ☐ 290 All Other Real Property	CIVIL RIGHTS ☐ 440 Other Civil Rights ☒ 441 Voting ☐ 442 Employment ☐ 443 Housing/Accommodations ☐ 445 Amer w/Disabilities - Employment ☐ 446 Amer w/Disabilities - Other ☐ 448 Education	PRISONER PETITIONS Habeas Corpus: ☐ 463 Alien Detainee ☐ 510 Motions to Vacate Sentence ☐ 530 General ☐ 535 Death Penalty Other: ☐ 540 Mandamus & Other ☐ 550 Civil Rights ☐ 555 Prison Condition ☐ 560 Civil Detainee - Conditions of Confinement			

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.
 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

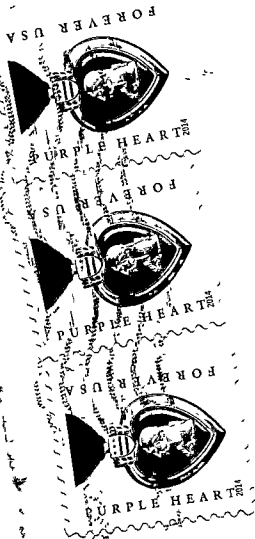
DOCKET NUMBER

DATE

SIGNATURE OF ATTORNEY OF RECORD

FOR OFFICE USE ONLY

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



0679

ECHS

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

030827

Clayton C. Walker
Clayton C. Walker St.
1724 1/2 E. Tallard St.
5037703

X-RAYED BY SOUTH DAKOTA CSO

Basis for Jurisdiction

~~*~~ 42 USC § 1983

~~*~~ Bivens, 403 US 388 (1971)