

No. 23-6450

IN THE SUPREME COURT OF THE UNITED STATES

“MOTION TO PROCEED AS A VETERAN”
U.S. SUP. CRT. RULE 40(1)

Alfred C. Dizon, (*Petitioner, Pro Se*)
Service-Connected-Disabled Veteran

Vectrus System Corporations (*Respondent*)

Rule 40(1), as amended. The petitioner respectfully moves the court for leave to file the attached Petition for Writ of Certiorari, without payment of cost and to proceed Pro Se, with other substantive documents (DD-214), as a Veteran.

This is an action under Title VII of the Civil Rights Act of 1964, as amended. Defendant discriminated against Petitioner on the basis of his race and national origin, and further retaliated against Petitioner for complaining of discrimination and filing a charge of discrimination. Pursuant to Fed.R. Civ. Petitioner request an initial jury trial (to actually take place) & be set on appointed Court's jury docket.

“38 U.S.C.A. § 4323(h) FEES, COURT COST (1) No fees or court cost may be charged or taxed against any person claiming rights under this chapter”.
“Above to establish reemployment rights under any provision of law exempting veterans from payment of fees or court cost”.

Petitioner has previously proceeded as a “*Pro Se*” Veteran in the following courts:

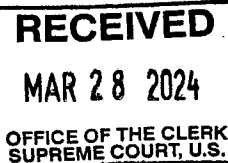
*** NORTHERN DISTRICT COURT OF DALLAS, TEXAS

*** U.S. COURT OF APPEALS OF NEW ORLEANS, LOUISIANA.

Attached is Petitioner's Affidavit and Declaration in support of this motion showing veteran's status.

Date: March 22, 2024


ALFRED C. DIZON



No. 23-6450

IN THE SUPREME COURT OF THE UNITED STATES

ALFRED C. DIZON (Pro Se Litigant)
(*Petitioner*)

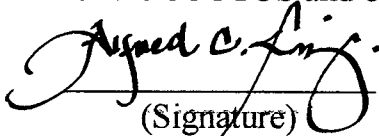
vs.

VECTRUS SYSTEMS CORPORATION
(*Respondent*)

ON PETITION FOR A WRIT OF CERTIORARI

Rule 40.1 : **Statutory Waiver of Filing Fees and Cost**
(Proof of Service and Declaration)

I, Alfred C. Dizon, Petitioner (Pro Se) not being a member of the bar, state all parties required to be served have been served, on this date March 22, 2024 as listed below. Service is made by declaration in compliance with 28 U.S.C. § 1746. I'm a service-connected-disabled Veteran, with 24 years of "*continuous*" active duty military service, also a Desert Storm Veteran, deployed 3-times in Southeast Asia (Kuwait, Saudi Arabia, and Ali-Al Salem) as part of my tour-of-duty during my active duty service. Three (3) copies prepared under Rule 29(a), Rule 33.2 one for the SCOTUS and one for Solicitor General U.S. Justice Department.


(Signature)

Alfred C. Dizon
5333 Northview Drive
Wichita Falls, Texas 76306-1458
(940) 337-9318
aldizon59@gmail.com

22 MARCH 2024 

U.S. Supreme Court
1 First Street, N.E.
Washington D.C. 20543

Solicitor General U.S.
Room 5616, Justice Dept.
950 Pennsylvania Ave NW
Washington D.C. 20530

IN THE SUPREME COURT OF THE UNITED STATES

Affidavit and Declaration in Support of Veteran's Motion

ALFRED C. DIZON

Petitioner, (Pro Se Litigant)
Service-Connected-Disabled Veteran

vs.

VECTRUS SYSTEMS CORPORATION

Respondent

I, Alfred C. Dizon: "do declare (certify, verify, or state) under penalty of perjury, and under the laws of the United States of America that the foregoing and following are true and correct".

I am a Veteran, with a Service-Connected-Disability, and this affidavit prepared is required by Rule 40(1) of the Supreme Court of the United States.

Date of Service entry June 3, 1981, I have served continuously until February 28, 2006, served for 24 -plus years, receiving an Honorable Discharge for faithful and honorable service to my country. Attached is a certified, notarized with raised stamp seal copy of my DD-214, provided by the U.S. Department of Veterans Affairs, furnished by the Wichita County Court, Wichita Falls, Texas.

Thereafter, on December 16, 2020, I initiated this suit in the United States Northern District Court of Wichita Falls, Texas, under Title VII of the Civil Rights Act of 1964.

I now wish to file a petition for certiorari, as a veteran, seeking review of these judgment/s to be "*fully informed*", and in addition, respectfully request this Higher Court to hear and adjudicate my case (if possible), or This High Court to remand Lower Court to take action and summon Defendant, to appear and answer and, upon trial, enter judgment against Defendant's wrongdoings. In order for Appellant/Petitioner to present, prove, and defend his case (in an open court/hearing) against Defendant's wrongdoings (of false accusations and unsupported allegations) and also the use of "*pretext*" in illegally and unlawfully terminating appellant/petitioner). In order for the truth to be revealed, for justice to prevail, and atonement/compensation allowed by law be granted, along with such other and further relief which Petitioner may show himself to be lawfully entitled, by law or in equity. In Conclusion, So that "due process of law" may be provided Petitioner, rectifying and satisfying violation of Appellant's/Petitioner's Constitutional Rights (of a "*fair and impartial jury trial*" as initially requested/paid by Litigant). And also rectify/remedy Judge's "*Abuse of Discretion*" by not allowing proffered exhibits to be presented (by Appellant) in an actual court setting or hearing, which was also initially requested by Petitioner, as outlined on the:

"Bill of Rights, 1st Amendment"

"Congress shall make no law prohibiting the free exercise thereof, or *abridging* the freedom to exercise or petition the government for a redress of grievances".

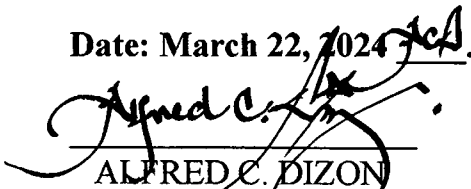
My Opinion:

"A party is denied Fair Trial, when they are denied Due Process of Law" -A Dizon

"Abuse of Discretion/Power" - is by one not allowing/admitting Litigant to present his/her proffered exhibits or evidence/s (of "*clear and convincing evidence*") in an Actual Court Hearing or Setting, Thus eliminating/disregarding "Preponderance of Evidence/s" which is a critical and important factor in adjudicating one's case, or in defending one's cause /case.

"So help me God"

Date: March 22, 2024 *ACD*.


ALFRED C. DIZON
Petitioner's Signature

"Page 2 of 2"

CAUTION NOT TO BE USED FOR
IDENTIFICATION PURPOSES

THIS IS AN IMPORTANT RECORD
SAFEGUARD IT

ANY ALTERATIONS IN SHADED AREAS
RENDER FORM VOID

CERTIFICATE OF RELEASE OR DISCHARGE FROM ACTIVE DUTY

| | | | | | |
|--|--|--|--|---|--|
| 1. NAME (Last First Middle) DIZON ALFRED CORREA | | 2. DEPARTMENT, COMPONENT AND BRANCH AIR FORCE - REG AF | | 3. SOCIAL SECURITY NUMBER [REDACTED] | |
| 4a. GRADE, RATE OR RANK MSGT | b. PAY GRADE E7 | 5. DATE OF BIRTH (YYYYMMDD) 19590610 | 6. RESERVE OBLIGATION TERMINATION DATE (YYYYMMDD) NA | | |
| 7a. PLACE OF ENTRY INTO ACTIVE DUTY WILLIAMS AFB AZ | | b. HOME OF RECORD AT TIME OF ENTRY (City and state or complete address if known) DAU MABALACAT RP | | | |
| 8a. LAST DUTY ASSIGNMENT AND MAJOR COMMAND 82 CIVIL ENGINEER SQ (AET) | | b. STATION WHERE SEPARATED SHEPPARD AFB TX | | | |
| 9. COMMAND TO WHICH TRANSFERRED NOT APPLICABLE | | 10. SGLI COVERAGE AMOUNT \$400,000 | | NONE | |
| 11. PRIMARY SPECIALTY (Last number, title and years and months in specialty. List additional specialty numbers and titles involving periods of one or more years) 3E371, Structural Craftsman, 24 years, 6 months | | 12. RECORD OF SERVICE YEAR(s) MONTH(s) DAY(s) a. DATE ENTERED AD THIS PERIOD 1981 Jun 08 b. SEPARATION DATE THIS PERIOD 2006 Feb 28 c. NET ACTIVE SERVICE THIS PERIOD 24 08 28 d. TOTAL PRIOR ACTIVE SERVICE 00 00 00 e. TOTAL PRIOR INACTIVE SERVICE 00 00 20 f. FOREIGN SERVICE 03 02 18 g. SEA SERVICE 00 00 00 h. EFFECTIVE DATE OF PAY GRADE 1999 Sep 01 | | | |
| 13. DECORATIONS MEDALS BADGES CITATIONS AND CAMPAIGN RIBBONS AWARDED OR AUTHORIZED (All periods of service) AF Commendation Medal w/2 devices, AF Achievement Medal w/2 devices, Meritorious Service Medal, Armed Forces Expeditionary Medal (Saudi Arabia), NCO Profes- SEE REMARKS | | 14. MILITARY EDUCATION (Course title, number of weeks and month and year completed) Basic Military Training, 6 weeks, Jul 81 NCO Preparatory Course, Aug 83 NCO Leadership School, May 87 Command NCO A- cademy, Aug 92 SEE REMARKS | | | |
| 15a. MEMBER CONTRIBUTED TO POST-VIETNAM ERA VETERANS' EDUCATIONAL ASSISTANCE PROGRAM b. HIGH SCHOOL GRADUATE OR EQUIVALENT | | YES X NO X YES | | | |
| 16. DAYS ACCRUED LEAVE PAID - 0 - | 17. MEMBER WAS PROVIDED COMPLETE DENTAL EXAMINATION AND ALL APPROPRIATE DENTAL SERVICES AND TREATMENT WITHIN 90 DAYS PRIOR TO SEPARATION | | YES NO X | | |
| 18. REMARKS Item 13: sional Military Education Ribbon w/1 device, Small Arms Expert Marksmanship Ribbon w/1 device, National Defense Service Medal w/1 de- vice, AF Overseas Short Tour Ribbon, Southwest Asia Service Medal w/1 device, AF Training Ribbon, AF Longevity Service Award w/5 devices, AF Outstanding Unit Award w/1 device, AF Good Conduct Medal with 8 devices, Global War on Terrorism Service Medal. Item 14: (Residence). USAF Senior NCO Academy, Nov 01 (Correspondence). Extension for service was at the request and for the convenience of the government. Subject to Recall to Active Duty by the Secretary of Air Force. --NOTHING FOLLOWS-- The information contained herein is subject to computer matching within the Department of Defense or with any other affected Federal or non-Federal agency for verification purposes and to determine eligibility for, and or continued compliance with, the requirements of a Federal benefit program. | | | | | |
| 19a. MAILING ADDRESS AFTER SEPARATION (Include Zip Code) 1525 BEST DRIVE WICHITA FALLS TX 76301 | | b. NEAREST RELATIVE (Name and address - include Zip Code) DIANNE M. DIZON 2131 AVENUE J WICHITA FALLS TX 76309 | | | |
| 20. MEMBER REQUESTS COPY 6 BE SENT TO TX / DIRECTOR OF VETERANS AFFAIRS | | X YES NO | | | |
| 21. SIGNATURE OF MEMBER BEING SEPARATED <i>Alfred C. Dizon</i> | | 22. OFFICIAL AUTHORIZED TO SIGN (Typed name, grade, title and signature) FREDERICK W BESSETTE JR, GS-9, DAF Chief, Personnel Relocations <i>Fredrick W Bessette Jr</i> | | | |

| | |
|--|--|
| SPECIAL ADDITIONAL INFORMATION (For use by authorized agencies only) | |
| 23. TYPE OF SEPARATION RETIREMENT | 24. CHARACTER OF SERVICE (Include upgrades) HONORABLE |
| 25. NARRATIVE REASON FOR SEPARATION SUFFICIENT SERVICE FOR RETIREMENT | |
| 26. DATES OF TIME LOST DURING THIS PERIOD (YYYYMMDD) None | |
| 27. MEMBER REQUESTS COPY 4 None | |

DD Form 214-AUTOMATED, FEB 2000

PREVIOUS EDITION IS OBSOLETE

STATE DIRECTOR OF VETERANS AFFAIRS-6



I, Annette C. Stanley, County Clerk, Wichita County
Texas, do hereby certify that this is a true and
correct copy as the same appears of record in
my office
Witness my Hand and Seal of Office on
Wed Jun 14 09:47:50 CDT 2023

Page 1 of 1

Annette C. Stanley, County Clerk

Karen Martinez
By Karen Martinez, Deputy