

No. 23M_____ (Linked to No. 23A539)
VIDE 23M44 & 23-623

In The
Supreme Court of the United States

MARTIN AKERMAN, PRO SE,

Petitioner,
v.

MERIT SYSTEMS PROTECTION BOARD,

Respondent(s).

ON PETITION FOR WRIT OF CERTIORARI TO THE
UNITED STATES COURT OF APPEALS
FOR THE FEDERAL CIRCUIT

**MOTION FOR LEAVE TO PROCEED
IN FORMA PAUPERIS AND UNDER RULE 40,
AND TO PROCEED
ON PAPERS AND BRIEFS PREPARED**

MARTIN AKERMAN, *pro se*,
in forma pauperis
2001 North Adams Street, Unit 440
Arlington, VA 22201
(202) 656 - 5601

**To the Honorable, the Chief Justice and the
Associate Justices of the Supreme Court of the
United States:**

Respectfully submitted, I, Martin Akerman, Pro Se, hereby submit this motion to proceed as a veteran under Rule 40 of the Supreme Court's procedures and to proceed on the papers and briefs prepared, under the whistleblower protection provisions of the Uniformed Services Employment and Reemployment Rights Act (USERRA).

Vide Reference:

In case No. 23M44, this Court recognized my standing under USERRA due to my whistleblower actions, granting me the ability to proceed as a veteran under Rule 40, also granting leave to proceed on the papers and briefs prepared, see case 23-623. The attached order (Attachment A) from case No. 23M44 serves as a pivotal precedent for this current motion.

Affidavit in Support:

I, Martin Akerman, affirm under penalty of perjury that the following statements are true and accurate. My current motion is related to the conditions and issues recognized by this Court in case No. 23M44.

Conclusion:

Referencing the favorable outcome and considerations in case No. 23M44, and in alignment with the privileges afforded to me in case 23-623, I respectfully request the Court to allow me to proceed on this related petition for writ of certiorari, as a veteran and on the papers and briefs prepared.

Respectfully Submitted,


MARTIN AKERMAN, pro se
2001 North Adams Street, Unit 440
Arlington, VA 22201
(202) 656 - 5601

JANUARY 15, 2024

ATTACHMENT A
Supreme Court of the United States
Office of the Clerk
Washington, DC 20543-0001

Scott S. Harris
Clerk of the Court
(202) 479-3011

December 11, 2023

Mr. Martin Akerman
2001 North Adams Street
Unit 440
Arlington, VA 22201

Re: Martin Akerman
v. Nevada National Guard
No. 23M44

Dear Mr. Akerman:

The Court today entered the following order in the above-entitled motion:

The motion for leave to proceed as a veteran is granted.

Sincerely,



Scott S. Harris, Clerk