

No. 23M\_\_\_\_\_ (Linked to No. 23A593)

VIDE 23M44 & 23-623

---

In The  
*Supreme Court of the United States*

---

MARTIN AKERMAN, PRO SE,

*Petitioner,*

v.

UNITED STATES OF AMERICA,

*Respondent(s).*

ON PETITION FOR WRIT OF CERTIORARI TO THE  
COURT OF APPEALS OF THE ARMED FORCES

---

**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.

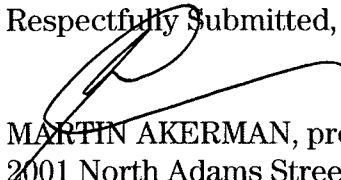
**Affidavit in Support:**

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

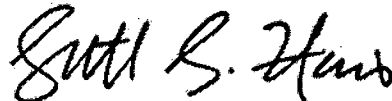
Re: Martin Akerman  
v. Nevada National Guard  
~~No. 23M44~~

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