

APPENDIX

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Appendix A

**United States Court of Appeals
for the Federal Circuit**

IN RE: MARTIN AKERMAN

Petitioner

2024-130

On Petition for Writ of Mandamus to the Merit Systems
Protection Board in No. DC-1221-22-0257-S-1.

SUA SPONTE

Before LOURIE, CUNNINGHAM, and STARK, Circuit
Judges.

PER CURIAM.

ORDER

IT IS ORDERED THAT:

The motion and appendix are construed as a petition for panel rehearing. The petition for rehearing will be considered in due course.

August 28, 2024

FOR THE COURT

Jarrett B. Perlow

Clerk of Court

Appendix B

UNITED STATES COURT OF APPEALS
FOR THE FEDERAL CIRCUIT
717 MADISON PLACE, N.W.
WASHINGTON, D.C. 20439

JARRETT B. PERLOW CLERK'S OFFICE
CLERK OF COURT 202-275-8000

September 27, 2024

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

Re: Appeal No. 2024-130, In Re Martin Akerman

Dear Mr. Akerman:

This letter responds to your submission received on September 16, 2024, and docketed as ECF No. 35 in connection with your petition, No. 2024-130.

4a

On August 21, 2024, the court denied-in-part and dismissed-in-part your petition. On September 12, 2024, the court denied panel rehearing of that decision.

No mandate will issue in this matter, and the matter is now closed at this court. Therefore, no action will be taken on the submitted document, and the court will neither file nor respond to further requests for action in this closed case.

Sincerely,

JP/ks

Appendix C

SUPREME COURT OF THE UNITED STATES
OFFICE OF THE CLERK
WASHINGTON, DC 20543-0001

October 4, 2024

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

RE: Akerman v. Merit Systems Protection Board
Update on Case Caption in USSC 24A278
No: 24A278

Dear Mr. Akerman:

In reply to your letter or submission, received September 30, 2024, I regret to inform you that the Court is unable to assist you in the matter you present.

Please be advised the case captions in this Court are dictated based on the lower court opinions and the

origin of the appeal. The appeal from the United States Court of Appeals for the Federal Circuit originated from the Merit Systems Protection Board, therefore the respondent in the above referenced application is accurate.

Your papers are herewith returned.

Sincerely,

Scott S. Harris, Clerk

Appendix D

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

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

Re: Martin Akerman
June 10, 2024

v. Lloyd J. Austin, III, Secretary of Defense, et al.
No. 23-7072

Dear Mr. Akerman:

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

The petition for rehearing is denied.

Sincerely,
Scott S. Harris, Clerk

Appendix E

SUPREME COURT OF THE UNITED STATES
OFFICE OF THE CLERK
WASHINGTON, DC 20543-0001

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

RE: Akerman v. Arizona

June 18, 2024

Motion for Leave to File a Bill of Complaint

Dear Mr. Akerman:

Your motion for leave to file a bill of complaint booklets were hand delivered and received again on June 18, 2024 and are hereby returned for the following reason(s):

They are returned for the reasons previously stated in the June 12, 2024 correspondence.

The original jurisdiction of this Court does not extend to a suit by an individual against a State. The original jurisdiction of this Court generally extends only to cases or controversies between two or more states or between the United States and one or more states. See 28 U.S.C. 1251 and Rule 17 of the Rules of this Court.

The Eleventh Amendment amends the language of the Constitution and holds that the Judicial Power of the United States does not extend to any suit commenced or prosecuted against a state by a citizen of another state. The Supreme Court has subsequently held numerous times that states cannot be sued without their consent and that the Eleventh amendment bars suits brought against a state by citizens of that state.

Hans v. Louisiana, 134 U.S. 1 (1890).

Your booklets and money order in the amount of \$300.00 are herewith returned.

Sincerely,

Scott S. Harris, Clerk

By: Susan Frimpong

Enclosures