

25-5752  
No.

ORIGINAL

FILED

SEP 24 2025

OFFICE OF THE CLERK  
SUPREME COURT, U.S.

CLERK, Supreme Court of the  
United States, Washington D.C.  
IN THE

SUPREME COURT OF THE UNITED STATES

UNITED STATES COURT of  
APPEALS for the FEDERAL Circuit

Olivia C. DAVID, ON BEHALF OF  
~~Widow~~ DE HAROLD E. DAVIE — PETITIONER  
(Your Name)

Merit System<sup>vs.</sup>  
PROTECTION BOARD — RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

Petition for Review of THE Merit System  
PROTECTION BOARD in No. SE 0831-18-0327-I-1.  
(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

PETITION FOR WRIT OF CERTIORARI

Olivia C. DAVIE  
(Your Name) (Widow) of HAROLD D. DAVIE

19264 Pine Way  
(Address)

Apple Valley, CA 92308  
(City, State, Zip Code)

760-217-0356  
(Phone Number)

QUESTION(S) PRESENTED

1. WHY Did DPM CONTINUE TO TAKE OUT MONEY FROM HAROLD E. DAVIE CHECK, WHILE, THE CENTRAL DISTRICT FAMILY LAW at 111 N. HILL STREET, LOS ANGELES CA 90012 COURT CASE # D913226 MINUTES ORDERS ATTACHED SAID " COURT date 4/27/2011 " WIFE SHALL RECEIVE \$150.00 PER MONTH UNTIL X-WIFE RE-MARRIED. MS. MARY ELLEN GORDAN MARRIED APRIL 1977. BUT WHY Did DPM NOT OBEY that COURT ORDER. TO STOP
2. WHY Did DPM Pay Ex-Wife Over 35 years, AND NEVER STOPPED, UNTIL Ex-wife Receive that money, UNTIL HAROLD E. DAVIE Died IN June 2018. Attached Letter.
3. WHY Did DPM PERSONNEL MANAGEMENT OFFICE Not obey that order. & WHY are ~~these~~<sup>they</sup> At Present IN CONTEMPT OF COURT FOR NOT obeying THAT ORDER?
4. WHY Did DPM CAUSE HAROLD E. DAVIE, Present wife, Olivia C. DAVIE NOT to get HUSBAND Retirement. Letter Attached.
5. WHY IS their A CASE still Pending in COURT of DPM of CONTEMPT of COURT.
6. WHAT IS DPM DOING WITH HAROLD E. DAVIE Retirement Funds FROM (money) NOW?

## LIST OF PARTIES

[ ] All parties appear in the caption of the case on the cover page.

[✓] All parties **do not** appear in the caption of the case on the cover page. A list of all parties to the proceeding in the court whose judgment is the subject of this petition is as follows:

HONORABLE MARK C. SCARSI, District Judge, United States District Court for the Central District of California, Sitting by designation.

## RELATED CASES

1. OPM PERSONNEL MANAGEMENT office  
"they were the office that Received the  
CASE # D913226 IN 1977.  
↓ 1 MARY ELLEN JORDAN (DAVIC) CASE D913226 <sup>10/4/1977</sup>  
HAROLD E. DAVIC CASE D913226 10/4/1977  
SUPERIOR COURT of CALIFORNIA COUNTY.  
CASE ATTACHED COPY Judgment entered - APRIL 27, 2011

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REASONS FOR GRANTING THE WRIT .....

CONCLUSION Decided: May 8, 2025, 6/27/2025 (Judgment)  
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 1201.22(b)(1) ON Dec. 13, 2017. BOARD. S. APPX. 36-37

OTHER DPM, WOULD NEVER ANSWER my questions  
 IF DPM HAD obeyed the Court Order By Superior  
 Judge order to STOP sending Ex-Wife money over  
 30 to 40 years after she HAD re-married. then none of these  
 would HAVE Happen. SAYING we were LATE & UNTIMELY  
 In our appeal of putting me present wife ON HIS Retirement  
 In when they continue To send x-wife money

5/10/2025

ATTACHED  
DOCUMENT 31  
page 2

IN THE  
SUPREME COURT OF THE UNITED STATES  
PETITION FOR WRIT OF CERTIORARI

Petitioner respectfully prays that a writ of certiorari issue to review the judgment below.

OPINIONS BELOW

☒ For cases from federal courts:

The opinion of the United States court of appeals appears at Appendix 34-35.2 to the petition and is

☒ reported at denying petition App 1-9; or,  
☐ has been designated for publication but is not yet reported; or,  
☐ is unpublished.

The opinion of the United States district court appears at Appendix 5 C.F.R. to the petition and is dismiss

☒ reported at Id. At 1-3; or,  
☐ has been designated for publication but is not yet reported; or,  
☐ is unpublished.

☐ For cases from state courts:

The opinion of the highest state court to review the merits appears at Appendix \_\_\_\_\_ to the petition and is

☐ reported at \_\_\_\_\_; or,  
☐ has been designated for publication but is not yet reported; or,  
☐ is unpublished.

The opinion of the \_\_\_\_\_ court appears at Appendix \_\_\_\_\_ to the petition and is

☐ reported at \_\_\_\_\_; or,  
☐ has been designated for publication but is not yet reported; or,  
☐ is unpublished.

## JURISDICTION

[ ] For cases from federal courts:

The date on which the United States Court of Appeals decided my case was May 8, 2025, June 27, 2025

WMD.R

☒ No petition for rehearing was timely filed in my case.

[ ☒ A timely petition for rehearing was denied by the United States Court of Appeals on the following date: June 27, 2025, and a copy of the order denying rehearing appears at Appendix 5 C.F.R.

[ ] An extension of time to file the petition for a writ of certiorari was granted to and including \_\_\_\_\_ (date) on \_\_\_\_\_ (date) in Application No. A.

The jurisdiction of this Court is invoked under 28 U. S. C. § 1254(1).

[ ] For cases from state courts:

Los Angeles Superior Court

The date on which the highest state court decided my case was June 27, 2025

A copy of that decision appears at Appendix 5 C.F.R. Copy Attached

HUSBAND DIED JUNE 2018.

[ ] A timely petition for rehearing was thereafter denied on the following date:

June 27, 2025, and a copy of the order denying rehearing

appears at Appendix \_\_\_\_\_. CASE WAS ONLY IN MY HUSBAND

NAME HAROLD E. DAVIE

[ ] An extension of time to file the petition for a writ of certiorari was granted to and including \_\_\_\_\_ (date) on \_\_\_\_\_ (date) in Application No. A.

The jurisdiction of this Court is invoked under 28 U. S. C. § 1257(a)

See CASE ATTACHED

BECAUSE (HUSBAND) DIED JUNE 2018, I WAS NOT ABLE TO GO BACK TO COURT ON THIS CASE.

FOR OVER 30+40 YEARS DPM IN ERROR TOOK MONEY OUT OF HIS CHECK. IT WAS A PROPERTY TO BE PAID, WAS PAID IN FULL, WAS TO ALSO STOP ONCE HIS EX-WIFE NAMED MARY ELLEN JORDAN RE-MARRIED. THEY NEVER STOPPED ONLY AFTER HIS DEATH. DPM PAID IN ERROR

CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED

CASE 24-2318

831.1704 Qualifying court orders

(a) A former spouse is entitled to a portion of an employee's retirement benefits

But when she remarried, the benefits ~~stop~~ stop. DPM never obeyed the court order in CASE # D913226 IN 1977, when ex-wife married. DPM continue in error sending ex-wife money up until my husband died in 2018 over 40 years plus.

(b) the court order must state the former spouse's share of annuity. The court judge in the case "judge stated wife is to receive property settlement ~~to be~~ <sup>over</sup> HALF UNTIL paid in full. or until she re-married. She remarried in 1977.

(c) DPM will review court orders to determine if former spouse should continue to receive a portion.

(i) orders will be honored is invalid in accordance with 831.1709.

(ii) payment(s) by DPM within the 30-day notice period prescribed in 831.1708, but will not be honored even if the retiree raises only a general objection to payment by DPM within that 30-day notice period.

Husband file case with court, because DPM did not stop taking money from husband's account.

CONTINUE page



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(Page 3)

## CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED.

(2) WHEN A Timely Response to the notification is Received, the Associate Director will Consider the Response, the former Spouse's Claim will be denied.

DPM Received Judge Orders & Minute's orders To Explain the case & the LAW "when a ex-wife remarried the Order for Support Ends. DPM Paid Ex-Wife up-until my Husband Died IN 2018 Never even Said they made AN MISTAKE, I HAVE almost Loss my Home Due To their MISTAKE & my HUSBAND WAS SO ANGER with He Died He WAS under the VA Doctor for ANGER & WAS affecting his heart He was Depressed. He Knew he WAS SICK & when he died, He Knew I would have NO Support. Even IN DPM denied my case, they never mention the Court CASE. NOW I AM paying THIS paper WORK IS OK, & that you Too, will not Deny my CASE. I HAVE no car for going AN HOUR & 45 minutes To my Doctor the CANCER HOSPITAL my worker Take me. Olivia C. DAVIE

Letter Attached  
(Page 1+2 of 1993)

STATEMENT OF THE CASE

SINCE 1993 my HUSBAN - HAROLD E. DAVIE  
Wrote letters TO DPM, TO OBEY the COURT  
ORDER from the Superior Court  
of CALIFORNIA, County of Los Angeles  
CASE Number D-913226 10/4/1977 +  
SAME CASE # D-913226 04/2011 where Judge  
ORDER Office of Personnel Management  
TO STOP TALKING money from check, + sending  
It to his Ex-wife, Mary Ellen Jordan.  
after she re-marriage IN 1977, DPM  
CONTINUE TO send money TO Ex-wife UNTIL  
my HUSBAN HAROLD E. DAVIE, IN the COURT CASE  
DPM, WAS IN CONTEMPT of COURT. We WIDOW  
OLIVIA C. DAVIE marriage HAROLD E. DAVIE  
August 14, 2004 He TRIED TO put me ON his  
retirement up unto his Death IN June 2018.  
But DPM, NEVER STOP sending money TO Ex-wife.  
When the COURT ORDER - SAID TO STOP ONCE  
she re-married. DPM Error CAUSE all of these  
problems, I At present COULD LOSE my home due  
DPM, IN the COURT RECORD, they WILL NOT say  
Anything About this problem. they ONLY SAY we DID  
NOT put me ON his retirement IN Time. But  
my HUSBAND HAVE BEEN TRYING TO put me ON his  
retirement SINCE 1977. COURT RECORDS ATTACHED  
+ the Minute Order telling DPM, STOP TALKING money out.

ATTACHED IS CASE OF SUPERIOR COURT OF CALIFORNIA  
CASE # D913226, WHERE OPM DID NOT OBEY COURT ORDER  
TO STOP SENDING MONEY TO HIS EX-WIFE, AFTER SHE IS  
RE-MARRIED IN 1977.

#### REASONS FOR GRANTING THE PETITION

CASE-# D-913226 CASE IS STILL OPEN, AND  
OPM IS IN CONTEMPT OF COURT, FOR NOT OBEYING  
that order. MY HUSBAND HAVE BEEN UP UNTIL  
HIS DEATH, HE HAVE BEEN APPEALING THIS. WE  
MARRIED 2006, THEN I START APPEALING WITH  
MY HUSBAND TRYING TO ADD ME TO HIS RETIREMENT  
OPM HAD THEIR OWN RETIREMENT PLAN WITHIN.  
THAT WAS A PROBLEM, AT PRESENT THEY NOW HAVE  
THE SOCIAL SECURITY SYSTEM. AFTER MY  
HUSBAND DEATH, I TOOK OVER THE APPEAL, TO ADD ME  
TO HIS RETIREMENT, ON CASE # 2024-2318 ON  
JUNE 27, 2025, THE UNITED STATES COURT OF APPEAL  
FOR THE FEDERAL CIRCUIT DENYING MY APPEAL  
TO THREE JUDGES, FINAL DECISION AS UNTIMELY  
TO ELECT A SURVIVOR ANNUITY BENEFIT FOR HIS WIFE  
OLIVIA DAVIE. APPX. 34-352. IF OPM HAVE OBEYED  
THE COURT ORDER, I HAD STOPPED TAKING MONEY  
FROM MY HUSBAND ACCOUNT, SENDING TO EX-WIFE  
THIS WHOLE COURT APPEAL, WOULD HAVE NEVER  
HAPPEN. ALL OF MY MARRIED TO MY HUSBAND, WE  
HAVE BEEN APPEALING, MY HUSBAND DIED VERY ANGRY  
WITH DIED VERY ANGRY WITH OPM HAVING HEART ATTACK  
I HAD CANCER, UNDER PSYCHIATRIST, DEPRESSION,  
ANXIETY, STRESS AND PANIC ATTACKS. USE MY HUSBAND  
INSURANCE FROM OPM. IN 2018, HUSBAND DIED, OPM  
CANCEL MY INSURANCE. I HAVE ALMOST LOSS MY HOME  
LOSS OUR FAMILY CAR. AT PRESENT I MAY STILL LOSE MY  
HOME. ALL THESE YEARS APPEALING OPM ERROR.  
PLEASE HELP ME SOON. OLIVIA C. DAVIE. 760-217-0356

### CONCLUSION

The petition for a writ of certiorari should be granted.

Respectfully submitted,

Olivia C. Davie

Date: September 23, 2025