

25-6233

No.....

ORIGINAL

Supreme Court, U.S.
FILED

SEP 10 2025

OFFICE OF THE CLERK

IN THE
SUPREME COURT OF THE UNITED STATES

.....
ROD SERP- PETITIONER

VS.

UNITED STATES-RESPONDENT

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

.....
PETITION FOR WRIT OF CERTIORARI

.....
ROD SERP

501 S. SPRING ST UNIT 450

LOS ANGELES, CA. 90013

213-440-9622

QUESTION PRESENTED

This case began in late 2023 in Central District Court. It was dismissed without prejudice by Judge Fisher to be refiled in Federal Claims Court. Judge Lerner of Federal Claims Court has agreed with the Respondents that my case failed to state a claim and the Appellate Court Has affirmed.

As I'm writing this writ I'm yet to see a federal judge or have been given an opportunity to present my case in person or remotely. The question is rather simple: what is the point of having a judicial system if the justice itself is inaccessible?

I'm a Pro Se litigant, therefore, I do not have an ability to pepper this writ with legal citations. However, both the respondents and the Appellate Court seem to cite all the legal victories The United States has achieved against the native people as in United States vs Navajo Nation 537 U.S 488 (2003) or Chemehuevi Indian Tribe v. United States, 104 F.4th 1314, 1320 (Fed. Cir. 2024).

There is a common denominator between myself and the native people. We were both made Promises by the agents of the United States government that the United States failed to deliver. I'm asking U.S Supreme Court for writ of certiorari as an opportunity to present my case in person. I'm not asking or expecting an outcome, just a chance to present my case.

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IN THE
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PETITION FOR WRIT OF CERTIORARI

Petitioner respectfully prays that a writ of certiorari issue to review the
judgement below OPINIONS BELOW

The opinion of the United States Court of Appeals for Federal Circuit appears
at Appendix A To the petition is reported
Case: 24-2319 Document: 18 Filed: 07/10/2025

The opinion of the United States Court of Federal Claims appears at
Appendix B to The petition and is reported
No. 1:24-cv-00719-CNL 08/09/2024

Factual Background United States District Court of California appears
At Appendix C the case was dismissed without prejudice
Case No 2:23-CV-08541-DSF-MRW Case dismissed 3/10/24

JURISDICTION

United States Court of Appeals decided my case on 7/10/2025

No petition for rehearing was timely filed in my case

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

CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED

The **Tucker Act**, 28 U.S.C. § 1491.

Amendment 7-" The Right to Jury Trial in Civil Affairs

STATEMENT OF THE CASE

Approximately in March 2010 I was working as a driver for Adult Talent Managers. A talent Agency that supplied talent (models) for the adult industry. I suspected that the agency was involved in human trafficking and notified Immigration Customs Enforcement. An ICE agent Michael Huang called me back and we had a long conversation about the agency, talent and my job. Upon which, I was invited for a personal interview in ICE Headquarters located on 300 N. Los Angeles street. It was more of an interrogation than an interview but I figured it is for a good cause. After the interview although unofficial Agent Michael Huang became my handler in turn That made me an informant. Since Agent Huang was assigned to the human trafficking division I primarily worked human trafficking cases However, human trafficking touches many areas of our lives such as narcotics, identity theft and human smuggling. Our efforts (myself) and ICE led to deportation of many criminals and at least one successful prosecution.

All throughout Agent Huang kept promising me that I will be paid for my efforts. We started working together in the Spring of 2010 and all through the summer. In the fall of 2010 I received \$500. That is the only money that I have received from the Department of Homeland Security. Approximately in February of 2011 I was informed that Agent Huang will be leaving for military Service and Agent Rich Harlow will be my new handler. Since Agent Harlow specialized in Narcotics we (Agent Harlow and I) primarily worked on narcotic cases. Once again I was promised compensation for my services, however, I was never paid. Under Agent Harlow I was introduced to other agents from different agencies and I have advised them with their cases. Anywhere from DEA, Department of Motor Vehicles (Internal investigative unit) and even Pasadena Police Department.

Due to our successful efforts I signed an official contract with the Department of Homeland Security That was witnessed by Rich Harlow, Agent Myron Chism and it was supervised by Special Agent in Charge Ezequil Garcia.

Whenever a case is discussed ICE agents would always inquire on whether I'll be willing to testify at the behest of the U.S Attorney's office. There is always a risk for my safety. Ironically, during one of the stakeouts Agent Perry Woo (who later killed Agent Garcia in self-defense) either out of empathy or concern for my life was even reminded of that.

A few months after (SAIC) Garcia's demise somewhere around February 2012 I was contacted again by Agent Huang and our relationship resumed. Although this time our relationship resumed with another lie. Huang said "Rich (as in agent Harlow) fucked up the paperwork". What he meant is I am no longer under contract with the Department of Homeland Security. I didn't sign a contract with Harlow or Garcia. I signed a contract with the United States of America.

After that Agent Huang would use me in a more of an advisory role by introducing trainees And questioning me or (interrogating) me in front of them. It was humiliating but I knew that

was for a good cause. I'm an Arabic and Russian speaker, therefore, I would assist Agent Huang in a linguistic capacity in cases that he was investigating. It was a wide variety of cases anywhere from EBT fraud to missile parts. Aside from the \$500 I have never received another payment from the United States of America despite the promises and seriousness of the cases.

Regardless, on or about March 2019 Michael Huang Contacted me via phone to tell me he is Going to the Middle East with the U.S Army and will be back in a year. That was the last time I heard from anyone in DHS.

I need to clarify a few things: I do have electronic emails that I exchanged with DHS but only the ones that predate the Snowden affair. After the Edward Snowden debacle there were no more Emails or text messages. Hence I do have evidence that I was willing and able to provide for a trial in this case. I did not have to cooperate with the U.S Government. I did not have a pending Litigation or a criminal case. I was under no pressure legally. I chose to do so voluntarily and under a contract. I have fulfilled my obligation under a contract to the U.S Government. I expect The Government of The United States to fulfill their part of the bargain.

Prior to filing this case in the Central District, I've filed a claim with the DHS and it was denied. I suffer from COPD and live on SSDI. This case has put a tremendous burden on my life.

The irony of this case never ceases to amaze me. Despite the fact that I predominantly worked human trafficking cases, it was I that was trafficked. The way Agent Huang explained Trafficking, is if someone performs a service that they're not compensated for. In my case It is definitely exhibit A.

I'm a disabled pro se litigant in this matter, therefore, I have made technical and constitutional Mistakes during the appellate process . I invoked the 6th instead of 7th amendment in this matter. And this is the issue that I'm invoking in this Writ. This is a financial Claim that stems from a contract dispute. " The Seventh Amendment to The U.S Constitution guarantees the right to a jury trial in most federal civil cases, where the value in controversy exceeds \$20."

As I mentioned in my statement, Agent Huang has lied to me about the state of the contract that I have signed with The United States. That is a perjury, however, completely out of my control to enforce since it is a criminal matter. However, in a civil trial setting that could play as a key evidence.

Both U.S Federal Claims and U.S. Court of Appeals seem to focus their attention on the Contract or lack of contract. No one seems to dispute that I had a working relationship with The United States of America, therefore, I'm requesting a right to trial that is guaranteed To me by the 7th Amendment where we can adjudicate the amount in dispute.

REASONS FOR GRANTING THE WRIT

This case presents a clear and important question on why the U.S government and their Agents should honor their promises and obligations. This case is a financial dispute. Despite what DOJ attorneys state, this is not a dispute about U.S. sovereignty just about the commitments the United States makes to people that engage in transactions with their agents.

This case is not seeking an outcome but just an opportunity to present my case in the court Of law. A right that has been guaranteed to me by the 7th Amendment and has been denied to me so far.

U.S Court of Appeals states that "The Court of Federal Claims could not have issued any subpoena because it lacked jurisdiction over Mr. Serp's complaint.". Therefore, a trial and evidence could not be presented in this case. That's because Federal Claims Court chose not to take the case. However, the court clerk could always issue otherwise " in blank subpoena to a party that requests it" See Fed. R. Civ. P. 45 (D)(3).

There is a clear and present path for me to present my case in the U.S Court of Federal Claims, however, Certiorari is the only path forward that has been left to me. I hope this writ of certiorari will be granted.

CONCLUSION

In the previous pages I have presented ample reasons why this writ shall be granted. I've had no legal or paralegal assistance in this matter. This case involves interpretation of Federal statutes on right to subpoena. U.S DOJ wants me to conduct discovery prior to having a deposition. There was no way for this case to move forward without having access to documents that are in possession of the U.S Government and not in my possession.

Justice is a very basic right and is guaranteed to all the citizens of this country, irrespective of class, status or any other discrimination. It is enshrined in the Constitution. The right to Obtain justice through the judicial process is an extremely important right that so far has been denied to me.

/S/RodSerp
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October 13, 2025