

No.

**IN THE  
SUPREME COURT OF THE UNITED STATES**

**IN RE MICHAEL ROCKS-MACQUEEN**

On Petition for Writ of Mandamus to the United States  
Court of Appeals for the Ninth Circuit

**APPENDIX I**

Ninth Circuit Appeal Record and Notice of Docketing  
Case No. 25-5056

This Appendix contains the District of Arizona dismissal order dated August 7, 2025, the order granting *in forma pauperis* status on appeal dated August 11, 2025, the Ninth Circuit Notice of Docketing assigning Case No. 25-5056, and the appellate docket record reflecting filings and procedural status. These materials are submitted to demonstrate that appellate review was timely invoked and formally opened.

**Submitted by:**

Michael Rocks-Macqueen  
Petitioner, *pro se*  
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Tequesta, FL 33469  
[mrocksmacqueen@gmail.com](mailto:mrocksmacqueen@gmail.com)  
(727)534-1179

**APPENDIX I**

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APPENDIX I: Ninth Circuit Appeal Record and Notice of Docketing, Case No. 25-5056

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6 **IN THE UNITED STATES DISTRICT COURT**  
7 **FOR THE DISTRICT OF ARIZONA**  
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9 Michael Rocks-Macqueen,

10 Plaintiff,

11 v.

12 Central Intelligence Agency, et al.,

13 Defendants.  
14

No. CV-25-02564-PHX-KML

**ORDER**

15 Plaintiff Michael Rocks-Macqueen filed his original complaint naming as  
16 defendants the Central Intelligence Agency, “John L. Ratcliffe acting CIA Director,” and  
17 “William J. Burns previously acting CIA Director.” (Doc. 1 at 1.) Rocks-Macqueen alleged  
18 a claim under the Freedom of Information Act based on the failure to provide him with “all  
19 CIA records related to himself.” (Doc. 1 at 1.) Rocks-Macqueen alleged that information  
20 could not be withheld because it had been “publicly broadcast on CBS and Fox  
21 subsidiaries.” (Doc. 1 at 2.) The original complaint also alleged claims for violations of  
22 Rocks-Macqueen’s constitutional rights based on CIA agents using “public and private  
23 resources to surveil, suppress, defame, manipulate, and psychologically target” him.” (Doc.  
24 1 at 3.)

25 On August 6, 2025, Rocks-Macqueen filed a “Motion for Leave to Amend  
26 Complaint to Add Additional Parties.” (Doc. 16.) According to that filing, Rocks-  
27 Macqueen attempted to file a writ of certiorari with the United States Supreme Court but  
28 “Clerk Scott S. Harris” sent a letter rejecting the filing. (Doc. 16 at 15.) Rocks-Macqueen

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1 wishes to name Harris as a defendant for “interfering with due process.” (Doc. 16 at 5.)  
2 Rocks-Macqueen also wishes to amend his complaint to include the following new  
3 defendants:

- 4 • Paramount Global and Fox Corporation for “psychological targeting, and  
5 coordinated Truman Show-style manipulation of [his] life without consent”  
6 (Doc. 16 at 39, 43);
- 7 • Palantir Technologies Inc. for providing other entities “high-level behavioral,  
8 biometric, and event-driven metadata” about Rocks-Macqueen (Doc. 16 at 56);
- 9 • Meta Platforms, Inc. for suppressing his speech (Doc. 16 at 63);
- 10 • LexusNexus for “data manipulation and fraud” (Doc. 16 at 95); and
- 11 • X corp. for violating the First Amendment (Doc. 1 at 99).

12 Upon review of the complaint and the allegations in the motion to amend, this case is  
13 dismissed without prejudice for lack of subject matter jurisdiction under Rule 12(b)(1) of  
14 the Federal Rules of Civil Procedure.

15 A frivolous complaint “lacks an arguable basis either in law or in fact.” *Neitzke v.*  
16 *Williams*, 490 U.S. 319, 325 (1989). There is no arguable basis when the facts alleged “are  
17 fanciful, fantastic and delusional.” *Frost v. Office of Attorney Gen.*, No. 17-cv-04983-JSW,  
18 2018 WL 6704137, at \*1 (N.D. Cal. Dec. 20, 2018) (citing *Denton v. Hernandez*, 504 U.S.  
19 25, 33 (1992)). Claims based on such facts “cannot serve as the basis for federal  
20 jurisdiction.” *Tr. v. Am. Honda Fin. Corp.*, No. 2:16-cv-1237-ODW-SS, 2016 WL 756461,  
21 at \*2 (C.D. Cal. Feb. 25, 2016); *see also Apple v. Glenn*, 183 F.3d 477, 479 (6th Cir. 1999)  
22 (noting “a district court may, at any time, sua sponte dismiss a complaint for lack of subject  
23 matter jurisdiction pursuant to Rule 12(b)(1) of the Federal Rules of Civil Procedure when  
24 the allegations of a complaint are totally implausible, attenuated, unsubstantial, frivolous,  
25 devoid of merit, or no longer open to discussion”).

26 Rocks-Macqueen’s claims are insubstantial and the court exercises its authority to  
27 sua sponte dismiss the complaint and this action for lack of subject matter jurisdiction. *See*  
28 *Neitzke*, 490 U.S. at 327 n.6.

1 **APPENDIX 1: Ninth Circuit Appeal Record and Notice of Docketing, Case No. 25-5056**

2 **IT IS ORDERED** the Motion to Amend (Doc. 16) is **DENIED**.

3 **IT IS FURTHER ORDERED** the complaint (Doc. 1) is **DISMISSED**  
4 **WITHOUT LEAVE TO AMEND**. The Clerk of Court shall close this case.

5 Dated this 7th day of August, 2025.

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7 **Honorable Krissa M. Lanham**  
8 **United States District Judge**

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**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF ARIZONA**

Michael Rocks-Macqueen,  
Plaintiff,

v.

Central Intelligence Agency, et al.,  
Defendants.

No. CV-25-02564-PHX-KML

**ORDER**

On August 7, 2025, the court dismissed plaintiff Michael Rocks-Macqueen's complaint. (Doc. 17.) Rocks-Macqueen then filed a notice of appeal and two applications for leave to proceed in forma pauperis on appeal. (Doc. 22, 23.) As required by Federal Rule of Appellate Procedure 24(a)(1), Rocks-Macqueen provided an affidavit showing his inability to pay. (Doc. 21.) Based on that affidavit, the requests to proceed in forma pauperis are granted.

Rocks-Macqueen also filed a motion seeking permission to file "supplemental materials" non-electronically. (Doc. 18.) This case is now on appeal and there is no need for Rocks-Macqueen to make additional filings in this court.

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Accordingly,

**IT IS ORDERED** the Motion for Leave (Doc. 18) is **DENIED**.

**IT IS FURTHER ORDERED** the applications for leave to proceed in forma pauperis on appeal (Doc. 22, 23) are **GRANTED**. The Clerk of Court shall forward a copy of this order to the Court of Appeals.

Dated this 11th day of August, 2025.



**Honorable Krissa M. Lanham**  
**United States District Judge**



Molly C. Dwyer  
Clerk of Court

Office of the Clerk  
APPENDIX I ~~United States Court of Appeals for the Ninth Circuit~~  
Post Office Box 193939  
San Francisco, California 94119-3939  
415-355-8000

**FILED**

AUG 11 2025

MOLLY C. DWYER, CLERK  
U.S. COURT OF APPEALS

**DOCKETING NOTICE**

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Docket Number: 25-5056  
Originating Case Number: 2:25-cv-02564-KML  
Short Title: Rocks-Macqueen v. Central Intelligence Agency, et al.

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Dear Appellant/Counsel

A copy of your notice of appeal/petition has been received in the Clerk's office of the United States Court of Appeals for the Ninth Circuit. The U.S. Court of Appeals docket number shown above has been assigned to this case. You must indicate this Court of Appeals docket number whenever you communicate with this court regarding this case.

Motions filed along with the notice of appeal in the district court are not automatically transferred to this court for filing. Any motions seeking relief from this court must be separately filed in this court's docket.

Please furnish this docket number immediately to the court reporter if you place an order, or have placed an order, for portions of the trial transcripts. The court reporter will need this docket number when communicating with this court.

You must file a Disclosure Statement (Form 34) within 14 days of this notice if your case: (1) involves a non-governmental corporation, association, joint venture, partnership, limited liability company, or similar entity; (2) is a bankruptcy case; (3) is a criminal case involving an organizational victim; or (4) involves review of state court proceedings. See Ninth Circuit Rule 26-1.1.

**The \$605 docketing fee remains due.** Failure to correct this deficiency within 14 days will result in the dismissal of this case for failure to prosecute. See 9th Cir. R. 42-1. The fee is payable to the district court or the tax court.

**Failure of the appellant to comply with the time schedule order may result in dismissal of the appeal.**

**Please read the enclosed materials carefully.**

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ACMS Docket Report  
United States Court of Appeals for the Ninth Circuit

<b>Court of Appeals Docket #:</b> 25-5056		<b>Docketed:</b> 08/11/2025	
<b>Nature of Suit:</b> 2895 Freedom of Information Act of 1974 Rocks-Macqueen v. Central Intelligence Agency, et al.			
<b>Appeal From:</b> Phoenix, Arizona			
<b>Fee Status:</b> IFP			
<b>Case Type Information:</b> 1) Civil 2) United States 3)			
<b>Originating Court Information:</b> <b>District:</b> District of Arizona : <u>2:25-cv-02564-KML</u> <b>Trial Judge:</b> Krissa M. Lanham, District Judge <b>Date Filed:</b> 07/22/2025			
<b>Date Order/Judgment:</b> 08/07/2025	<b>Date Order/Judgment EOD:</b> 08/07/2025	<b>Date NOA Filed:</b> 08/08/2025	<b>Date Rec'd COA:</b> 08/08/2025
<b>Prior Cases:</b> None			
<b>Current Cases:</b> None			
<b>MICHAEL ROCKS-MACQUEEN</b> Plaintiff - Appellant	Michael Rocks-Macqueen [Pro Se] Direct: 727-534-1179 Email: echolsforgood@gmail.com 2655 Ulmerton Road #286 Clearwater, FL 33762		

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CENTRAL INTELLIGENCE AGENCY  
Defendant - Appellee

JOHN L. RATCLIFFE, acting CIA  
Director  
Defendant - Appellee

WILLIAM J. BURNS, previously acting  
CIA Director  
Defendant - Appellee

MICHAEL ROCKS-MACQUEEN,

Plaintiff - Appellant,

v.

CENTRAL INTELLIGENCE AGENCY; JOHN L. RATCLIFFE, acting CIA Director; WILLIAM J. BURNS, previously acting CIA Director,  
Defendants - Appellees.

8/11/2025 1

**CASE OPENED.** A copy of your notice of appeal / petition filed in 2:25-cv-02564-KML has been received in the Clerk's office of the United States Court of Appeals for the Ninth Circuit. The U.S. Court of Appeals docket number **25-5056** has been assigned to this case. All communications with the court must indicate this Court of Appeals docket number. Please carefully review the docket to ensure the name(s) and contact information are correct. It is your responsibility to alert the court if your contact information changes.

**Resources Available**

For more information about case processing and to assist you in preparing your brief, please review the Case Opening Information (for [attorneys](#) and [pro se litigants](#)) and review the [Appellate Practice Guide](#). Attorneys should consider contacting the court's [Appellate Mentoring Program](#) for help with the brief and argument. [Entered: 08/11/2025 03:00 PM]

8/11/2025  2  
2 pg, 288 KB

**SCHEDULE NOTICE.** Appeal Opening Brief (No Transcript Due) (Appellant) 9/22/2025. **For appeal no. 25-5056, 2:25-cv-02564-KML.** All briefs shall be served and filed pursuant to FRAP 31 and 9th Cir. R. 31-2.1.

Failure of the petitioner(s)/appellant(s) to comply with this briefing schedule will result in automatic dismissal of the appeal. See 9th Cir. R. 42-1. [Entered: 08/11/2025 03:02 PM]

8/13/2025  3  
2 pg, 182 KB

District Court Order/Notice Received. [Entered: 08/13/2025 09:19 AM]

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8/15/2025	4	<b>DEFECTIVE---Emergency MOTION</b> Circuit Rule 27-3 Certificate filed by Appellant Michael Rocks-Macqueen.[Filed under wrong event. Correct entry#5] [Entered: 08/15/2025 02:39 PM] [Edited: 08/15/2025 03:03 PM]
8/15/2025	<input type="checkbox"/> <u>5</u> 3 pg, 872 KB	<b>MOTION</b> to Expedite filed by Appellant Michael Rocks-Macqueen.[COURT ENTERED-Filing from DE#4] [Entered: 08/15/2025 03:01 PM]
8/15/2025	6	<b>DEFECTIVE---SUPPLEMENT</b> to Motion to Expedite (DE 5) filed by Appellant Michael Rocks-Macqueen.[Filed under wrong event. Correct entry#7] [Entered: 08/15/2025 04:44 PM] [Edited: 08/18/2025 10:46 AM]
8/15/2025	<input type="checkbox"/> <u>7</u> 2 pg, 487 KB	<b>Emergency MOTION</b> Circuit Rule 27-3 Certificate filed by Appellant Michael Rocks-Macqueen.[COURT UPDATED-Attached corrected Form 16 and supplement to motion to expedite was moved to DE#8] [Entered: 08/15/2025 06:10 PM] [Edited: 08/18/2025 12:39 PM]
8/15/2025	<input type="checkbox"/> <u>8</u> 4 pg, 1,136 KB	<b>SUPPLEMENT</b> to Motion or Response to Motion filed by Appellant Michael Rocks-Macqueen.[COURT ENTERED-Filing from DE#7] [Entered: 08/18/2025 12:35 PM]
8/18/2025	<input type="checkbox"/> <u>9</u> 6 pg, 160 KB	<b>MOTION</b> for Limited Remand filed by Appellant Michael Rocks-Macqueen. [Entered: 08/20/2025 09:51 AM]
8/20/2025	<input type="checkbox"/> <u>10</u> 4 pg, 921 KB	<b>MOTION</b> to Strike Filing or Portion of Filing filed by Appellant Michael Rocks-Macqueen. [Entered: 08/20/2025 12:21 PM]
8/20/2025	<input type="checkbox"/> <u>11</u> 22 pg, 11,839 KB	<b>MOTION</b> to Expedite filed by Appellant Michael Rocks-Macqueen. [Entered: 08/20/2025 08:04 PM]
8/21/2025	<input type="checkbox"/> <u>12</u> 5 pg, 1,485 KB	<b>SUPPLEMENT</b> to Motion to Expedite (DE 11) filed by Appellant Michael Rocks-Macqueen. [Entered: 08/21/2025 01:48 PM]
9/2/2025	<input type="checkbox"/> <u>13</u> 351 pg, 159,541 KB	<b>OPENING BRIEF</b> submitted for filing by Appellant Michael Rocks-Macqueen. [Entered: 09/02/2025 11:20 AM]
9/2/2025	<input type="checkbox"/> <u>14</u> 638 pg, 153,817 KB	<b>EXCERPTS OF RECORD</b> submitted for filing by Appellant Michael Rocks-Macqueen. [Entered: 09/02/2025 11:50 AM]
9/2/2025	15	<b>CLERK ACTION:</b> Opening Brief submitted at DE 13 and Excerpts of Record in 1 Volume submitted at DE 14 by Appellant Michael Rocks-Macqueen are filed. No paper copies are required. [Entered: 09/02/2025 02:11 PM]
11/14/2025	16	On November 13, 2025, the court issued a global order resetting the non-jurisdictional filing deadlines for federally funded attorneys (including FPDs and CJA counsel), that had been stayed by the court's October 1, 2025 Supplemental Administrative Order. If your deadlines were suspended by the October 1 Administrative Order, please review the <a href="#">Order Resetting Deadlines</a> , available on the court's website, to find your new deadlines. [Entered: 11/14/2025 04:04 PM]

**Additional material  
from this filing is  
available in the  
Clerk's Office.**