

MOTION FOR LEAVE TO PROCEED AS A VETERAN

No. _____

IN THE SUPREME COURT OF THE UNITED STATES

RASHID EL MALIK,

Petitioner,

v.

DOUGLAS A. COLLINS,

SECRETARY OF VETERANS AFFAIRS,

Respondent.

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

MOTION FOR LEAVE TO PROCEED AS A VETERAN

TO THE HONORABLE CHIEF JUSTICE AND ASSOCIATE JUSTICES OF THE SUPREME COURT OF THE UNITED STATES:

Pursuant to **Supreme Court Rule 40**, Petitioner Rashid El Malik respectfully moves this Honorable Court for leave to proceed as a veteran and for waiver of all filing fees in connection with this petition for writ of certiorari.

I. VETERAN STATUS

Petitioner is a **United States military veteran** who served his country with honor in the **United States Army** from **January 1968 to June 1969** during the **Vietnam War**. Petitioner's military service records and veteran status are documented and verified by the Department of Veterans Affairs.

II. SERVICE-CONNECTED DISABILITIES

As a direct result of his military service, Petitioner has been rated **100% service-connected disabled** by the Department of Veterans Affairs since 1992, with **Special Monthly Compensation (SMC) at the R2 level** since 2006. His disabilities have been classified as "**catastrophic**" by the Department of Veterans Affairs Medical Center, representing the VA's highest disability classification reserved for veterans with:

- Permanent loss of use of extremities
- Multiple amputations
- Severe neurological conditions
- Total dependence on assistive devices

III. SPECIFIC SERVICE-CONNECTED CONDITIONS

Petitioner's service-connected disabilities include, but are not limited to:

- Amputation of left middle finger
- Loss of effective use of both feet
- Posttraumatic stress disorder
- Bilateral wrist conditions with loss of use
- Chronic migraine headaches
- Chronic degenerative disc disease
- Voiding dysfunction incontinence
- Bilateral shoulder disorders
- Loss of use of a created organ
- Loss of use of bilateral legs
- Chronic Obstructive Pulmonary Disease (COPD)

IV. CATASTROPHIC DISABILITY CLASSIFICATION

Petitioners' disabilities have been classified as "**catastrophic**" requiring **permanent assistance with Activities of Daily Living**. This classification is reserved for the most severely disabled veterans who require substantial assistance for basic life functions.

V. LEGAL BASIS FOR VETERAN STATUS FILING

Supreme Court Rule 40 provides that veterans may proceed without payment of fees upon proper application. Petitioner respectfully submits that his honorable military service, combat-related disabilities, and catastrophic disability rating clearly establish his eligibility to proceed under this rule.

VI. SUPPORTING DOCUMENTATION

Documentation supporting Petitioner's veteran status and disability ratings is attached hereto as **Appendix A** and incorporated herein by reference.

VII. PRAYER FOR RELIEF

WHEREFORE, Petitioner Rashid El Malik respectfully requests that this Honorable Court:

1. **GRANT** this Motion for Leave to Proceed as a Veteran;
2. **WAIVE** all filing fees associated with this petition for writ of certiorari pursuant to Supreme Court Rule 40;
3. **ACCEPT** the accompanying petition for writ of certiorari for filing and consideration; and
4. **GRANT** such other and further relief as this Court deems just and proper.

Respectfully submitted,

Rashid El Malik

RASHID EL MALIK

Pro Se Petitioner

1320 Via Margarita

Palos Verdes Estates, CA 90274

Telephone: (310) 465-1376

Email: elmaliksr@gmail.com

VERIFICATION

I, **Rashid El Malik**, declare under penalty of perjury under the laws of the United States that the foregoing statements in this Motion are true and correct to the best of my knowledge, information, and belief.

Executed on: August 13, 2025

Rashid El Malik

RASHID EL MALIK

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Motion for Leave to Proceed as a Veteran was served upon counsel for Respondent by US Postal on August 13, 2025.

Rashid El Malik

RASHID EL MALIK

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

DECLARATION OF VETERAN STATUS

Petitioner Rashid El Malik is a United States military veteran who served his country with honor. His service-connected disabilities have been classified as "catastrophic" (**Appendix A**) by the Department of Veterans Affairs Medical Center, the VA's highest disability classification reserved for veterans with permanent loss of use of extremities, multiple amputations, severe neurological conditions, and total dependence on assistive devices.

Respectfully Submitted

Executed on: July 28, 2023



Rashid El Malik

Veteran's Disability Profile

Appellant is a Vietnam veteran who served from January 1968 to June 1969. He has been rated 100% service-connected disabled with multiple conditions since 1992 and R2 SMC since 2006 including;

- Amputation lift middle finger
- Loss of effective use of both feet
- Posttraumatic stress disorder
- Bilateral wrist conditions with loss of use
- Chronic migraine headaches
- Chronic Degenerative disc disease
- Voiding dysfunction incontinence
- Bilateral shoulder disorders
- Loss of use of a created organ
- Loss of use of bilateral legs
- COPD