

26-5410

No. _____

ORIGINAL

IN THE

SUPREME COURT OF THE UNITED STATES

FILED

AUG 18 2026

OFFICE OF THE CLERK
SUPREME COURT, U.S.

Elizabeth J. Martin PETITIONER
(Your Name)

Dept. of VA Affairs vs. RESPONDENT(S)

ON PETITION FOR A WRIT OF CERTIORARI TO

DC Court of Appeals case #
(NAME OF COURT THAT LAST RULED ON MERITS OF YOUR CASE)

PETITION FOR WRIT OF CERTIORARI

Elizabeth J. Martin
(Your Name)

13445 Woodstile Ct.
(Address)

Sf. Louis, MO. 63128
(City, State, Zip Code)

314-825-6300
(Phone Number)

RECEIVED

AUG 24 2026

OFFICE OF THE CLERK
SUPREME COURT, U.S.

QUESTION(S) PRESENTED

1. Can a MSPB Judge Violate Her Judicial Ethics by researching WESTLAW and Intelecting Case Law from that Research that was NOT in Evidence, Relying on that Research & Case Law to make a Decision against appellant without a Judicial notice or giving the Appellant an opportunity to be heard?

2. Can the Court Rule on a case ^{at the same time} - Prior to receiving the Petitioner's Reply Brief when she establishes her Burden of Proof? And/or can the DC Federal Court simply DENY the Petitioner's Reply Brief and rule without replying the document?

3. Can the VA violate the Clear Fork ACT and Release Petitioner's AM files 3rd parties?

(note I am 100% Disabled & my
Hands ARE my Disability Apologies)

3. cont. ^{VA's} Illegal Violation of Clean Record
Act

The VA released both my 2015 WDB

& my 2023 (wrongful) termination

Settlement Agreements

to A 3rd Party Attorney <sup>(I was terminated
under the illegal
714 statute
I am currently
sued in
Fed Court)</sup>

Who used the Disciplinary

Information to Negate that the
Slip & Fall accident which Disabled
me led to my ^{VA} Termination

from the VA was NOT the cause
of my termination BUT rather the

underlying REMOVED Discipline.

The NA used the ILLEGAL clause they
inserted in the 2023 Settlement to release

my WDB Clean Record Act Agreements to
VIOLATION of THIS LAW

LIST OF PARTIES

A list of all parties to the proceeding in the court whose judgment is the subject of this petition is provided below. If a party is a corporation with a stock ticker symbol, that symbol is also included.

Department of Veterans Affairs

RELATED CASES

MSB No. CH - 1221 - 14 - 0112 - C-1
DC Federal Court Case No. 2025 - 1944

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APPENDIX B	DC Court Dismissal
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APPENDIX D	Letters from Special Counsel who received EJM's Filings
APPENDIX E	Rule 41 motion to stay
APPENDIX F	VA's 2023 settlement where on Page 5 they included an illegal statement to entirely release my settlement Agreement to the Public & then on 10/11/23 my records were used Against me in a Public Deposition

TABLE OF AUTHORITIES CITED

CASES

PAGE NUMBER

Guadalupe A. v. Superior Court (1991)
234 Cal. App. 3d 100 (trial judge cannot error
on receiving information or evidence outside the established
record.

State v. Lawrence

Cunningham v. Department of Veterans Affairs

disclosing non-criminal performance data to Jim Brecher
the Clean Record Service

STATUTES AND RULES

ABA Formal Opinion 47P:

Judge violates due process & ethical rules by
using the internet (Judge Hansen used Westlaw)
to independently search for corroborate or
disprove substantive facts outside of
evidence presented in Court

Rule 60 (e) Federal Rule of Civil Procedure

OTHER

A judge shall not independently investigate
facts in a proceeding or rely on sources
evidence presented or proper judicial
notes

the Clean Record Act (settlement agreement)

Agrees to remove disqualifying in lieu of settlement
plus one - in my court v. the

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 B to the petition and is

☐ reported at Pacer case # 2025-1924; or,
☐ has been designated for publication but is not yet reported; or,
☐ is unpublished.

*msl B
option
Appendix
A*

The opinion of the United States district 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.

*VA settlement
of
Appendix B*

☐ 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 April 16, 2026

☐ 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: May 17, 2026 and a copy of the order denying rehearing appears at Appendix D 5/20/26

☐ 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**:

The date on which the highest state court decided my case was _____.
A copy of that decision appears at Appendix _____.

☐ A timely petition for rehearing was thereafter denied on the following date: _____, and a copy of the order denying rehearing appears at Appendix _____.

☐ 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).

CONSTITUTIONAL AND STATUTORY PROVISIONS INVOLVED

The 2014 MSPB Order saying my case pertains to the
provisions of the new whistleblower law and its
provisions apply to my case should have
been REMOVED from all MSPB/Electronic
Dockets when I entered my 2015 settlement w/
the Dept of Veterans Affairs removing all Discharge
from my OPM. This 2014 Order violates
the Clean Road Agreement and Negates
my 2015 WB settlement. On 5/6/2023
I entered into a 2nd settlement for my wrongful
termination & the VA included a "public Disclosure"
clause in my settlement stating that my
records are "Entirely releasable to the Public"
and then Released both my 2015 & 2023
settlements to a 3rd party wherein on
10/9/23 during a private deposition a
private attorney had knowledge of both
my 2015 and 2023 VA Settlements.
These violations coupled with the clear
ethical violations of the MSPB Judge show
clear Due Process, Ethics & Statutory violations
where I have been deprived the essence of
the settlement.

STATEMENT OF THE CASE

I am requesting damages and case specific
law that the VA cannot breach the
Clean Records Act through inserting a
clause into Settlement agreement whereby
they can release the very essence of the
contract which they just agreed to
rescind. Namely removing my wrongful termination &
Furthermore while I have clear ^{Other Discipline} yet ^{release}
Proof of this Fact → the 2023
Settlement on 5/6/23 and then the 3rd ^{to the public}
Party attorney asking me in a deposition all
about the settlement on 10/11/23 just a
few months later, the DC court of Appeals
Dismissed my case before receiving
And/or NEVER uploaded my Brief
Clearly showing the VA released my
records & promised to do so. I
do request an Oral hearing, when was
Done! I believe there is continuous w/13
retaliation.

Surv

REASONS FOR GRANTING THE PETITION

1. Judges should NOT be allowed to Violate their Ethics in Dismissal Cases

2. I am a Whistleblower, this is extreme retaliation, I am still fighting the VA 15 years later after my Disclosure. I have NOT received any judgment for their many, many Acts of ~~mal~~ bad faith and Violation of the LHW. Including a statement in a clean lined Report (where I was fired under the now unconstitutional 714 statute - I am also fighting) that my statement is entirely releasable is A CLEAR VIOLATION of the VA KNOWS it. The VA MUST be stopped OR NOBODY WOULD EVER TRUST THE GOVERNMENT. I risked my Health Job & New livelihood to save lives from the toxic mold & Asbestos & ALL I have been persecuted. This must be followed the VA is not ABOVE the LAW.

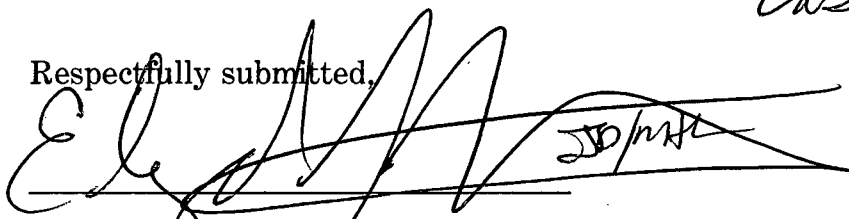
In Conclusion The VA has violated
 the Clean Records Act through releasing both 2015 &
 2013 settlement agreement to a 3rd party. The VA
 states they will take the Action in my 6/5/23
 settlement and on 10/9/23 my 2015 & 23 settlement
 information was released & I am recorded in A
 private deposition, permanently depriving me of the
 essence of these settlements. The MSPB also
 violates the Clean Records Act through
 releasing the 2014 Order & not removing it from
 Public View of the MSPB Judge Violates
 Ethics By using workman to use &

CONCLUSION

The petition for a writ of certiorari should be granted.

search for
 cases NOT in
 evidence to
 DENY
 ME
 Damages.

Respectfully submitted,



Date:

August 17, 26

Please, I implore
 you, make
 this extreme Persecution
 Right. I am
 suffering the worst
 persecution in
 VA