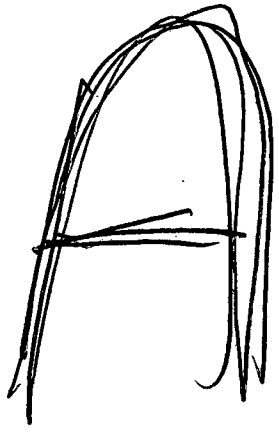
Exhibit



A

US Court of APPeal For the federal Circuit
717 MAdison PL NW
WAShington, DC
20439

Robert Perdue
(APPeallant)

V

USPS

Case for Review MSPB Jurisdiction
No. AT-0752-25-0345-I-1
Case: 2025-1997

MOTION for INJunction
Restraining order Protection

The APPeallant Comes in the foregoing MOTION (ABOVE) InJunction Restraining order Protection Prays so, Granted

Robert Perdue

Robert Perdue
1742 NE 161st PL
Citra, FL 32113

1 of 3 Pages:

CAUSE & Effect

The APPeallant Seeking the Court USDS AGENCY to Stop Denying him his EARN WAGES WORK during USPS federal employments & Correction of ETS The Probationary Termination dont Warrant "Denial" Wages Per federal DOL laws.

The APPeallant has Contacted USPS Admin & Leadership, HR, & Separation Dept.

Also, USPS Agency have 'Denied' APPeal (ETS) 12/16/24, APPeal Seek Court to "STOP" USPS from hindering my Resignation 12/16/24 being Corrected & made Lawful Correct on his PS50 Personnel form.

Re: Motion for Injunction/
Restraining Order Protection
& Attachments, etc:

1. Letter of Cease & Desist - 12/17/25
2. US Appeal Court order 11/24/25, Rec'd 11/29/25
3. Appellant Resignation effective dat 12/13/24; Signed 12-16-24
4. USPS Termination Letter 12/17/24
5. USPS PS-50 - form 1-9-25
6. WORK Assignment - Location & witness's

Certificate of Service

This foregoing Motion was served on Dec 17th 2025

Robert Perdue

Robert Perdue

Motion's

Exhibits

1 - 6

Attachments

Rec'd
11/29/25

NOTE: This order is nonprecedential.

United States Court of Appeals for the Federal Circuit

ROBERT E. PERDUE,
Petitioner

v.

MERIT SYSTEMS PROTECTION BOARD,
Respondent

2025-1997

Petition for review of the Merit Systems Protection Board in No. AT-0752-25-0345-I-1.

ON MOTION

PER CURIAM.

ORDER

Robert E. Perdue submits a replacement Statement Concerning Discrimination expressly abandoning any discrimination claims,[1] ECF No. 25, motions for leave to

---

[1] As indicated in this court's prior order, the case will not be transferred in light of the amended Statement Concerning Discrimination.

(4) The Merit Systems Protection Board's response brief is due no later than 40 days from the date of entry of this order.

FOR THE COURT



November 24, 2025
Date

Jarrett B. Perlow
Clerk of Court

Re: Supplement the Record.

ATTN: USPS Agency 12/17/25

COPY: USPS Counsel

Subj: "Notice to Cease & Desist for Specific Activity". (10 pages)

STOP:

(A) Denying Re-employment; (B) Denying Earn Wages for 2024 employment;

(C) Denying the Correction of PS-5C Personnel Record to Reflect 12/16/24 Resignation file Awful Per USPS Policy, Stop Systemic Retaliation & Discrimination-etc

Note: USPS Termination Letter 12/17 file (After) Appellant Resignation 12/16/24, & in law PS50 was created 1/9/25, Proof!

Notice of Cease & Desist for Specific Activity

Letter

Proof of Service

This foregoing WAS SERVED on Appeal court, MSPB—USPS—counsel on Dece 17th 2025

Robert Perdue

Address
1742 NE 111st Pl Citra, FL 32113

UNITED STATES POSTAL SERVICE®

Resignation/Transfer from the Postal Service

Privacy Act Statement: Your information will be used to perform routine personnel functions such as resignation and transfer requests. Collection is authorized by 39 U.S.C. 401, 410, 1001, 1005, and 1206. Supplying the information is voluntary, but if not provided we may not be able to process your request. We do not disclose your information to third parties without your consent, except to act on your behalf or request, or as legally required. This includes the following limited circumstances: incident to legal proceedings involving the Postal Service; for law enforcement purposes; to a congressional office on your behalf; to agents or contractors when necessary to fulfill a business function; to a U.S. Postal Service auditor; to labor organizations as required by applicable law; to government agencies in connection with decisions as necessary; to the Equal Employment Opportunity Commission (EEOC) when requested in connection with the investigation of a formal complaint; and to the Merit Systems Protection Board or Office of Special Counsel for the purpose of litigation. Records may be disclosed to the National Labor Relations Board (NLRB) in response to its request for investigative purposes, to the extent that the requested information is relevant and necessary. For additional information regarding our privacy policies, visit www.usps.com/privacypolicy.

Instructions: Sections A, B, and C are to be completed by the employee. Section D is to be completed by your immediate supervisor, manager, or other official designated to receive resignations. **Do not complete this form if you are retiring.**

A. EMPLOYEE INFORMATION

1. Employee Identification Number	2. Printed Name (Last, First, Middle Initial)	3. Effective Date of Resignation/Transfer (MM/DD/YYYY)
01207363	Perdue, Robert E	12-12-24
4. Mailing Address (House/Apt. No., Street, City; State and ZIP + 4®)		**5. Telephone Number**
1742 NE 161 st, Citra, FL 32113		2514061809
6. Installation or Station		**7. Personal Email Address**
Maricamp OCala		Perdueroberts34@gmail.com

B. REASON FOR ACTION (CHECK ONE)

☐ **Transfer** - A transfer is the formal act of voluntarily ending employment with the U.S. Postal Service to transfer to another federal agency without a break in service. **Complete 1-4** with the information for the agency to which you are transferring and its Human Resources (HR) office. Use section E on the reverse for additional remarks.

1. Agency's Name	2. Agency's HR Representative's Name and Email Address
3. Agency's HR Office's Mailing Address	4. Agency's HR Office's Telephone Number

☐ **Resignation.** A resignation is the formal act of giving up or quitting your employment with the U.S. Postal Service. Resignations are accepted and binding once submitted. Check the appropriate box indicating the reason for your resignation.

☐ Job offer in private industry (621)	☐ Commute too long (640)	☐ Pursuing self-employment (641)
☐ Job was not in line with career plans (632)	☐ Insufficient pay (629)	☐ Skills not utilized (633)
☐ Pursuing full-time education (617)	☐ Lack of job security (627)	☐ Did not get along with fellow workers (645)
☐ Did not get along with supervisor (646)	☐ Health reasons-self (622)	☐ Change of domicile does not work with family (647)
☐ No promotion opportunities (628)	☐ Health reasons-family (634)	☐ Not accepting directed reassignment (648)
☐ Household responsibilities (644)	☐ Marriage plans (635)	☐ Following spouses to new duty station (619)
☐ Work hours not compatible (639)	☐ Relocating (652)	☐ Insufficient benefits (630)
☐ Not enough recognition (631)	☐ Work is too hard (636)	☑ Other (specify on page 2) Whistle blower Issue Free/HE Safety Issue with USPS vehicle

C. EMPLOYEE SIGNATURE

Employee Signature	Date Submitted (MM/DD/YYYY)
Robert Perdue	12-16-24

D. SUPERVISOR/MANAGER INFORMATION

1. Supervisor/Manager (Print Name)	2. Signature
3. Telephone Number	4. Date (MM/DD/YYYY)

To withdraw a submitted resignation: You must submit a written request to the Human Resources Shared Service Center (HRSSC) by mail, email, or fax, no later than close of business on the effective date of the submitted resignation. Send mailed withdrawals to HRSSC, ATTN SEPARATIONS, PO BOX 970520, GREENSBORO NC 27497-0520; emailed withdrawals to the HRSSC Separations (Career) email account at BRHGP1@usps.gov; or faxed withdrawals to 1-651-994-3521. Mailed withdrawals must be postmarked no later than close of business on the effective date of the submitted resignation.

E. ADDITIONAL REMARKS

I am Resigning do to USPS Refused to uphold safety Policy regarding LLV - Delivery ~~x~~ Trainer [Anglea Whipperman] Failed to Report Exhaust Fumes IN Vehicle # 12, on 12/12/24 The Day #1 of TRAINING.
And on Day #2 Alex Vasquez, Sent me [Robert Perdue] out in Unsafe LLV # 12 on 12/13/24. Alex stated Donot Need a Report Completed.
The Exhausted made had me Sick 12/12/24 + 12/15/24.
Alex Vasquez did give me any Medical Instruction during these dates 12/12/24 12/13/24, 12/14/24 & 12/15/24. I Report issue to OSHA. / MEMO. Their NO documents Report by Anglea Whipperman & Alex Vasquez Re: Vehicle # 12 Safety Issues (Exhaust Fumes) Closing. Alex Vasquez Retaliating Against me Do to Reporting Safety Issue.

EIN: 01127362

UNITED STATES
POSTAL SERVICE

December 17, 2024

MEMORANDUM FOR: Robert Perdue (EIN 01127362)
1742 NE 161st Place
Citra, FL 32113-4713

SUBJECT: Notice of Termination

This is written notification to advise of your IMMEDIATE termination of employment with the Postal Service. This is written notification explaining the reasons for your termination.

You were recently appointed to a non-career position of Rural Carrier Associate (RCA) with the Postal Service, effective November 16, 2024. This appointment was with the provision that you demonstrate your ability to satisfactorily perform the duties of your position, conduct yourself appropriately, follow instructions and report for duty, as scheduled by your Employer, as these some of the most basic requirements of your employment.

An evaluation of your current term of employment has established that you are simply not the type of employee the Postal Service needs to meet our business goals and protect our business and employee interests. You have not satisfactorily met the basic requirements of your position. Training was not completed; Racial & Retaliation due to Incident Report

Specifically, your failure to report an accident immediately to your supervisor. On December 14, 2024 you sent an email to your supervisor Alex Vazquez stating that "I was exposed to fumes while doing ride along yesterday" Report Accident to Second Shift, Alex Vasquez Refuse to do Report.

Since you have failed to immediately report an accident, there is no alternative but to terminate you from the Postal Service.

A copy of this letter is being sent to your home address by regular first-class mail.

Alex Vazquez Date
Supervisor, Customer Services
Ocala FL

Received by:

"Didn't" Alex Vasquez Didnt TAKE LLV #120 out of service for safety on 12/14/24, 12/15/24, 12/16/24, 12/17/24 NOR ON 12/12/24, 12/13/24

Appellant Work Assignment IN 2024

---

1. USPS Paddock, Ocala, FL

Supv #1 Tia PH# 352-476-3618

#2 April PH# 352-209-9873

2 USPS Maricamp SE, Ocala, FL

Supv: Alex Vaquez PH#

Witness: USPS Staff

(1#) Angela Wipperman 904-626-5087

(2#) Jackie 352-406-2718

US Court of Appeal for the
federal Circuit

717 Madison PL NW
Washington DC
20439

Robert Perdue
APPeallant

V

USPS # 2025-1997

Case: MSPB-AT-0752-25-
0345-I-1

MOTion for EXPerT Writting
EXAMiner

The APPellant comes IN motion above
Pray SO granted. RobtePerdue
Robert Perdue

Proof of Service

Re: Motion for EXPert Writting eXAminer

This Was Served on 12/17/25
US Appeal Court & USPS -
MSPB - Email:
Elizabeth.fletcher@mspb.gov/
1615 M. Street, NW, Washington, DC
20036 RaMPh

Cause & effect

The APPellant Seek "order" to uptain (writting) sample from USPS Staff:

TiA Lueallen
352-512-6747

Reason: EXpert Written examines - To - (Authenicate) Proof (APPEllant) did collect sAmple as employee at Post!

Evidence

Paddock

Tia Lueallen

Amartia.C.Lueallen@
USPS.Gov

(352) 512-6747

4545 SW
60th Ave
Ocala FL

This is the "Actual"
handWritting "Sample"
of Supervisor at Paddock
Were I work, NO PAY Raced!

NOTE: This disposition is nonprecedential.

United States Court of Appeals for the Federal Circuit

ROBERT E. PERDUE,
Petitioner

v.

MERIT SYSTEMS PROTECTION BOARD,
Respondent

2025-1997

Petition for review of the Merit Systems Protection Board in No. AT-0752-25-0345-I-1.

Decided: May 12, 2026

ROBERT E. PERDUE, Citra, FL, pro se.

ELIZABETH W. FLETCHER, Office of the General Counsel, United States Merit Systems Protection Board, Washington, DC, for respondent. Also represented by KATHERINE MICHELLE SMITH.

Before LOURIE, BRYSON, and CHEN, *Circuit Judges*.

PER CURIAM.

Robert E. Perdue, a former carrier at the United States Postal Service (USPS), petitions for review of a final decision by the Merit Systems Protection Board (Board) dismissing his appeal to challenge his removal for lack of jurisdiction. *See Perdue v. United States Postal Serv.*, No. AT-0752-25-0345-I-1, 2025 WL 994325, at 1 (M.S.P.B. Mar. 24, 2025) (*Initial Decision*).[1] For the following reasons, we *dismiss* the appeal as untimely.

BACKGROUND

The USPS appointed Mr. Perdue to a position as a preference eligible Rural Carrier on November 16, 2024. *See id.* at 2. The USPS removed him on January 8, 2025. *See id.* He sought to challenge the USPS's removal decision before the Board. *Id.* The Board dismissed his appeal, finding that under 5 U.S.C. § 7513(d), he was not an employee with Board appeal rights "because he has not completed one year of current continuous service in the same or similar positions." *Initial Decision*, 2025 WL 994325, at 2; *see* 5 U.S.C. § 7511(a)(1)(B) (defining an "employee" for "a preference eligible").

The Board's initial decision became final on April 28, 2025. *Initial Decision*, 2025 WL 994325, at 3. We received Mr. Perdue's petition for review on July 25, 2025. *See* ECF No. 1 at 5. This Court has jurisdiction over Board appeals under 28 U.S.C. § 1295(a)(9).

DISCUSSION

On appeal, the USPS asks us to dismiss the appeal as untimely because Mr. Perdue's petition was filed more than 60 days after the Board issued its final decision.

---

[1] Because the online version of the Initial Decision lacks pagination, we use the pagination employed in the government's supplemental appendix. For example, "*Initial Decision*, 2025 WL 994325, at 1" corresponds to S.A. 1.

Informal Response Br. at 5–6. Mr. Perdue responds that we should ignore the USPS's argument regarding timeliness because he resigned from his job due to safety concerns, among other reasons. *See* Pet'r's Informal Reply Br. 2.

We agree with the USPS that Mr. Perdue's petition is untimely. For a petition to be timely, it must be "filed within 60 days after the Board issues notice of the final order or decision of the Board." 5 U.S.C. § 7703(b)(1)(A). Mr. Perdue's petition was received[2] on July 25, 2025, after the 60-day deadline starting on April 28, 2025, the date of the final decision. Mr. Perdue's petition was therefore untimely.

But our analysis does not end here. The Supreme Court has recently explained that "§ 7703(b)(1)'s deadline is non-jurisdictional," and therefore may be subject to equitable tolling. *Harrow v. Dep't of Def.*, 601 U.S. 480, 489 (2024). Here, we do not need to decide whether § 7703(b)(1) is in fact subject to equitable tolling because Mr. Perdue has not met his burden to establish its application. *See Pace v. DiGuglielmo*, 544 U.S. 408, 418 (2005) ("Generally, a litigant seeking equitable tolling bears the burden of establishing two elements: (1) that he has been pursuing his rights diligently, and (2) that some extraordinary circumstance stood in his way.") (citation omitted). Mr. Perdue does not argue or offer evidence on either of these points regarding equitable tolling, and he has therefore failed to demonstrate that the 60-day deadline should be equitably tolled.

---

[2] A petition for review is considered filed on the date it is received by the clerk of the court. *Pinat v. Off. of Pers. Mgmt.*, 931 F.2d 1544, 1546 (Fed. Cir. 1991); *see also* FED. R. APP. P. 25(a)(2)(A)(i) ("[F]iling is not timely unless the clerk receives the papers within the time fixed for filing.").

CONCLUSION

We have considered Mr. Perdue's remaining arguments, including the arguments raised in his Memorandum in Lieu of Oral Argument, ECF No. 48, and find them unpersuasive.[3] For the foregoing reasons, we *dismiss* Mr. Perdue's appeal as untimely.

DISMISSED

COSTS

No costs.

---

[3] We have considered but deny Mr. Perdue's pending motions. For example, we find that Mr. Perdue's supplemental appendix, ECF No. 43, is not responsive to the timeliness of his petition. For the same reason, we deny his motion to supplement the record, ECF No. 46.