

SHERMAN S. STARTZ v. DEPARTMENT OF THE ARMY

Docket # SF-1221-23-0258-W-1

MOTION TO COMPEL DISCOVERY

Summary Page

Case Title : SHERMAN S. STARTZ v. DEPARTMENT OF THE ARMY

Docket Number : SF-1221-23-0258-W-1

Pleading Title : MOTION TO COMPEL DISCOVERY

Filer's Name : Sherman S. Startz

Filer's Pleading Role : Appellant

Details about the supporting documentation

N/A

Table of Contents

Pleading Interview	3
Uploaded Pleading Text Document	4
Certificate of Service	5

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MOTION TO COMPEL DISCOVERY

Online Interview

1. Would you like to enter the text online or upload a file containing the pleading?

See attached pleading text document

2. Does your pleading assert facts that you know from your personal knowledge?

Yes

3. Do you declare, under penalty of perjury, that the facts stated in this pleading are true and correct?

Yes

Come now, on this day **PRO SE Appellant SHERMAN SHELBY STARTZ** appears with a Pleading;
"MOTION TO COMPEL DISCOVERY" in the Appeal, SF -1221-23-0258-W-1 SHERMAN S STARTZ VS
THE UNITED STATES ARMY.

MERITS

On May 16th, 2023; **PRO SE Appellant SHERMAN SHELBY STARTZ** sent the **"FIRST ROUND OF WRITTEN INTERROGETORIES, AND REQUEST FOR PRODUCTION AND DOCUMENTS, AND REQUEST FOR ADMISSIONS, AND DEPOSITIONS"** in compliance with timelines set in the COURTS **"ORDER OF JURISDICTION."** **PRO SE Appellant SHERMAN SHELBY STARTZ** has properly presented to the Agency this first round of discovery requesting specific documentation, statement, admissions as customary during discovery. **PRO SE Appellant SHERMAN SHELBY STARTZ** has provided the Agency and Defendant with sufficient notice; along with repeated attempts of communication via telephone and email. The agency has continually ignored Pro Se and the **"Courts Orders"** which includes the threats of sanctions.

It is for this reason **PRO SE Appellant SHERMAN SHELBY STARTZ** approaches the court with this **"MOTION TO COMPEL DISCOVERY"**

CLOSING and PRAYER

PRO SE Appellant SHERMAN SHELBY STARTZ ask the **Honorable Administrative Judge Michael Shachat** to consider and impose economic sanctions against the agency for a lack of responsiveness. **PRO SE Appellant SHERMAN SHELBY STARTZ** prays the **Honorable Administrative Judge Michael Shachat** will grant this MOTION TO COMPEL DISCOVERY and **Order** the agency to produce all requested items from the First Round of Discovery. **PRO SE Appellant SHERMAN SHELBY STARTZ** prays for immediate relief.

As stated in 28 U.S Code 1746 Unsworn Declaration Under Penalty of Perjury

Wherever, under any law of the United States or under any rule, regulation, order, or requirement made pursuant to law, any matter is required or permitted to be supported, evidenced, established, or proved by the sworn declaration, verification, certificate, statement, oath, or affidavit, in writing of the person making the same (other than a deposition, or an oath of office, or an oath required to be taken before a specified official other than a notary public), such matter may, with like force and effect, be supported, evidenced, established, or proved by the unsworn declaration, certificate, verification, or statement, in writing of such person which is subscribed by him, as true under penalty of perjury, and dated, in substantially the following form:

(1) If executed without the United States: "I, SHERMAN SHELBY STARTZ, declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed on (6-15-2023). Sherman Shelby Startz

(2) If executed within the United States, its territories, possessions, or commonwealths: "I declare (or certify, verify, or state) under penalty of perjury that the foregoing is true and correct.
Executed on (6-15-2023).

Sherman Shelby Startz

Certificate Of Service

e-Appeal has handled service of the assembled pleading to MSPB and all of the Parties.

Following is the list of the Parties in the case:

Name & Address	Documents	Method of Service
MSPB: Western Regional Office	MOTION TO COMPEL DISCOVERY	e-Appeal / e-Mail
Gwendolyn L. Smith, Esq. Agency Representative	MOTION TO COMPEL DISCOVERY	e-Appeal / e-Mail
Pacific Region Agency Representative	MOTION TO COMPEL DISCOVERY	e-Appeal / e-Mail