

IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLUMBIA

JOHN DOE, JANE DOE, and all others similarly situated,

Plaintiffs,

v.

UNITED STATES DEPARTMENT OF DEFENSE,

LLOYD J. AUSTIN III, in his official capacity as Secretary of Defense,

and JOHN DOES 1–10,

Defendants.

CLASS ACTION COMPLAINT FOR DECLARATORY AND INJUNCTIVE RELIEF

INTRODUCTION

Plaintiffs, on behalf of themselves and all others similarly situated, bring this class action against the United States Department of Defense (“DoD”) and its officials for systemic financial mismanagement, including the failure to pass a full audit for seven consecutive years, resulting in the inability to account for over \$824 billion in taxpayer funds in the 2024 fiscal year alone.¹ This persistent lack of accountability undermines public trust and violates statutory obligations under the Chief Financial Officers Act of 1990, 31 U.S.C. § 901 et seq.

¹See *Pentagon Fails 7th Audit in a Row, Unable to Account for \$824B Budget*, Breitbart, Nov. 18, 2024.

JURISDICTION AND VENUE

This Court has jurisdiction under 28 U.S.C. § 1331 (federal question) and the Administrative Procedure Act, 5 U.S.C. § 702. Venue is proper in this district pursuant to 28 U.S.C. § 1391(e), as the Department of Defense is headquartered in this jurisdiction.

PARTIES

Plaintiffs: John Doe and Jane Doe are U.S. taxpayers residing in various states, who have contributed federal taxes and are aggrieved by the DoD's financial mismanagement.

Defendants:

- United States Department of Defense, a federal agency responsible for national defense.
- Lloyd J. Austin III, in his official capacity as Secretary of Defense.
- John Does 1–10, unknown officials responsible for financial oversight within the DoD.

FACTUAL ALLEGATIONS

1. The DoD has failed to pass a full audit for seven consecutive years, with the 2024 audit revealing an inability to account for over \$824 billion in expenditures.²
2. The audit identified 28 material weaknesses and six instances of noncompliance with laws and regulations.
3. Despite these failures, the DoD continues to receive increased funding, with the 2024 budget authorized at \$895 billion.³
4. Instances of overpayment to contractors have been documented, including an 8,000% overpayment for aircraft parts.⁴

²Id.

³See *Senate passes \$895bn Pentagon spending bill*, The Guardian, Dec. 18, 2024.

⁴See *US Air Force wildly overpaid Boeing*, Business Insider, Oct. 2024.

CLASS ACTION ALLEGATIONS

Plaintiffs seek to represent a class of all U.S. taxpayers who have contributed federal taxes during the period of the DoD's audit failures. The class is so numerous that joinder is impracticable, and there are common questions of law and fact, including whether the DoD's financial practices violate statutory obligations and constitutional principles.

CLAIMS FOR RELIEF

Count I: Violation of the Chief Financial Officers Act of 1990

Defendants have failed to comply with financial management requirements, resulting in repeated audit failures.

Count II: Violation of the Administrative Procedure Act

Defendants' actions constitute agency action unlawfully withheld or unreasonably delayed under 5 U.S.C. § 706(1).

Count III: Constitutional Violations

Defendants' mismanagement of funds infringes upon taxpayers' rights under the Due Process Clause by failing to ensure lawful use of public funds.

PRAYER FOR RELIEF

Wherefore, Plaintiffs respectfully request that this Court:

1. Declare that Defendants have violated federal statutory and constitutional obligations.
2. Enjoin Defendants from further financial mismanagement and mandate compliance with audit requirements.
3. Order the appointment of an independent monitor to oversee DoD financial practices.
4. Award attorneys' fees and costs.

5. Grant such other relief as the Court deems just and proper.

Respectfully submitted,

[Your Name]

Pro Se Plaintiff

Your Address

City, State, ZIP

Phone Number

ail Address