

Diego Rodriguez
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**IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF ADA**

ST. LUKE’S HEALTH SYSTEM, LTD; ST.
LUKE’S REGIONAL MEDICAL CENTER,
LTD; CHRIS ROTH, an individual; NATASHA
D. ERICKSON, MD, an individual; and TRACY
W. JUNGMAN, NP, an individual,
Plaintiffs,

vs.

AMMON BUNDY, an individual; AMMON
BUNDY FOR GOVERNOR, a political
organization; DIEGO RODRIGUEZ, an
individual; FREEDOM MAN PRESS LLC, a
limited liability company; FREEDOM MAN
PAC, a registered political action committee; and
PEOPLE’S RIGHTS NETWORK, a political
organization,
Defendants.

Case No. CV01-22-06789

**MOTION TO DISMISS PLAINTIFF’S
OBJECTION TO CLERK’S RECORD**

On June 3rd, 2024, the Plaintiffs in this case filed a “PLAINTIFFS’ OBJECTION TO CLERK’S RECORD ON APPEAL.” However, this objection was clearly filed beyond the statutory deadline which gives exactly 28 days after the Clerks’ Record on Appeal is recorded which took place on May 2nd, 2024. The Plaintiffs themselves acknowledge the date of May 2nd, 2024 in their “Objection to Clerk’s Record on Appeal.”

According to Idaho Appellate Rule 29(a), “*The parties shall have 28 days from the date of the service of the transcript and the record within which to file objections to the transcript or the record, including requests for corrections, additions or deletions. In the event no objections to*

the reporter's transcript or clerk's or agency's record are filed within said 28-day time period, the transcript and record shall be deemed settled.”

The end of the 28 day settlement period was May 30th, 2024. The Plaintiffs objection to the record was not filed until June 3rd, 2024, a full 4 days past the legal deadline.

According to Idaho Appellate Rule 29(a), the transcript and record should be deemed settled and the Plaintiff's Objection to the Clerk's Record on Appeal should be dismissed.

DATED: June 4th, 2024

By: /s/ Diego Rodriguez
Diego Rodriguez

CERTIFICATE OF SERVICE

I certify I served a copy to: (name all parties or their attorneys in the case, other than yourself)

Erik F. Stidham (ISB #5483)
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DATED: June 4th, 2024

By: /s/ Diego Rodriguez

Diego Rodriguez