

In the Supreme Court of the State of Idaho

ST. LUKE'S HEALTH SYSTEM, LTD;
ST. LUKE'S REGIONAL MEDICAL
CENTER, LTD; CHRIS ROTH, an
individual; and NATASHA D.
ERICKSON, M.D., an individual, and
TRACY W. JUNGMAN, N.P., an
individual,

Plaintiffs-Respondents,

v.

DIEGO RODRIGUEZ, an individual,

Defendant-Appellant,

and

AMMON BUNDY, an individual;
AMMON BUNDY FOR GOVERNOR,
a political organization; FREEDOM
MAN PRESS, LLC, a limited liability
company; FREEDOM MAN PAC, a
registered political action committee;
and PEOPLE'S RIGHTS NETWORK,
a political organization and an
unincorporated association,

Defendants.

Order Denying Motions

Supreme Court Docket No. 51244-2023

Ada County District Court No.
CV01-22-06789

On September 6, 2025, Appellant filed: (1) Motion to Stay In Person Oral Argument Pending Federal Intervention, and (2) Motion to Recognize and Preserve Unresolved Federal Constitutional Questions for Supreme Court or Federal Court Review. On September 7, 2025, Appellant filed: Conditional Notice Regarding Oral Argument and Reservation of Rights Pending Federal Relief. A Combined Opposition To: (1) Motion to Recognize and Preserve Unresolved Federal Constitutional Questions for Supreme Court or Federal Court Review; (2) Motion to Stay in Person Oral Argument Pending Federal Intervention; and (3) Conditional Notice Regarding Oral Argument and Reservation of Rights Pending Federal Relief was filed by counsel for Respondents on September 22, 2025. Therefore, after due consideration,

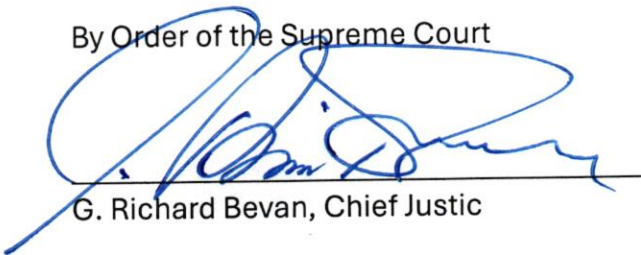
IT IS ORDERED:

- (1) Appellant's Motion to Stay In Person Oral Argument Pending Federal Intervention is DENIED;
- (2) Appellant's Motion to Recognize and Preserve Unresolved Federal Constitutional Questions for Supreme Court or Federal Court Review is DENIED.
- (3) Oral Argument remains scheduled for November 10, 2025, at 10:00 a.m. Mountain Time. If a party declines to appear for Oral Argument, the Court will consider any written arguments submitted by that party.

The January 2, 2023, Idaho Supreme Court Order Re: Remote Court Proceedings does not require virtual hearings, nor does it reference appellate proceedings. The Order expressly leaves the decision whether to order virtual hearings to each judge's discretion. The Idaho Appellate Rules do not require the Court to provide a memorandum decision on a prehearing motion regarding appellate procedure. The United States Code, title 28, section 1257 does not provide a basis for staying a pending state court appeal so the movant can seek a writ of certiorari. It expressly applies only to a "[f]inal judgment or decree rendered by the highest court of a State[.]"

DATED this 22nd day of September, 2025.

By Order of the Supreme Court


G. Richard Bevan, Chief Justice

ATTEST:


Melanie Gagnepain, Clerk