

Diego Rodriguez
1317 Edgewater Drive #5077
Orlando, FL 32804
(208) 891-7728

**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

**MEMORANDUM IN SUPPORT OF
DEFENDANT'S MOTION FOR
DISMISSAL OF SANCTIONS AGAINST
DEFENDANT DIEGO RODRIGUEZ FOR
ALLEGED FAILURE TO COMPLY
WITH COURT ORDERS**

Defendant Diego Rodriguez (who may refer to myself as "I," "defendant," or "Rodriguez"), defendant in the above mentioned case, hereby submits this Memorandum in Support of Defendant's Motion for Dismissal of Sanctions Against Defendant Diego Rodriguez for Alleged Failure to Comply with Court Orders.

I. INTRODUCTION

I have not intentionally defied any legitimate or lawful Court orders in this case as I will demonstrate below. On the contrary, the Plaintiffs, through their counsel have made a mockery of the justice system by using this frivolous lawsuit to try and rack up billable hours for themselves while filing numerous meaningless motions that do not advance any meaningful outcome in this case, other than to increase their own paychecks.

II. BACKGROUND

A. Claim – Rodriguez Defied the Court’s Order to Pay Fees.

The Plaintiffs cite a court order from December 13th, 2022 where Rodriguez was ordered to pay \$5,408.10 in fees and costs allegedly incurred relating to the Court-ordered deposition taken on October 5th, 2022. However, this was an unlawful order that simply will not stand up to attentive scrutiny or review by higher courts. In response to this fake allegation by Erik Stidham, I filed a “Declaration in Response to Plaintiff’s Opposition to Diego Rodriguez’s Verified motion to Cancel or Reconsider the Court’s Order on Motions for Sanctions.” In this declaration I included 4 very relevant reasons why a court order against me would be unlawful. In response to this declaration, Judge Lynn Norton decided to ignore all 4 relevant reasons and instead chose to issue an order against me because, *“On July 12, 2022, the court entered an Amended Order Granting Motion for Expedited Discovery allowing Plaintiffs leave to serve expedited Interrogatories on Diego Rodriguez and ordering a response by August 5, 2022. Diego Rodriguez did not respond to the expedited Interrogatories and the Court entered an Order on September 6, 2022 addressing sanctions for the failure to respond to the Interrogatories.”* However, this July 12th order was never received by Diego Rodriguez. And Judge Norton knew

full well that Defendant Rodriguez had not received the order since the order itself states that I was never served with the order in the first place as seen in this screenshot from the order itself:

CERTIFICATE OF SERVICE

I certify that on this day I served a copy of the attached to:

Erik F. Stidham
PO Box 2527
Boise, ID 83701

efstidham@hollandhart.com

[X] E-mail

No known address is court file for:

Ammon Bundy

Diego Rodriguez

Phil McGrane
Clerk of the Court

Dated: 07/12/2022

By: Janine Korsen
Deputy Clerk



How can I be sanctioned for not responding or obeying an order that I had never been served and that the Judge knew that I never been served? That is an unlawful order and no appellate court would ever accept it or allow it to stand. It is an affront to justice and a blight on the justice system, and quite frankly it makes the entire Ada County court system look bad.

B. Claim – Rodriguez Violated the Court’s Order to Provide Deposition Dates

I did provide deposition dates as Erik Stidham himself demonstrated in his own Memorandum iso Motion for Sanctions dated March 7th, 2023. The dates in which I was available for a deposition, which I offered to do via Zoom/video conference, were during a time

when I would be in another country. The order from the court was very specific that I had to provide the city, state, and country where I would be. It did not limit or define parameters as to where I was allowed to be, nor does the court have jurisdiction to confine my travel(s) in this manner. If Erik Stidham does not want to host a deposition for me in the country where I happen to be during the time in which I am available, then that is his problem and it is not in any way a failure to comply. I complied with the court's order as it was written and I provided the dates when I would be available and I also provided the city, state, and country where I would be on those dates.

C. Claim – This Court Should Impose Sanctions Against Diego Rodriguez for His Continued Frustration of the Deposition.

The deposition was never “frustrated” in the first place. If Erik Stidham does not want to travel to have a deposition in the city, state, and country where I am located when I am available for a deposition, then we can simply have the deposition via Zoom—which is the way this court forced hearings and court cases during the COVID pandemic anyway.

D. Claim – This Court Should Award Plaintiffs’ Fees and Costs Incurred in Bringing this Motion.

Plaintiffs are using this case as a means to silence a vocal source of opposition to their demonstrably wicked participation in government subsidized child trafficking. I have documented their participation in the process and have published it and proclaimed it publicly. Every statement I have made in that regard is either 100% true and accurate, or it is something that I believe to be true—in neither case are any of my statements subject to “defamation” claims. This lawsuit is therefore frivolous and unconscionable. Erik Stidham, on behalf of

Holland and Hart law firm, is simply doing everything in his power to rack up billable hours and to increase their compensation in this frivolous lawsuit knowing that I am unable to properly or meaningfully respond to their actions, motions, and legal maneuvering. This type of weaponization against everyday citizens is harmful to our society and puts the entire justice system in a negative light which ultimately builds distrust in our justice system and creates consternation and skepticism for the objectivity of the courts. Erik Stidham and the plaintiffs are simply abusing the legal system for their own gain. They must not be allowed to do so. Furthermore, the time spent on this case is creating a significant financial strain on me personally as I am unable to work normally as a result of this case. If anything, the Plaintiffs should be required to pay my standard consulting fees for the time they have forced me to use responding to this frivolous lawsuit. While my fees are significantly higher than the fees of the Plaintiffs attorneys, it is reasonable to award at least the same amount of money they are claiming they are due because of the time they are claiming they have spent on the case.

V. CONCLUSION

For all the foregoing reasons, defendant Diego Rodriguez requests that this court deny the Motion for Sanction Against Rodriguez and sanction Erik Stidham for his continual abuse of the court system.

DATED: March 20th, 2023

Date: 3/20/23

DIEGO RODRIGUEZ

Typed/printed

DIEGO RODRIGUEZ

Signature

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)
HOLLAND & HART LLP
800 W. Main Street, Suite 1750
Boise, ID 83702-5974

☐ By Mail

☐ By fax

☒ By Email/iCourt/eServe

Date: 3/20/23

DIEGO RODRIGUEZ
Signature

DIEGO RODRIGUEZ
Typed/printed Name of Party Signing