

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

St Lukes Health System LTD, St Lukes
Regional Medical Center LTD, Chris
Roth, Natasha Erickson, MD, Tracy
Jungman

Plaintiff,

vs.

Ammon Bundy, Ammon Bundy for
Governor, Diego Rodriguez, Freedom
Man PAC, Peoples Rights Network,
Freedom Man Press LLC

Defendant.

Case No. CV01-22-06789

Order Following Status Conference
I.R.C.P. 16

Date of Hearing: May 23, 2023

ATTORNEY APPEARANCES:

Plaintiff Attorney: Erik Stidham

Defendant: Diego Rodriguez failed to appear in person or by videoconference at this hearing; all other Defendants have an Order of Default entered

This matter came before the Court on May 23, 2023 for a settlement/status conference that was set in the Notice of Trial Setting and Order Governing Proceedings, filed October 17, 2022. No resolution has been reached. This matter shall remain as scheduled.

This matter is scheduled as a ten-day jury trial to begin July 10, 2023 related to Defendant Diego Rodriguez who is the only Defendant that has filed an Answer.

The Court reviewed the Stipulation for Scheduling and Planning filed October 11, 2022 and the dates and deadline that remain off of the July 10, 2023 trial date.

The next hearing currently scheduled in this case is the Pretrial Conference that was set in the Notice of Trial Setting and Order Governing Proceedings, filed October 17, 2022, set for June 6, 2023 at 2:30 p.m. The pretrial conference is an in-person hearing and will be held at the Ada County Courthouse, located at 200 W. Front Street, Boise ID 83702.



To reiterate, Notice of Trial Setting and Order Governing Proceedings, filed October 17, 2022, requires:


All pretrial materials in I.R.C.P. 16 must be filed on or before the pretrial conference date. A copy of exhibit lists, witness lists, and requested jury instructions (jury trial) or proposed findings of fact and conclusions of law (court trial) shall be submitted no later than this hearing. It is sufficient for the parties to identify unmodified pattern jury instructions by number. Counsel will retain the exhibits until the day of trial and will not lodge actual exhibits with the clerk. **All parties must be represented at the pretrial conference.** Counsel must be the handling attorney, or be fully familiar with the case and have authority to bind the client and law firm to all matters within I.R.C.P. 16. This conference will include a discussion of whether an alternate judge may be available to try this case, if necessary, and any changes to the dates or times the alternate judge may require. If scheduling issues remain, an additional status conference will be set at the pretrial conference.

(emphasis added).

Pursuant to Idaho Rule of Civil Procedure 16(e), The court may sanction any party or attorney if a party or attorney: A) fails to obey a scheduling or pretrial order; B) fails to appear at a scheduling or pretrial conference; C) is substantially unprepared to participate in a scheduling or pretrial conference; or D) fails to participate in good faith. All sanctions available under Idaho Rule of Civil Procedure 37(b)(2)(A) are available to this Court if Diego Rodriguez fails to appear or file the required materials at the Pretrial Conference as required by this Court's Notice of Trial Setting.

IT IS SO ORDERED.

Dated 5/23/2023 4:50:46 PM


Lynn G. Norton
District Judge

CERTIFICATE OF SERVICE

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

Erik F. Stidham
Diego Rodriguez

efstidham@hollandhart.com
freedommanpress@protonmail.com

E-mail
 E-mail

Trent Tripple
Clerk of the Court

Dated: 05/23/2023

By: Janine Korsen
Deputy Clerk

