

Erik F. Stidham (ISB #5483)  
Jennifer M. Jensen (ISB #9275)  
Alexandra S. Grande (ISB #9566)  
Zachery J. McCraney (ISB #11552)  
Anne E. Henderson (ISB #10412)  
HOLLAND & HART LLP  
800 W. Main Street, Suite 1750  
Boise, ID 83702-5974  
Telephone: 208.342.5000  
Facsimile: 208.343.8869  
E-mail: [efstidham@hollandhart.com](mailto:efstidham@hollandhart.com)  
[jmjensen@hollandhart.com](mailto:jmjensen@hollandhart.com)  
[asgrande@hollandhart.com](mailto:asgrande@hollandhart.com)  
[zmccraney@hollandhart.com](mailto:zmccraney@hollandhart.com)  
[ahenderson@hollandhart.com](mailto:ahenderson@hollandhart.com)

*Counsel for Plaintiffs*

**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 and an unincorporated  
association,

Defendants.

Case No. CV01-22-06789

**DECLARATION OF ERIK F. STIDHAM  
IN SUPPORT OF MOTION IN LIMINE  
REGARDING DEFENDANT AMMON  
BUNDY'S UNFILED AND UNTIMELY  
WITNESS LIST AND EXHIBIT LIST**

I, Erik F. Stidham, being first duly sworn upon oath, depose and state as follows:

1. I am an attorney with the firm of Holland & Hart LLP (“Holland & Hart”) and serve as counsel for the Plaintiffs in this case. I make this declaration based on my personal knowledge.

2. On November 8, 2023, Ammon Bundy emailed me his exhibit list and his witness list. A true and correct copy of that email (“November 8 Email”) is attached hereto as

**Exhibit A.**

3. A true and correct copy of the exhibit list attached to the November 8 Email is attached hereto as **Exhibit B.**

4. A true and correct copy of Bundy’s witness list attached to the November 8 Emails is attached hereto as **Exhibit C.**

5. Plaintiffs haven’t had time to fully research the various witnesses, but the attached list (**Exhibit D**) reflects our research to date.

6. A true and correct copy of excerpts of the trial transcript for the underlying lawsuit is attached hereto as **Exhibit E.**

7. At the time this declaration was signed, Bundy has not filed an exhibit list or witness list with this Court.

I declare under penalty of perjury of the laws of the State of Idaho that the foregoing is true and correct.

Executed this 10th day of November, 2023.

/s/ Erik F. Stidham

Erik F. Stidham

## CERTIFICATE OF SERVICE

I hereby certify that on this 10th day of November, 2023, I caused to be filed via iCourt and served a true and correct copy of the foregoing by the method indicated below, and addressed to the following:

Ammon Bundy for Governor  
People's Rights Network  
c/o Ammon Bundy  
P.O. Box 370  
Emmett, ID 83617

- U.S. Mail
- Hand Delivered
- Overnight Mail
- Email/iCourt/eServe:

Ammon Bundy  
Ammon Bundy for Governor  
People's Rights Network  
c/o Ammon Bundy  
4615 Harvest Ln.  
Emmett, ID 83617-3601

- U.S. Mail
- Hand Delivered
- Overnight Mail
- Email/iCourt/eServe:

Ammon Bundy  
4615 Harvest Ln.  
Emmett, ID 83617-3601

- U.S. Mail
- Hand Delivered
- Overnight Mail
- Email/iCourt/eServe:  
[aebundy@msn.com](mailto:aebundy@msn.com)  
[aebundy@bundyfarms.com](mailto:aebundy@bundyfarms.com)

Freedom Man PAC  
Freedom Man Press LLC  
c/o Diego Rodriguez  
1317 Edgewater Dr., #5077  
Orlando, FL 32804

- U.S. Mail
- Hand Delivered
- Overnight Mail
- Email/iCourt/eServe:

Diego Rodriguez  
1317 Edgewater Dr., #5077  
Orlando, FL 32804

- U.S. Mail
- Hand Delivered
- Overnight Mail
- Email/iCourt/eServe:  
[freedommanpress@protonmail.com](mailto:freedommanpress@protonmail.com)

*/s/ Erik F. Stidham*

\_\_\_\_\_  
Erik F. Stidham  
OF HOLLAND & HART LLP

30864025\_v1


DECLARATION OF ERIK F. STIDHAM IN SUPPORT OF MOTION IN LIMINE  
REGARDING DEFENDANT AMMON BUNDY'S UNFILED AND UNTIMELY  
WITNESS LIST AND EXHIBIT LIST - 4

# **EXHIBIT A**

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**From:** Ammon Bundy <aebundy@bundyfarms.com>  
**Sent:** Wednesday, November 8, 2023 07:49  
**To:** Erik Stidham <efstidham@hollandhart.com>  
**Subject:** Witness/Exhibit

External Email

 [WITNESS : EXHIBITS.pdf](#) 

# **EXHIBIT B**

Erik F. Stidham (ISB #5483)  
HOLLAND & HART LLP  
800 W. Main Street, Suite 1750  
Boise, ID 83702-5974  
Telephone: 208.342.5000  
Facsimile: 208.343.8869  
E-mail: [efstidham@hollandhart.com](mailto:efstidham@hollandhart.com)

NO. \_\_\_\_\_  
A.M. \_\_\_\_\_ P.M. \_\_\_\_\_

MAY 11 2022

PHIL McGRANE, Clerk  
By JAMIE MARTIN  
DEPUTY

*Counsel for Plaintiffs*

**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; and NATASHA D. ERICKSON, MD, 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. **CV 01 22 06789**

**ST. LUKE'S COMPLAINT AND DEMAND FOR JURY TRIAL**

St. Luke's Health System, Ltd. ("SLHS"), St. Luke's Regional Medical Center, Ltd. ("SLRMC"), Chris Roth ("Mr. Roth"), and Dr. Natasha D. Erickson ("Dr. Erickson"), collectively "St. Luke's Parties" or "Plaintiffs," by and through their counsel, Holland & Hart, LLP, hereby bring this Complaint against Ammon Bundy ("Bundy"), Ammon Bundy for Governor ("Bundy Campaign"), Diego Rodriguez ("Rodriguez"), Freedom Man Press LLC



Exhibit 2

<https://youtu.be/odjnGcmla70>

Exhibit 3

<https://youtu.be/T04KV7Ds6EA>

Exhibit 4

<https://youtu.be/ToLyf6XW7r0>

Exhibit 4a

<https://pplsrghts.org/3f51d298-daf4-4d77-b25e-9d78394dc5a1>

Exhibit 5

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Result Date: 3/2/2022

1. Normal duodenum. Negative for malrotation. 2. Grossly unremarkable esophagus and stomach, allowing for partially limited evaluation. Results reported to **NATASHA D. ERICKSON** at the time of service on the evening of **March 1, 2022**.

#### ASSESSMENT & PLAN

##### Malnutrition (HCC)

##### Assessment & Plan

10 month old male admitted with failure to thrive and recurrent episodes of vomiting. Mother's milk supply seems to be good and not the cause of the patient's vomiting. I am suspicious that the recurrent vomiting is leading to insufficient po intake leading to weight loss. However, the cycle of vomiting is a bit unusual. Thyroid disease, possible metabolic condition is considered though both seem unlikely given the timing of the patient's weight loss. Neither would really account for recurrent vomiting either.

Patient had minimal oral intake overnight. It is clear that he will need supplemental NG feeds for now. I am concerned about the possibility of refeeding syndrome given how malnourished the patient is.

-Place NG and start NG feeds with breastmilk or nutramigen. Will start with hydration goals for now and monitor refeeding labs (CMP, Phos) and gradually advance to goal calories. Dietitian consulted, appreciate their assistance.

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Anderson, Cyrus James  
MRN: 4289116, DOB: 5/1/2021, Sex: M  
Acct #: 455250629  
Adm: 3/1/2022, Adm: 3/1/2022, D/C: 3/4/2022

Exhibit 6

Electronically signed by Natasha D. Erickson, MD at 3/1/2022 6:53 PM

**Assessment & Plan Note by Natasha D. Erickson, MD at 3/1/2022 1839**

10 month old male admitted with failure to thrive and recurrent episodes of vomiting. He is severely malnourished. Initially mother's milk supply was reported to be good, but it is dwindling. I suspect that perhaps milk supply has been more diminished than mother has perceived given the severity of the patient's malnutrition. With the changing history of where the patient has reportedly received care, I am concerned that the patient's history is also unclear and he may have been struggling with weight issues for longer than formerly appreciated. I am unable to obtain any growth curves and it appears the patient never had a newborn screen.

He continues to have some vomiting, but it is intermittent. His weight is up today, but this may reflect fluids that were initially given, particularly since the patient has not been on full calorie feeds. Refeeding labs are reassuring today.

It is quite clear the patient is going to need NG feeds for an extended period of time, in addition to close PCP follow up, outpatient home nursing, feeding therapy, etc. I have discussed the patient with his PCP, Nadia Kravchuk, NP, who also expressed a high level of concern for the severity of malnutrition. She stated that she is not comfortable managing outpatient NG feeding for an infant. However, she has referred to her practice partner who has much more experience with such issues, including placing NG feeds on infants. The patient is scheduled to see Aaron Dykstra on Monday.


The patient's thyroid studies are suppressed. I have discussed this with peds endocrinology. It is possible that he is euthyroid sick due to his severe malnutrition. However, suppressed TSH and free T4 could also suggest central hypothyroidism.

Given the patient has not had any significant monitoring for development, it is possible that there is an underlying medical disorder resulting in the patient's failure to thrive. However, prior to pursuing what could be a very extensive (and possibly unfruitful, let alone expensive) evaluation, would like to continue to advance tube feeds and monitor weight gain, particularly since the majority of cases of failure to thrive is due to insufficient caloric intake.

I have had several conversations with the family today that the patient should remain hospitalized while we continue to work on feeds and monitor for weight gain. I would not recommend discharge today and leaving AMA would result in a CPS referral. Family states they are willing to stay as long as needed. Appreciate social work seeing the family.

Exhibit 7 – Text between Ammon Bundy and Marissa Anderson

Yesterday

How many times did you visit a doctors office for Cyrus after Dr. Erickson and before they took him. All doctors, even the naturopathic doctors. 12:51 PM 

3 times. Dykstra on March 7th, the Monday after Cyrus was discharged, Tuesday, March 8th at the Naturopathic doctor, then Thursday the 10th we saw Dykstra again, then he was taken the next day after cancelling what would have been the 4th appointment of that week. Edited 12:56 PM


Thanks! 12:56 PM 



Exhibit 8

St. Luke's Anderson Cyrus- Final

File View Help

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Log in Sign up

175%

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H&P by Natasha D. Erickson, MD at 3/12/2022 0304

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**PEDIATRIC HOSPITALIST ADMISSION NOTE**

**ADMITTING ATTENDING**  
Natasha D. Erickson, MD

**ADMISSION DIAGNOSES**  
Active Problems:  
Malnutrition (HCC)  
Failure to thrive (child)

**CHIEF COMPLAINT**  
Weight loss

**HISTORY OF PRESENT ILLNESS**  
Cyrus is a 10 m.o. male discharged from the hospital on 3/4, who presents with weight loss in the setting of failure to thrive. Patient was admitted from 3/1-3/4 after being referred for admission due to severe malnutrition. Initially the patient required NG feeds, but at discharge, he was taking bottle feeds without issue. He was discharged home with an NG in place and family was provided syringe feeding supplies in case the patient's po intake dropped off. Family did not go home with a feeding pump as they declined this, citing cost (they are self-pay). He was scheduled to see his PCP on 3/6, but did not show for the appointment. Home health was also not able to get in touch with the family. Case was discussed on 3/11 with Tracy Jungman with CARES who reported the child had not been seen and despite multiple attempts to contact the family, the patient had not returned for a weight check. Ultimately, health and welfare and law enforcement became involved. It is my understanding a warrant was issued and the child was removed from the home and declared immediately. He was brought to the Meridian ED for evaluation. Health and welfare identified a foster family but due to protesters surrounding the hospital regarding this case, it was felt that discharge with the foster family from the ED was unsafe for all involved. For this reason, the patient was transferred to Boise for further care.

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Exhibit 10

H&P by Natasha D. Erickson, MD at 3/12/2022 0304

**PEDIATRIC HOSPITALIST ADMISSION NOTE**

**ADMITTING ATTENDING**

Natasha D. Erickson, MD

**ADMISSION DIAGNOSES**

Active Problems:

- Malnutrition (HCC)
- Failure to thrive (child)

**CHIEF COMPLAINT**

Weight loss

**HISTORY OF PRESENT ILLNESS**

Cyrus is a 10 m.o. male discharged from the hospital on 3/4, who presents with weight loss in the setting of failure to thrive. Patient was admitted from 3/1-3/4 after being referred for admission due to severe malnutrition. Initially the patient required NG feeds, but at discharge, he was taking bottle feeds without issue. He was discharged home with an NG in place and family was provided syringe feeding supplies in case the patient's po intake dropped off. Family did not go home with a feeding pump as they declined this, citing cost (they are self-pay). He was scheduled to see his PCP on 3/6, but did not show for the appointment. Home health was also not able to get in touch with the family. Case was discussed on 3/11 with Tracy Jungman with CARES who reported the child had not been seen and despite multiple attempts to contact the family, the patient had not returned for a weight check. Ultimately, health and welfare and law enforcement became involved. It is my understanding a warrant was issued and the child was removed from the home and declared immediately. He was brought to the Meridian ED for evaluation. Health and welfare identified a foster family but due to protesters surrounding the hospital regarding this case, it was felt that discharge with the foster family from the ED was unsafe for all involved. For this reason, the patient was transferred to Boise for further care.

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Exhibit 11

Electronically signed by Jamie E. Price, MD at 3/14/2022 11:55 AM

**ED Provider Notes by Rachel M. Thomas, MD at 3/12/2022 0423**

**CHIEF COMPLAINT**

**Chief Complaint**

Patient presents with

- Failure To Thrive

**HPI**

Cyrus James Anderson is a 10 m.o. male with history of admission for severe malnutrition who presents with a chief complaint of failure to thrive. Patient is brought in by EMS with police escort and CPS presents. Patient is now a ward of CPS. Per EMS and CPS report, as well as chart review, patient was recently admitted for failure to thrive, severe malnutrition. Patient was less than 2 percentile for weight. During hospitalization patient had good weight gain, child is able to tolerate formula, child was discharged out and mom was advised to supplement with formula as well as her breast-feeding. Child was scheduled to follow-up for weight checks, patient was seen on Monday and had a decrease in weight when compared to discharge weight, mom was advised to bring the child back for weight recheck, child did not return for follow-up visit and CPS was contacted. Parents then agreed to take the patient to a care's appointment today, he did not show up for this appointment. At this time patient became a ward of CPS, police presented and EMS were called to bring the patient in for medical evaluation. No further history is able to be obtained.

Exhibit 12



Anderson, Cyrus James  
 MRN: 4289116, DOB: 5/1/2021, Sex: M  
 Acct #: 455708612  
 Adm: 3/12/2022, Adm: 3/12/2022, D/C: 3/15/2022

**03/12/2022 - ED to Hosp-Admission (Discharged) in Boise Pediatrics (continued)**

**All Encounter Notes (group 1 of 3) (continued)**

no frenulum injury, fontanelles are appropriate. Patient is tearful but consolable with being held. A bottle was offered to the child at this time the child immediately took a eating 6 ounces without difficulty. Weight was obtained and patient's weight is currently 6.31 kg, at discharge on the fourth patient was 6.545 kg. Blood work was obtained and patient is hypoglycemic which is consistent with poor feeding. Child has demonstrated that he is able and willing to feed while here in the department. At this time there are social difficulties in this situation, it was felt the patient was most appropriate for admission as there is concern about CPS attempting to leave the hospital with the child being followed to the foster care family's home. Furthermore child has significant findings of dehydration and malnutrition. I do not feel IV fluid resuscitation is necessary as child is able to take feeds without difficulty. Patient was transferred to St. Luke's Boise at this time for admission.

Exhibit 12a

<https://youtu.be/kLoLAsNd4qw>

Exhibit 13

Time	Activity											
	H.R.	B.P.	RA	SpO2	Resp	Rhythm	GCS	ECG Method	Temp	Prtcl	Pain	CRW*
	H.R. Method	Method	LOC		Resp Effort		GCS Qual		Ambient Temp			
01:59	Action/Comment											
	Staged in the front of SIMMC at the request of the sending physician.											
02:00			Alert		Normal		4/5/6		36.6°C		0	\$1
	Operations: The sending physician handed us the pt secured in his car seat. She indicated the pt was in stable condition and requested that we leave promptly. She stated, "Just go! This is a healthy baby with no interventions." Joint Commission Time Out: Complete, Right Consent, Right Patient.											
02:02												

Exhibit 14

02:02	<p style="text-align: right;">23</p> <p>The pt, in his car seat, was secured to our gurney. Pt is a 10 month old male acting appropriately for age. Pt is looking around at surroundings and interacting appropriately. Skin is PWD. Primary assessment completed. Airway is patent and maintainable by pt. Breathing appears non-labored with no accessory muscle use noted. Brachial pulse is normal and of normal strength. No acute life threats noted.</p>			PH 0 #1
02:05	Alert	Normal	<p style="text-align: center;">4/5/6</p> <p>Legitimate values w/o interventions such as intubation and sedation</p>	PH 0 #1
<p>Pt does not appear to be in any physical distress.</p>				
02:13	<p>Operations Transport was uneventful to SIRM. Operations: Patient Offload - Cold by . Pt unloaded and moved via stretcher/car seat secured to pediatric unit. No change in pt condition.</p>			
02:19	Alert	Normal	<p style="text-align: center;">4/5/6</p> <p>Legitimate values w/o interventions such as intubation and sedation</p>	PH 0 #1





Anderson, Cyrus James  
MRN: 4289116, DOB: 5/1/2021, Sex: M  
Acct #: 455708612  
Adm: 3/12/2022, Adm: 3/12/2022, D/C: 3/15/2022

**03/12/2022 - ED to Hosp-Admission (Discharged) in Boise Pediatrics (continued)**

**Media (Encounter and Order) (group 1 of 2) (continued)**

**Clinical Photos - Scan on 3/14/2022 2:27 PM**

Clinical date/time: 3/14/2022 1427  
Description: —

User: Jamie E. Price, MD

Scan (below)





03/12/2022 - ED to Hosp-Admission (Discharged) in Boise Pediatrics (continued)

Media (Encounter and Order) (group 1 of 2) (continued)

Clinical Photos - Scan on 3/14/2022 2:28 PM

Clinical date/time: 3/14/2022 1428

User: Jamie E. Price, MD

Description: —

Scan (below)



Exhibit 16

<https://youtu.be/T04KV7Ds6EA>

Exhibit 17

<https://youtu.be/egggLhByTb0>

Exhibits 19

<https://youtu.be/8Du-jbE022I>



Anderson, Cyrus James  
MRN: 4289116, DOB: 5/1/2021, Sex: M  
Acct #: 455708612  
Adm: 3/12/2022, Adm: 3/12/2022, D/C: 3/15/2022

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**03/12/2022 - ED to Hosp-Admission (Discharged) in Boise Pediatrics (continued)**

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**All Encounter Notes (group 1 of 3) (continued)**

---

no frenulum injury, fontanelles are appropriate. Patient is tearful but consolable with being held. A bottle was offered to the child at this time the child immediately took a eating 6 ounces without difficulty. Weight was obtained and patient's weight is currently 6.31 kg, at discharge on the fourth patient was 6.545 kg. Blood work was obtained and patient is hypoglycemic which is consistent with poor feeding. Child has demonstrated that he is able and willing to feed while here in the department. At this time there are social difficulties in this situation. it was felt the patient was most appropriate for admission as there is concern about CPS attempting to leave the hospital with the child being followed to the foster care family's home. Furthermore child has significant findings of dehydration and malnutrition. I do not feel IV fluid resuscitation is necessary as child is able to take feeds without difficulty. Patient was transferred to St. Luke's Boise at this time for admission.



Anderson, Cyrus James  
 MRN: 4289116, DOB: 5/1/2021, Sex: M  
 Acct #: 455708612  
 Adm: 3/12/2022, Adm: 3/12/2022, D/C: 3/15/2022

**03/12/2022 - ED to Hosp-Admission (Discharged) in Boise Pediatrics (continued)**

**All Encounter Notes (group 1 of 3) (continued)**

**Progress Notes by Brianne E. Breese, LMSW at 3/12/2022 1730**

**Social Work Brief Note:**

**Situation:** Cyrus Anderson is a 10 m.o. male who was admitted for failure to thrive. Social work consult from Natasha D. Erickson, MD for failure to thrive, ward of the state.

03/12/22 1751	
<b>Referral Data</b>	
Referral Source	Provider
Referral Name	Natasha D. Erickson, MD
Reason for Consult	Other (Comment) <i>(failure to thrive, ward of the state)</i>

**Background:** Per chart review (provider note dated 3/12): *Cyrus James Anderson is a 10 m.o. male with history of admission for severe malnutrition who presents with a chief complaint of failure to thrive.*

Patient was initially brought to the Meridian emergency department then transferred to the Boise hospital. Social work at Meridian faxed copy of the declaration paperwork they were provided, this was placed in the patient's hard chart. Patient's shelter care hearing is 3/15/22.

**Assessment:** Social work spoke with Child Protective Services (CPS), 208-334-5437, who clarified that parents have decision making capacity but that if the hospital feels it is needed we can use our policy of having two providers agree and sign off on care plan to make decisions for this patient. CPS worker also advised that law enforcement made it seem like they would not want the patient's parents to visit while in the hospital and CPS is in agreement with this.

Patient's family is connected to Ammon Bundy who is running for governor. There was a planned protest that occurred in front of the Boise St. Luke's hospital on 3/12/22 regarding this case.

Social work spoke with CARES provider regarding this patient and attended an interdisciplinary meeting with providers, floor personnel, security, administrative supervisors and other staff, CPS worker Jennifer and a CPS supervisor were also involved in this meeting.





Anderson, Cyrus James  
MRN: 4289116, DOB: 5/1/2021, Sex: M  
Acct #: 455708612  
Adm: 3/12/2022, Adm: 3/12/2022, D/C: 3/15/2022

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**03/12/2022 - ED to Hosp-Admission (Discharged) in Boise Pediatrics (continued)**

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**All Encounter Notes (group 2 of 3) (continued)**

---

intake since admission. Patient disinterested in the bottle and gagging on the nipple. Clarified during discussion with parents yesterday that they have been using a Dr. Brown's bottle, which is what we are using here. Mom was able to provide breast milk, so have been using this and per parents, he was taking 6-8 oz by mouth every 3 hours at home. He has had spitting up with feeds, which seems more associated with gagging on the bottle than spontaneous vomiting. He has seemed wean with early fatigue at the bottle when he does eat. Due to poor intake here and low urine output, he had an IV placed and was provided 2 normal saline boluses followed by maintenance IVF overnight. Urine output improved following the second fluid bolus. This morning, initially refusing the bottle this morning. Discussed NG with the family via phone updated and gave consent for the NG "under duress". Patient then decided to perk up and take a full feed this morning. Will see how the next feed goes prior to placing the NG.

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Anderson, Cyrus James  
MRN: 4289116, DOB: 5/1/2021, Sex: M  
Acct #: 455708612  
Adm: 3/12/2022, Adm: 3/12/2022, D/C: 3/15/2022

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**03/12/2022 - ED to Hosp-Admission (Discharged) in Boise Pediatrics (continued)**

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**All Encounter Notes (group 2 of 3) (continued)**

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demonstrated good weight gain on this feeding plan last admission. If able, may be able to space out feeds and provide higher volume, but unclear if the patient will tolerate higher volumes. Would advance gradually. Daily weights. Monitor I/O.

Based on mom's report of 6-8 oz of breast milk every 3 hours at home, he would have been getting 150 kcal/kg/day at the minimum. Parents report that NG came out the day after discharge and it was left out because he was eating so well.

Here he has had varied degrees of po intake. He did not meet po goals overnight and intermittently will refuse the bottle. Intermittent gurgling and spitting up as well. This am took the full feed without difficulty.

On testing, patient does have a low vitamin D level, this is common in this country and particularly common in breast fed babies. Will supplement Vitamin D as recommended by the AAP.

To ensure that the underlying cause of his weight loss is clearly determined, it's important that complete a full work up. Parents report prior food sensitivity testing, but have not been willing to provide that documentation. They report sensitivities to wheat and dairy and mom has been on an elimination diet.

Discussed the case with pediatric gastroenterology to assess the patient and provide further recommendations regarding any additional work up that would be recommended.

In addition there are metabolic and genetic syndromes that could cause poor weight gain in children. The testing for these are often not accurate when patients are malnourished. Will discuss the case further with the genetics/metabolics team to ensure appropriate testing is done.

Parents updated (see care conference note for full details), Mom reports that patient does not eat from a bottle and is exclusively breast fed. Per the documentation from prior admission, patient was tolerating oral intake from the bottle while in the hospital. In addition, on discussion 3/12/22 with parents, they stated that the patient was taking 6-8 oz by mouth every 3 hours while at home. It is unclear how this was being measured accurately if mom was exclusively feeding at the breast.

Mom feels that his oral intake is decreased because she is not here to nurse him (parents have not been allowed at the bedside as patient has been declared in imminent danger by the state and due multiple factors, it has been deemed unsafe to have them in this facility).

- Given improved intake at the bottle this morning, will assess over the next feeding to determine if NG is needed at this time

- GI consult

- Goal feeds 130 mL of MBM or elemental formula every 3 hours

Progress Notes by Tracy W. Jungman, NP at 3/13/2022 1049

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**CARES TEAM PROGRESS NOTE**

**DATE OF SERVICE:** 3/13/2022

Cyrus James Anderson is an 10 m.o. male admitted with Failure to thrive (child) [R62.51]

Subjective

Fairly disinterested in bottle feeds overnight (took 60 ml at 0100, then 30 ml at 0700). Had one episode of emesis following 0100 feeding. Completely refusing bottle currently. A little fussy this morning--hungry? Voiding adequately. Gained approximately 350 grams in the previous 24 hours, although received 40 ml/kg NS bolus yesterday, and has been on maintenance IV fluids since that time.

Objective

Intake/Output last 24 hrs:

Intake/Output Summary (Last 24 hours) at 3/13/2022 1049

Last data filed at 3/13/2022 0700

	Gross per 24 hour
Intake	645.37 ml
Output	416 ml
<b>Net</b>	<b>229.37 ml</b>

**Patient Care Conference by Jamie E. Price, MD at 3/13/2022 1256**

---

Family called by medical team to provide update to them regarding overnight events and plans for the day.  
Both parents: Marissa and Levi were on the phone for the update  
Present during the call includes Tracy Jungman, NP and Marle, RN of incident command.

Confirmed parents name and they provided patient's date of birth.

Parents updated that patient was overall doing well.

Discussed that he has not been meeting his oral intake goals and that the medical team feels he will need his NG replaced.

Parents asked questions regarding if he has been gagging or spitting up. They were informed that he has been intermittently spitting up and intermittently has gagged, primarily on the **bottle**. In addition he has been pushing the **bottle** away and becoming fatigued at the **bottle** after 1-2 oz when he is interested in eating. Mom states that she believes that the patient would feed better at the breast as he is exclusively breast fed. Referred them back to health and welfare case worker as visitation is not a decision that the medical team makes.

Updated them regarding improvement in lab results as well as hydration status and the medical team's goal to discontinued IVF once his nutrition is up to full.

Discussed with them that the team would like to ensure that we look for any additional medical cause for his failure to thrive. In light of that the team will be discussing the case with additional sub-specialists to get together a list of possible diagnosis that should be worked up and what labs, imaging studies, or additional interventions would be recommended.

Parents requested a list of these which we will provide once additional data can be gathered. Told them we would try to have that put together by tomorrow if possible as well as a plan for next steps. Some of the studies that would be recommended may need to wait until patient has a better nutritional status.



Anderson, Cyrus James  
MRN: 4289116, DOB: 5/1/2021, Sex: M  
Acct #: 455708612  
Adm: 3/12/2022, Adm: 3/12/2022, D/C: 3/15/2022



**Patient Care Conference by Jamie E. Price, MD at 3/13/2022 1256**

Family called by medical team to provide update to them regarding overnight events and plans for the day. Both parents: Marissa and Levi were on the phone for the update. Present during the call includes Tracy Jungman, NP and Marle, RN of incident command.

Confirmed parents name and they provided patient's date of birth.

Parents updated that patient was overall doing well.

Discussed that he has not been meeting his oral intake goals and that the medical team feels he will need his NG replaced.

Parents asked questions regarding if he has been gagging or spitting up. They were informed that he has been intermittently spitting up and intermittently has gagged, primarily on the bottle. In addition he has been pushing the bottle away and becoming fatigued at the bottle after 1-2 oz when he is interested in eating. Mom states that she believes that the patient would feed better at the breast as he is exclusively breast fed. Referred them back to health and welfare case worker as visitation is not a decision that the medical team makes.

Updated them regarding improvement in lab results as well as hydration status and the medical team's goal to discontinued IVF once his nutrition is up to full.

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**03/12/2022 - ED to Hosp-Admission (Discharged) in Boise Pediatrics (continued)**

**All Encounter Notes (group 2 of 3) (continued)**

TECHNIQUE: Fluoroscopic single contrast upper GI examination was performed with thin barium via bottle.

**FINDINGS:**

Esophagus: Patient cried throughout the exam and would not cooperate with drinking contrast. Contrast was eventually squirted into the mouth via bottle with a couple of adequate contrast boluses observed through the esophagus. Satisfactory esophageal

distensibility on lateral projection with more limited visualization on frontal projection.

Stomach: Stomach only mildly filled with contrast and air, with grossly satisfactory gastric distensibility. Contrast emptied quickly into the duodenum.

Duodenum: Normal distensibility and duodenojejunal junction; negative for malrotation.





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03/12/2022 - ED to Hosp-Admission (Discharged) in Boise Pediatrics (continued)

All Encounter Notes (group 2 of 3) (continued)

Progress Notes by Jamie E. Price, MD at 3/14/2022 0942

PEDS HOSPITALIST PROGRESS NOTE

DATE OF SERVICE

3/14/2022

REASON FOR HOSPITAL ADMISSION

Cyrus is a 10 m.o. male admitted on 3/12/2022 12:59 AM for:

Active Hospital Problems

Diagnosis	Date Noted
• Failure to thrive (child)	03/12/2022
• Malnutrition (HCC)	03/01/2022

Resolved Hospital Problems

No resolved problems to display.

INTERVAL HISTORY

Patient had visitation with parents for 2 hours last night off the pediatric floor with health and welfare present. As patient was due for a feed prior to the visit, 1/2 the feed was given via NG tube. He reportedly breast fed at the meeting and then developed vomiting afterward. His NG was also dislodged during the visit.

On arrival to the pediatric floor he had no interest in taking the bottle or putting anything in his mouth. The NG was replaced.

He had 1 more emesis overnight and has tolerated his morning feed without further vomiting.

He did not have any vomiting yesterday prior to the visit with parents.

Overnight, parents requested an update about feeds. This was done by an RN as the provider was not available and there was no significant update.

Parents requested that patient be given an enema for stooling, they reiterated their desire that patient not receive vaccines during his stay and requested we attempt oral feeds prior to replacing the NG tube.

The night physician observed the oral attempt and it was clear that Cyrus would not take oral feeds overnight, so NG was replaced. We continue to offer oral feeds prior to tube feeds.

We have already addressed with the family that vaccines will not be given during this hospital stay.

Per their request an enema has been ordered.



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**03/12/2022 - ED to Hosp-Admission (Discharged) in Boise Pediatrics (continued)**

**All Encounter Notes (group 1 of 3) (continued)**

Weight down 170 grams from yesterday, but up 150 g since admission (this is not surprising due to the need for aggressive fluid resuscitation on first day of admission, he is now diuresing some of that fluid off - It will take several days to have truly accurate weights for this baby).

1. FEN/GI: Feed elemental formula or MBM 130mL q3 hours, offer the bottle for 15 minutes and gavage whatever volume he doesn't take orally. This was what he was discharged on for home and demonstrated good weight gain on this feeding plan last admission. If able, may be able to space out feeds and provide higher volume, but unclear if the patient will tolerate higher volumes. Would advance gradually. Daily weights. Monitor I/O.

Parents concerned overnight for lack of stool. He did receive a glycerin suppository 3/13/22 without stool output. During clinical update, the team did ask parents their typical interventions for constipation and mom reported that they increase fluids and it usually corrects. He tolerated his morning feed without interventions, but given parental request, glycerin enema was given. He did have a small soft stool, but to be clear, he was not vomiting with the morning feed prior to this intervention.

Had not intervened further regarding stooling as patient was admitted emaciated and dehydrated and he was given a solid attempt at taking his oral feeds prior to the NG, thus he did not have much in the GI tract and stooling was not expected to pick up until more nutrition had been given.

During last night's visit, parents reported that they would give enemas for him at home. This is not unreasonable, but had not been shared with the team.

**OBJECTIVE DATA**

Vital signs, last 24h ranges, current

Temp: [36.4 °C (97.5 °F)-37 °C (98.6 °F)] 36.4 °C (97.5 °F)

Heart Rate: [99-140] 99

Resp: [16-30] 28

BP: (99-111)/(56-84) 106/72

MAP (mmHg): [71] 71

SpO2: [95 %-99 %] 98 %

Blood pressure percentiles are not available for patients under the age of 1.

I/O

Report

	03/10 0701 03/11 0700	03/11 0701 03/12 0700	03/12 0701 03/13 0700
P.O.		235	80
<b>Total Intake(mL/kg)</b>		<b>235 (37.4)</b>	<b>80 (12.7)</b>
Urine (mL/kg/hr)			50 (0.8)
Emesis/NG output			0
Stool			0
<b>Total Output</b>			<b>50</b>
<b>Net</b>		<b>+235</b>	<b>+30</b>
Emesis (Unmeasured)			1 x
Urine (Unmeasured)			0 x
Stool (Unmeasured)			0 x



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PRN Meds: acetaminophen, ondansetron HCL, sodium chloride 0.9 % (flush)

**OBJECTIVE DATA**

Vital signs, last 24h ranges, current

Temp: [36 °C (96.8 °F)-36.7 °C (98.1 °F)] 36.4 °C (97.5 °F)

Heart Rate: [99-114] 107

Resp: [24-28] 28

BP: (99-114)/(66-81) 99/66

MAP (mmHg): [78-93] 78

SpO2: [98 %-100 %] 100 %

Blood pressure percentiles are not available for patients under the age of 1.

I/O	03/11 0701	03/12 0701	03/13 0701	Report
	03/12 0700	03/13 0700	03/14 0700	
P.O.	235	255	140	
I.V. (mL/kg)		390.4 (58.9)		
<b>Total Intake(mL/kg)</b>	<b>235 (37.4)</b>	<b>645.4 (97.3)</b>	<b>140 (21.1)</b>	
Urine (mL/kg/hr)		431 (2.7)	137 (3.5)	
Emesis/NG output		0		
Stool		0		
<b>Total Output</b>		<b>431</b>	<b>137</b>	
<b>Net</b>	<b>+235</b>	<b>+214.4</b>	<b>+3</b>	

Emesis (Unmeasured) 5 x  
Urine (Unmeasured) 0 x  
Stool (Unmeasured) 0 x

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Anderson, Cyrus James  
MRN: 4289116, DOB: 5/1/2021, Sex: M  
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Adm: 3/12/2022, Adm: 3/12/2022, D/C: 3/15/2022

Electronically signed by Cass R. Smith, MD at 3/15/2022 12:06 PM

**Event by Natasha D. Erickson, MD at 3/13/2022 2234**

Patient was off the pediatric unit for 2 hours for a supervised visit with his parents. During the visit, the NG tube came out. Patient was allowed to breastfeed. Per administration that was providing supervision, the patient vomited x2 during the visit. He also vomited once more upon return to the floor.

I was informed of a few of the parent's concerns (though I did not speak to the family directly): the family had expressed concerns about being sure that the patient did not get vaccinated while he was in the hospital. They also wanted him to attempt bottle feeding again prior to having the NG tube replaced. Finally, they were concerned the patient is constipated.

I recommended to nursing to delay the patient's 2200 feed one hour as he had just breastfed and vomited. If he is not able to demonstrate goal PO feeds, the NG tube will be replaced. I reviewed the chart and the patient was given a glycerin suppository yesterday, but it does not appear he has yet had a stool.

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Exhibit 23

**Children's Rehab Inpatient PT MISSED VISIT NOTE**

Pt was not seen for PT eval today secondary to pt too lethargic and listless today to participate in PT eval for motor skill assessment. Discussed with RN and MD. Will follow for PT eval tomorrow as appropriate. Thank you.

	<b>03/12/22 1200</b>
<b>Missed Visit</b>	
Missed Visit	Other (Comment) <i>(pt too lethargic to participate in PT eval and assessment, will assess for readiness tomorrow.)</i>

Sky Pajak, MS PT  
3/12/2022  
12:03 PM

**Progress Notes by Anna Alley, RN at 3/13/2022 0627**

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Shift summary: Attempted to feed pt Q2-3 hrs. Would start each feeding attempt with breast milk provided by mother, if pt exhibited disinterested would then attempt Neocate. Out of 6 attempted feeds pt tolerated 60 mL of the 01:00 feed but vomited shortly after feed and 30 mL of the 07:00 feed. Pt had a 350 gram weight gain. Pt remained lethargic and slept majority of the night. Pt had adequate UOP at 4 ml/kg/hr.

Electronically signed by Anna Alley, RN at 3/13/2022 7:39 AM

**Progress Notes by Jamie E. Price, MD at 3/13/2022 0844**

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Resolved Hospital Problems  
 No resolved problems to display.

**INTERVAL HISTORY**

Overnight and through the day yesterday, nursing notes that patient continues to be somnolent overall. Decreasing po  
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03/14/22 1155	
<b>Current Feeding Concerns/History</b>	
Current Feeding Concerns/History	Pt is a sweet 10mo who was admitted with FTT. This SLP met this patient a few weeks ago at his last admission. There is now a complex social situation, and parents are not allowed to be at the bedside. Baby does get visitation to breastfeed 1-2x/day, but baby is escorted off the floor and there are health and welfare staff with family. Pt continues to be primarily breastfed. Last admission parents reported that pt eats well for 3-7 days but then has 3-7 days of gagging, food refusals, and frequent emesis. Pt discharged home last admission with NG tube, however, per chart, it only lasted a day. Pt also missed follow up appointments and did not establish with homecare RN or feeding therapy support. Feeding evaluation ordered to ensure safety with po intake.
<b>Neurological Org</b>	
Observed States	Quiet alert
Consolability	Containment
<b>Motor Control</b>	
Tone	Hypotonic
Motor Control Comments	weak and lethargic, but moving more than yesterday per RN
<b>Oral Structures</b>	
Lips	WNL
<b>Oral Reflexes</b>	
Oral Reflexes Comments	Pt with straw like latch to bottle with larger bulk in upper lip. More suckling rather than sucking throughout feeding suggestive of weakness in lingual cupping. History of frenulectomy, and family reported that they did stretches following clipping, but pt continues with forward tongue presentation, bowing of the tip, and limited overall movement of tongue.
<b>Feeding Skills</b>	
Endurance	Fair



Electronically signed by Jamie E. Price, MD at 3/13/2022 12:56 PM

Progress Notes by Tracy W. Jungman, NP at 3/13/2022 1049

**CARES TEAM PROGRESS NOTE**

**DATE OF SERVICE:** 3/13/2022

Cyrus James Anderson is an 10 m.o. male admitted with Failure to thrive (child) [R62.51]

Subjective

Fairly disinterested in bottle feeds overnight (took 60 ml at 0100, then 30 ml at 0700). Had one episode of emesis following 0100 feeding. Completely refusing bottle currently. A little fussy this morning--hungry? Voiding adequately. Gained approximately 350 grams in the previous 24 hours, although received 40 ml/kg NS bolus yesterday, and has been on maintenance IV fluids since that time.

Objective



Anderson, Cyrus James  
MRN: 4289116, DOB: 5/1/2021, Sex: M  
Acct #: 455708612  
Adm: 3/12/2022, Adm: 3/12/2022, D/C: 3/15/2022

**03/12/2022 - ED to Hosp-Admission (Discharged) in Boise Pediatrics (continued)**

All Encounter Notes (group 3 of 3)

Progress Notes by Jamie E. Price, MD at 3/14/2022 1159

Discussion with clinical team and hospital administration and health and welfare regarding continued updates for the parents as well as the next visitation.

Provided the team with clinical update. Security and health and welfare provided update about the success of parental visit last night.

Discussion of a visit for today and how to set patient and parents up for success with breast feeding.

Agreement to plan for visit when patient is due to eat and mom ok to breast feed during the visit.

Questions regarding more than 1 daily visit. Would not recommend breast feeding more than 1 feed per day at this time as measurement of exact intake and output is important clinical data during this time. In addition, it is disruptive to the care of the patient for him to require removal from the floor multiple times per day and due to safety concerns for other patients, having parents at the bedside is not currently recommended.

Estimation of length of stay was requested as well. At this time, it remains unclear given last nights vomiting and need for additional work up. At the earliest, patient would be discharged Wednesday, but given currently consultations and work up that may be needed, this is very tentative.

Electronically signed by Natasha D. Erickson, MD at 3/13/2022 11:07 PM

**Provider Communication by Jennifer Weatherford, RN at 3/14/2022 0245**

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PROVIDER COMMUNICATION

Reason for Communication: **Review Case/Status Update**

Time Communicated to Provider: **3/14/2022 2:45 AM**

Provider notified: **Natasha D. Erickson, MD**

**This RN entered room at approximately 0245 to start next NG feed and found patient asleep with large amount of emesis on patient and blanket. Order to continue with next bolus feed and call if patient has another emesis.**

Electronically signed by Jennifer Weatherford, RN at 3/14/2022 2:48 AM



Anderson, Cyrus James  
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**03/12/2022 - ED to Hosp-Admission (Discharged) in Boise Pediatrics (continued)**

**All Encounter Notes (group 3 of 3) (continued)**

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Electronically signed by Bianca Arbuckle at 3/14/2022 2:29 PM

**Progress Notes by Jamie E. Price, MD at 3/14/2022 1701**

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Patient has returned to the pediatric floor following parent visitation.

Following last visitation, parents had posted images of the baby on social media and grandfather's blog feeling that the patient was in worse condition than on admission. At the time he was sleeping as it was evening. He also had multiple episodes of vomiting around that time.





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**03/12/2022 - ED to Hosp-Admission (Discharged) in Boise Pediatrics (continued)**

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**All Encounter Notes (group 3 of 3) (continued)**

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Genetics in approximately 2 months time (around 1 year old).

There are also multiple inborn errors of metabolism that can result in failure to thrive. These may not have obvious physical exam findings or congenital anomalies. These should be considered for Cyrus due to the presence of vomiting and the availability of treatment for many of them. The differential for possible IEMs includes, but is not limited to, fatty acid oxidation disorders (less likely due to the presence of ketones), organic acidemias (less likely due to the absence of an anion gap metabolic acidosis), amino acidopathies, urea cycle disorders, and glycogen storage disorders (multiple forms are less likely due to an absence of significant hypoglycemia, hepatomegaly, and elevated transaminases). I contacted the Washington state newborn screening lab to obtain any previous newborn screening results for Cyrus. The lab was not able to identify any completed screens in their system with the last name "Anderson" and patient's DOB. Of note, this does NOT confirm that newborn screening was not performed. However, since it cannot be confirmed that the patient has had normal newborn screening, obtaining biochemical screening labs is appropriate. Biochemical screening labs may be falsely abnormal in the setting of malnutrition and I recommend waiting until Cyrus has demonstrated adequate weight gain for at least one week prior to obtaining labs. If patient is discharged prior to this timeline, labs could be obtained prior to discharge. In that scenario, at least some labs would likely need to be repeated in the future if there are nonspecific or nutritionally-related abnormalities.

Exhibit 26

On exam on March 14, Cyrus was sitting in lap of staff. He was quiet during exam but interactive. He is thin and small appearing for his age (length is at 16% so he is long and lean). Limited muscle mass Neurologically - weak for age. Good head control. Sits with some support.

A: Cyrus is a 10 month old infant with failure to thrive. His weight at admission is 68% of the average weight of a 10 month old boy which categorizes him as moderate to severe malnutrition. Lab evaluation at admission noted low blood glucose of 59 (should be >70), elevated blood urea nitrogen (BUN) at 18 (normal <17) - was 7 at discharge on March 4. Given his very poor weight gain and recent weight loss Cyrus needs to be admitted to the hospital to evaluate underlying causes of his failure to thrive and manage the complications of his malnutrition. Once rehydrated he has shown improved neurologic examination and repeat lab studies on March 13 showed improved kidney function after rehydration. Cyrus is needing a feeding tube to ensure adequate caloric intake as he was unable to take adequate volume by mouth when initially admitted. He will continue to receive subspecialty medical evaluation to ensure all potential causes for his failure to thrive/malnutrition are evaluated.

Child welfare and law enforcement are involved - they are aware of CARES assessment as per our NP and are working with family.

Matthew Cox, MD  
CARES Physician

Cyrus was evaluated by a provider at Functional Medicine of Idaho on February 28, at which time the failure to thrive was noted (reportedly had a 4 pound weight loss over approximately four months), and further evaluation at the ED was recommended. He was then taken to St. Luke's ED in Boise on March 1st, where he was noted by the ED provider to appear malnourished. Was admitted to the Pediatric floor from March 1 to March 4 under the care of the Pediatric Hospitalist Service. He had one episode of what was described as bilious vomiting on the evening of admission, and an upper GI was completed and was normal. There were 2-3 other episodes of small to moderate volume emesis documented throughout the hospitalization and several incidences of gagging/retching. He was initially quite listless and uninterested in oral feeds, so was briefly placed on intravenous fluids. An NG tube was placed in order to help facilitate enteral feeds.

Parents reported that Cyrus is uninsured, and the attending physician documented multiple conversations with the parents during which they requested premature discharge due to financial concerns. Cyrus had excellent weight gain during the hospitalization (gained 165 grams), and at the time of discharge was taking the majority of his feeds orally. He was, however, discharged with the NG tube in place, and family was instructed to offer breastmilk or



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Adm: 3/12/2022, Adm: 3/12/2022, D/C: 3/15/2022

**03/12/2022 - ED to Hosp-Admission (Discharged) in Boise Pediatrics (continued)**

**All Encounter Notes (group 2 of 3) (continued)**

Attempted to feed patient at 1000 and patient had no interest. He had only taken 10ml. After discussing with the physician and getting parents consent, it was decided the patient needed an NG tube. Upon entering patients room at 1110 to place the NG tube, patient began cueing to feed so a bottle of EBM was offered. Patient ended up taking full 130ml feed. It was decided by RN and physician to hold off on the NG tube and see how the patient does at next feeding time. At 1415, RN offered patient a bottle of EBM and patient again, refused feeding and was fussy. Physician was notified. NG tube was placed and placement was verified via x-ray. Feeding given at 1600 via NG tube and patient tolerated well. Since patient will be off of the floor for 1900 feed and mom voiced a willingness to breastfeed patient during visitation, half of patients goal feed was given at 1850. Report given to oncoming RN.

Electronically signed by Elizabeth K. D'Aquino, RN at 3/13/2022 7:53 PM



Exhibit 27



Exhibit 25

Electronically signed by Jamie E. Price, MD at 3/12/2022 4:58 PM

**Progress Notes by Elizabeth K. D'Aquino, RN at 3/12/2022 1315**

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Attempted to feed patient at 0930, approximately 3 hours after patients last feed. Patient refused bottle. During attempted feed, patient was retching and had a small emesis. RN notified physician of the continued retching, small emesis, and no urine since admit. Zofran was ordered and administered and it was decided to allow patient some time for Zofran to work. Feeding was attempted again at 1030 and patient continued to retch, had no intake, and still no urine output. Physician was notified again and it was decided that an **IV** needed to be started and bolus needed to be given. **IV was started and bolus was given and completed. Fluids started.**

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Electronically signed by Jamie E. Price, MD at 3/13/2022 12:56 PM

**Progress Notes by Tracy W. Jungman, NP at 3/13/2022 1049**

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**CARES TEAM PROGRESS NOTE**

**DATE OF SERVICE:** 3/13/2022

Cyrus James Anderson is an 10 m.o. male admitted with Failure to thrive (child) [R62.51]

Subjective

**Fairly disinterested in bottle feeds overnight (took 60 ml at 0100, then 30 ml at 0700). Had one episode of emesis following 0100 feeding. Completely refusing bottle currently. A little fussy this morning--hungry? Voiding adequately. Gained approximately 350 grams in the previous 24 hours, although received 40 ml/kg NS bolus yesterday, and has been on maintenance **IV** fluids since that time.**



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**03/12/2022 - ED to Hosp-Admission (Discharged) in Boise Pediatrics (continued)**

**All Encounter Notes (group 2 of 3) (continued)**

intake since admission. Patient disinterested in the bottle and gagging on the nipple. Clarified during discussion with parents yesterday that they have been using a Dr. Brown's bottle, which is what we are using here. Mom was able to provide breast milk, so have been using this and per parents, he was taking 6-8 oz by mouth every 3 hours at home.

He has had spitting up with feeds, which seems more associated with gagging on the bottle than spontaneous vomiting. He has seemed wean with early fatigue at the bottle when he does eat.

Due to poor intake here and low urine output, he had an **IV** placed and was provided 2 normal saline boluses followed by maintenance IVF overnight. Urine output improved following the second fluid bolus.

This morning, initially refusing the bottle this morning. Discussed NG with the family via phone updated and gave consent for the NG "under duress".

Patient then decided to perk up and take a full feed this morning. Will see how the next feed goes prior to placing the NG.

Exhibit 28



Anderson, Cyrus James  
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**03/12/2022 - ED to Hosp-Admission (Discharged) in Boise Pediatrics (continued)**

**All Encounter Notes (group 2 of 3) (continued)**

weeks ago at his last admission. There is now a complex social situation, and parents are not allowed to be at the bedside. Baby does get visitation to breastfeed 1-2x/day, but baby is escorted off the floor and there are health and welfare staff with family. Pt continues to be primarily breastfed. Last admission parents reported that pt eats well for 3-7 days but then has 3-7 days of gagging, food refusals, and frequent emesis. Pt discharged home last admission with NG tube, however, per chart, it only lasted a day. Pt also missed follow up appointments and did not establish with homecare RN or feeding therapy support. Feeding evaluation ordered to ensure safety with po intake.





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**03/12/2022 - ED to Hosp-Admission (Discharged) in Boise Pediatrics (continued)**

**All Encounter Notes (group 1 of 3) (continued)**

Progress Notes by Brianne E. Breese, LMSW at 3/12/2022 1730

**Social Work Brief Note:**

**Situation:** Cyrus Anderson is a 10 m.o. male who was admitted for failure to thrive. Social work consult from Natasha D. Erickson, MD for failure to thrive, ward of the state.

03/12/22 1751	
<b>Referral Data</b>	
Referral Source	Provider
Referral Name	Natasha D. Erickson, MD
Reason for Consult	Other (Comment) (failure to thrive, ward of the state)

**Background:** Per chart review (provider note dated 3/12): *Cyrus James Anderson is a 10 m.o. male with history of admission for severe malnutrition who presents with a chief complaint of failure to thrive.*

Patient was initially brought to the Meridian emergency department then transferred to the Boise hospital. Social work at Meridian faxed copy of the declaration paperwork they were provided, this was placed in the patient's hard chart. Patient's shelter care hearing is 3/15/22.

**Assessment:** Social work spoke with Child Protective Services (CPS), 208-334-5437, who clarified that parents have decision making capacity but that if the hospital feels it is needed we can use our policy of having two providers agree and sign off on care plan to make decisions for this patient. CPS worker also advised that law enforcement made it seem like they would not want the patient's parents to visit while in the hospital and CPS is in agreement with this.

Patient's family is connected to Ammon Bundy who is running for governor. There was a planned protest that occurred in front of the Boise St. Luke's hospital on 3/12/22 regarding this case.

Social work spoke with CARES provider regarding this patient and attended an interdisciplinary meeting with providers, floor personel, security, administrative supervisors and other staff, CPS worker Jennifer and a CPS supervisor were also involved in this meeting.

Filed: 05/04/2022 14:47:52  
Fourth Judicial District, Ada County  
Phil McGrane, Clerk of the Court  
By: Deputy Clerk - Storey, Holli

**JAN M. BENNETTS**  
Ada County Prosecuting Attorney

**Kyle Bringhurst**  
Deputy Prosecuting Attorney  
Idaho State Bar No. 8442  
200 West Front Street, Room 3191  
Boise, Idaho 83702  
Telephone: (208) 287-7700  
Fax: (208) 287-7749  
[acpocpcourtdocs@adacounty.id.gov](mailto:acpocpcourtdocs@adacounty.id.gov)

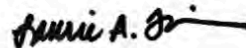
IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT OF  
THE STATE OF IDAHO, IN AND FOR THE COUNTY OF ADA  
MAGISTRATE DIVISION

IN THE INTEREST OF:	)	Case No. CV01-22-03645
	)	
	)	<b>ORDER TO VACATE</b>
<b>CYRUS ANDERSON</b>	)	<b>TEMPORARY LEGAL CUSTODY</b>
	)	<b>AND DISMISS CHILD</b>
	)	<b>PROTECTIVE CASE</b>
A Child Under Eighteen	)	
Years of Age	)	

Good cause existing, and upon Petitioner's dismissal of its Petition, that it appears that it is in the best interest of the child for the Department of Health and Welfare to vacate its legal custody over the above named child, and dismiss the Child Protective Case.

**WHEREAS**, the State has dismissed its Petition and it appears to be in the best interest of the child, **IT IS HEREBY ORDERED** that the Department of Health and Welfare's Legal Custody is hereby vacated, and the Child Protective Case is hereby dismissed.

**DATED** May 4, 2022

  
5/4/2022 2:41:17 PM  
\_\_\_\_\_  
**JUDGE**

# TRUE IDAHO NEWS

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## All Charges Dropped Against "Baby Cyrus" Mom and Family Members

STAFF REPORTER December 13, 2022



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**Patient Name:** Cyrus James Anderson

**Date of Birth:** 5/1/2021

**MRN:** 111889164

**Evaluation Date:** 05/02/2022

**Attended Visits:** 1

**Patient age:** 12 m.o.

**Encounter Diagnoses**

Name

Primary?

- Failure to thrive (child)
- Cyclic vomiting syndrome
- Tongue tie
- NG (nasogastric) tube fed newborn

Exhibit 32













Exhibit 33









Exhibit 34

<https://youtube.com/live/MaRScsCK2l0?feature=share>

Exhibit 35

<https://youtu.be/q84r7l8hqvA>





Anderson, Cyrus James  
MRN: 4289116, DOB: 5/1/2021, Sex: M  
Acct #: 455250629  
Adm: 3/1/2022, Adm: 3/1/2022, D/C: 3/4/2022

---

**03/01/2022 - ED to Hosp-Admission (Discharged) in Boise Pediatrics (continued)**

---

**All Encounter Notes (continued)**

---

they offer a combination of avocado, applesauce, and 1/2 banana (so about 4oz each), and he gets about 4oz 3x/day. Pt has lost significant weight over the last 2-3 months"

He currently has NG now working on tolerance and improved weight gain. He has been orally aversive and lethargic until today. He was seen for feeding session today with improved awake state with feeding interest. He was offered EBM via DB bottle with preemie flow rate. He accepted easily with leaning and open mouth posture for nipple. He consumed all 40mls in 10 mins (would accept more but all breast present) without overt concerns.

His current feeding needs are improved weight gain and improved oral intake. Recommend he be offered EBM via bottle prior to tube feeds, gavage remainder or supplement with formula. Would hold on oral offering of formula until he has consistent intake of breast milk to avoid negative experience with oral intake. Mother continues to have lower supply (2/4oz) and will need formula. Today his performance is reassuring but anticipate continued need for NG to support full recovery and improved oral feeding in long term.

Exhibit 37





## Exhibit 38

CULTURE

# The children the Nazis stole in Poland

Sabine Peschel als  
03/12/2020

During World War II, the Nazis kidnapped tens of thousands of children and forcibly "Germanized" them. Afterward, they were left to grapple with their trauma alone. Now, a book and a documentary reveal their cruel fates.

f X v



## Exhibit 39

<https://youtu.be/ToLyf6XW7r0>

Exhibit 40

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, et al.,

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 and an unincorporated  
association,

Defendants.

Case No. CV01-22-06789

**ABSTRACT OF JUDGMENT**

This Abstract of Judgment is made and based upon a "Default Judgment" entered on August 29, 2023 (the "Default Judgment") in the above-captioned civil action.

Damages Judgment. In the Default Judgment, judgment was entered in favor of St. Luke's Health System, Ltd. and St. Luke's Regional Medical Center, Ltd. against defendants Ammon Bundy, Ammon Bundy for Governor, Diego Rodriguez, Freedom Man Press LLC, Freedom Man PAC, and People's Rights Network (collectively, "Defendants") jointly and severally in the amount of Nineteen Million One Hundred Twenty-Five Thousand Dollars (\$19,125,000).

CERTIFICATE OF SERVICE

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

Erik F. Stidham	<a href="mailto:efstidham@hollandhart.com">efstidham@hollandhart.com</a>	[ X ]	EMAIL
Diego Rodriguez	<a href="mailto:freedommanpress@protonmail.com">freedommanpress@protonmail.com</a>	[ X ]	EMAIL
Ada County Court	200 W Jefferson St. Boise ID 83702	[ X ]	ICOURT

DATED THIS DAY, the 8th of Novemberr, 2023.



Ammon Bundy

# EXHIBIT C



Ammon Bundy  
4615 Harvest Lane  
Emmett, ID. 83617  
208-986-6001  
aebundy@msn.com

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.  
IUNGMAN, NP, an individual,  
**Plaintiffs,**

**Defendants,**

Case No. CV01-22-06789

WITNESS / EXHIBITS

vs.

AMMON BUNDY, an individual; and  
~~PEOPLES RIGHTS NETWORK; and~~  
~~AMMON BUNDY FOR GOVERNOR~~

KEITH REYNOLDS

650 West State Street Room 100  
Boise, ID 83720

BRAD LITTLE

903 E Main St  
Emmett, ID 83617

SCOTT BEDKE

P.O. Box 89  
Oakley, ID 83346

BRENT HILL

1010 S. 2<sup>nd</sup> East  
Rexburg, ID 83440

BLAKE HIGLEY

3056 W Elder St.  
Boise, ID 83705

GREG CHANEY

P.O. Box 489  
Caldwell, ID 83606

JUDY BOYLE

PO Box 57  
Midvale, ID, 83645

DOROTHY MOON

4575 Jordan Creek,  
Stanley, ID, 83278

CHRISTY ZITO

8821 Old Highway 30,  
Hammett, ID, 83627  
(208) 590-4633

JOHN MCCROSTIE

7820 W Riverside Dr,  
Garden City, ID, 83714  
(208) 440-8317

JEFF WALL

P.O. Box 83720

Boise ID, 83720

MISTE KARLFELDT

2316 N Justin Way

Meridian, ID 83646

DIEGO RODRIGUEZ

1876 E Adelaide

Meridian, ID 83642

RYAN HAWES

KBOI

140 N. 16<sup>th</sup> St.

Boise, ID 83702

KEITH RIDLER

Associated Press

101 S Capitol Blvd Unit 304

Boise, ID 83702

AARON SCHMIDT

208-695-6264

[tabernaclex@protonmail.com](mailto:tabernaclex@protonmail.com)

JILL WATTS

416 N Midland Blvd

Nampa, ID 83651

BRYAN BOWERMASTER

2001 W Boise Ave Apt 21

Boise, ID 83706

MAC RASLEN

5130 Westridge Ln

Emmett, ID 83617

EMILY LOWE

200 W Front St Unit 3191

Boise, ID 83702

WHITNEY WELSH

1706 North 8th Street,

Boise, 83702

208-287-6840

MARY SUE JONES

Chief of Staff to President Pro Tem

[mjones@senate.idaho.gov](mailto:mjones@senate.idaho.gov)

700 W. Jefferson St.

P.O. Box 83720

Boise, ID 83720

(208) 332-1302

SOREN JACOBSON

Legislative Senior IT Specialist

[SJacobsen@lso.idaho.gov](mailto:SJacobsen@lso.idaho.gov)



700 W. Jefferson St.  
Boise, ID 83720  
208-334-4848

SARAH JANE MCDONALD

Senate Sergeant at Arms  
Email: [ssgt@senate.idaho.gov](mailto:ssgt@senate.idaho.gov)  
700 W. Jefferson St  
Boise, ID 83720  
(208) 332-1400

CHARLES KETCHAM

ISP Lieutenant  
12944 W Baldcypress Dr,  
Boise, ID 83713  
208-846-8896

STEPHEN ACHESON

ISP Corporal  
9073 W Calico St  
Boise, ID 83709

ERIC MILSTEAD

Legislative Services Office Director  
700 W. Jefferson St  
Boise, ID 83720  
[EMilstead@lso.idaho.gov](mailto:EMilstead@lso.idaho.gov)  
208-334-2475

JULIE ELLSWORTH

State Treasurer  
700 W. Jefferson St. Suite E228  
Boise, Idaho 83702

PATTI PERKINS

Director of Finance

800 E Park Blvd #200,  
Boise, ID 83712  
208-332-8000

JOE MUELLER – Security Operations Admin

650 West State Street  
PO Box 83720  
Boise, Idaho 83720  
208-332-1824

PAYTON MERIDETH

Ada County Persecution Investigator

200 W Front Street,  
Boise, ID 83702

KEVIN CASSIDY - Persecutor Investigator

Ada County Persecution Investigator

200 W Front Street,  
Boise, ID 83702

JULIE WEAVER

Deputy District Attorney General

700 W. Jefferson Street  
P.O. Box 83720  
Boise, ID 83720

999 Main St, Suite 910  
Boise, Idaho, 83702  
(208) 332-0102

DIANE BLUME

Program Specialist Department of Administration

650 West State Street  
PO Box 83720  
Boise, Idaho 83720

JOSH KYSER

9116 W Lorinda Dr.  
Boise, ID 83704

JINNY PETERSON

[ericjanny@protonmail.com](mailto:ericjanny@protonmail.com)

208-871-5040

DATED THIS DAY, the 8<sup>th</sup> of November, 2023.

A handwritten signature in blue ink, appearing to read "Ammon Bundy". The signature is fluid and cursive, with a large initial "A" and "B".

Ammon Bundy

# **EXHIBIT D**



## Bundy Witness List

1. KEITH REYNOLDS  
650 West State Street Room 100  
Boise, ID 83720  
  
Director at Idaho Department of Administration.  
<https://www.linkedin.com/in/keith-reynolds-b715b18>
2. BRENT HILL  
1010 S. 2nd East  
Rexburg, ID 83440  
  
District 34, 9th term  
<https://legislature.idaho.gov/legislators/membership/2018/id88/>
3. BLAKE HIGLEY  
3056 W Elder St.  
Boise, ID 83705  
  
Trooper ISP who arrested Bundy at the Lincoln Auditorium 8/25/2020.
4. GREG CHANEY  
P.O. Box 489  
Caldwell, ID 83606  
  
District 10, House Seat B, 2nd term.  
<https://legislature.idaho.gov/legislators/membership/2018/id3128/>
5. JUDY BOYLE  
PO Box 57  
Midvale, ID, 83645  
  
District 9, House Seat B, 7th term.  
<https://legislature.idaho.gov/legislators/membership/2021/id745/>
6. DOROTHY MOON  
4575 Jordan Creek,  
Stanley, ID, 83278  
  
District 9, House Seat B, 7th term.  
<https://legislature.idaho.gov/legislators/membership/2020/id4275/>
7. CHRISTY ZITO  
8821 Old Highway 30,  
Hammett, ID, 83627  
(208) 590-4633

District 23, 1st term, (Served 2 terms, House 2016-2020).  
<https://legislature.idaho.gov/legislators/membership/2021/id4281/>

8. JOHN MCCROSTIE  
7820 W Riverside Dr,  
Garden City, ID, 83714  
(208) 440-8317

District 16, House Seat A, 4th term.  
<https://legislature.idaho.gov/legislators/membership/2021/id3132/>

9. JEFF WALL  
P.O. Box 83720  
Boise ID, 83720

Sergeant at Arms, Idaho State Legislature.  
<https://www.ncsl.org/state-legislatures-news/details/staff-snapshots-jeff-wall>

10. MISTE KARLFELDT  
2316 N Justin Way  
Meridian, ID 83646

Idaho Dispatch “reporter”. <https://idahodispatch.com/author/miste-karlfeldt/>  
Executive Director for Health Freedom Idaho (anti-vaccine group).  
[https://en.wikipedia.org/wiki/Health\\_Freedom\\_Idaho](https://en.wikipedia.org/wiki/Health_Freedom_Idaho)

11. DIEGO RODRIGUEZ  
1876 E Adelaide  
Meridian, ID 83642

12. RYAN HAWES  
KBOI  
140 N. 16th St.  
Boise, ID 83702

News Director, KBOI.  
<https://www.linkedin.com/in/ryan-hawes-41915749>

13. KEITH RIDLER  
Associated Press  
101 S Capitol Blvd Unit 304  
Boise, ID 83702

Newsperson at Associated Press.  
<https://www.linkedin.com/in/keith-ridler-bb555531>

14. AARON SCHMIDT  
208-695-6264  
tabernaclex@protonmail.com

Arrested at Capital with Bundy, August 2020. Arrested with Bundy at Ada County Courthouse, April 2021 when appeared for trial for not wearing mask.  
[https://www.peoplesrights.org/news\\_view/?ammon-bundy-and-aaron-schmidt-have-been-arrested-again-for-failing-to-wear-a-mask-at-the-court-room&id=65373586-be13-4a5e-a02b-f22fb5c8c8cb&pg=2&search=judge](https://www.peoplesrights.org/news_view/?ammon-bundy-and-aaron-schmidt-have-been-arrested-again-for-failing-to-wear-a-mask-at-the-court-room&id=65373586-be13-4a5e-a02b-f22fb5c8c8cb&pg=2&search=judge)

<https://www.idahostatesman.com/news/local/crime/article263582588.html>

<https://www.spokesman.com/stories/2021/jun/29/prosecutor-at-idaho-capitol-bundy-co-defendant-dec/>

15. JILL WATTS  
416 N Midland Blvd  
Nampa, ID 83651

Arrested with Bundy at Capital, charged with trespassing.

<https://isp.idaho.gov/massMailer-web/loadNewsRelease.action;jsessionid=8D0F12C4B25D3955D6E115B3E9753691?domain=opr&newsReleaseId=12101>

<https://www.ktvq.com/news/national/ammon-bundy-taken-into-idaho-state-police-custody-after-refusing-to-stand-2-others-arrested>

16. BRYAN BOWERMASTER  
2001 W Boise Ave Apt 21  
Boise, ID 83706

Arrested at Capital for trespassing same day as Bundy, August 2020.

<https://www.ktvb.com/article/news/politics/idaho-state-police-remove-man-from-special-session-committee-meeting-after-refusing-to-move-seats/277-fla8ba19-2576-4459-b17c-d04b8d3a6c4d>

17. MAC RASLEN  
5130 Westridge Ln  
Emmett, ID 83617

<https://www.linkedin.com/in/mac-raslan-00b4082b>

18. EMILY LOWE  
200 W Front St Unit 3191  
Boise, ID 83702

Public Information Officer at Ada County Prosecutor's Office.  
<https://www.linkedin.com/in/emily-lowe-3249a6140>

19. WHITNEY WELSH  
1706 North 8th Street,  
Boise, 83702  
208-287-6840

Deputy Prosecuting Attorney at Ada County. Prosecuting attorney at Bundy's and Schmidt's trial related to arrest at Capital.  
<https://www.linkedin.com/in/whitney-welsh-a18a3468>

20. MARY SUE JONES  
Chief of Staff to President Pro Tem  
mjones@senate.idaho.gov  
700 W. Jefferson St.  
P.O. Box 83720  
Boise, ID 83720  
(208) 332-1302

Administrative Assistant at Idaho State Treasurer's Office.  
<https://www.linkedin.com/in/mary-sue-jones-43818317>

21. SOREN JACOBSON  
Legislative Senior IT Specialist  
[SJacobsen@lso.idaho.gov](mailto:SJacobsen@lso.idaho.gov)  
700 W. Jefferson St.  
Boise, ID 83720  
208-334-4848

Senior IT Specialist, Legislative Services Office, Idaho Legislature.  
<https://legislature.idaho.gov/lso/it/>

22. SARAH JANE MCDONALD  
Senate Sergeant at Arms  
Email: [ssgt@senate.idaho.gov](mailto:ssgt@senate.idaho.gov)  
700 W. Jefferson St  
Boise, ID 83720  
(208) 332-1400

Sergeant at Arms, Idaho State Senate.

<https://legislature.idaho.gov/senate/administration/>  
<https://www.linkedin.com/in/sarah-jane-mcdonald-6203b451>

23. CHARLES KETCHAM  
ISP Lieutenant  
12944 W Baldecypress Dr,  
Boise, ID 83713  
208-846-8896

ISP Lieutenant who arrested Bundy at the Lincoln Auditorium 8/25/2020.

24. STEPHEN ACHESON  
ISP Corporal  
9073 W Calico St  
Boise, ID 83709

ISP arrested Bundy at the Lincoln Auditorium 8/25/2020. Wrote arrest report.

25. ERIC MILSTEAD  
Legislative Services Office Director  
700 W. Jefferson St  
Boise, ID 83720  
[EMilstead@lso.idaho.gov](mailto:EMilstead@lso.idaho.gov)  
208-334-2475

Deputy Manager, Legislation and Research, Idaho Legislative Services.

<https://www.linkedin.com/in/eric-milstead-39a50a34>

26. JULIE ELLSWORTH  
State Treasurer  
700 W. Jefferson St. Suite E228  
Boise, Idaho 83702

Idaho State Treasurer.

<https://sto.idaho.gov/About/Julie-A-Ellsworth-State-Treasurer>



27. PATTI PERKINS  
Director of Finance  
800 E Park Blvd #200,  
Boise, ID 83712  
208-332-8000
- Director at Idaho Department of Finance.  
<https://www.linkedin.com/in/patricia-patti-perkins-sphr-shrm-scp-awi-ch-84a72512>
28. JOE MUELLER – Security Operations Admin  
650 West State Street  
PO Box 83720  
Boise, Idaho 83720  
208-332-1824
- Security Operations Administrator, Department of Administration. Involved in Bundys’ arrest from Capital.  
[https://www.peoplesrights.org/news\\_view?/for-the-people-to-judge-motion-to-dismiss-ammon-bundy-s-aaron-schmidt-s-case&id=162dedbc-1e01-44bf-9048-2f6558bd838c&search=joe+mueller](https://www.peoplesrights.org/news_view?/for-the-people-to-judge-motion-to-dismiss-ammon-bundy-s-aaron-schmidt-s-case&id=162dedbc-1e01-44bf-9048-2f6558bd838c&search=joe+mueller)
29. PAYTON MERIDETH  
Ada County Persecution Investigator  
200 W Front Street,  
Boise, ID 83702
- <https://www.linkedin.com/in/peyton-merideth-4a558816b>
30. KEVIN CASSIDY - Persecutor Investigator  
Ada County Persecution Investigator  
200 W Front Street,  
Boise, ID 83702
- Investigator, Ada County Prosecutor’s Investigations Unit. Wrote Investigative Report in the State v. Ammon Bundy matter, Case No. Cro1-20-33897.  
<https://www.peoplesrights.org/asset/news/4123219a-4eaf-4904-ad0e-828a62684bbb/84-ir-no-notice-unable-to-proceed.pdf>

31. JULIE WEAVER  
Deputy District Attorney General  
700 W. Jefferson Street  
P.O. Box 83720  
Boise, ID 83720  
999 Main St, Suite 910  
Boise, Idaho, 83702  
(208) 332-0102
32. DIANE BLUME  
Program Specialist Department of Administration  
650 West State Street  
PO Box 83720  
Boise, Idaho 83720
- Program Specialist with the Department of Administration.
33. JOSH KYSER  
9116 W Lorinda Dr.  
Boise, ID 83704
- Josh Kyser Republican Conservative: FAITH – FAMILY – FREEDOM  
<https://joshkyser4idaho.com/>
34. JINNY PETERSON  
ericjenny@protonmail.com  
208-871-5040
- Donated to Freedom Tabernacle. Related to Eric Peterson – former Vice Chairman of the Nez Pearce County Republican Central Committee.

# **EXHIBIT E**

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, ) CV01-22-06789  
 )  
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 and )  
an unincorporated association, )

TRIAL TRANSCRIPT

BEFORE THE HONORABLE NANCY BASKIN

July 10, 2023 - July 24, 2023

**CERTIFIED TRANSCRIPT**

Pages 1 - 1958

Reported by: Christie Valcich, CSR-RPR

1                   So I'm a little bit concerned, and I'd  
2                   like you to give some consideration over the weekend  
3                   if this is or is not the way you want to present it to  
4                   the jury. If you're adamant it is the way you want to  
5                   present it to the jury, then, it's your choice and we  
6                   can do that. I just don't know if your expectation is  
7                   when you send in so many pages, that you think the  
8                   jurors are going to go through these pages in their  
9                   deliberations. I'm not sure that's realistic, maybe  
10                  it is.

11                   The second issue I'm going to throw out  
12                  there is normally once an exhibit is admitted into  
13                  trial, it's a public exhibit. I think these medical  
14                  records are going to have to be sealed. While I've  
15                  allowed the medical issues to be addressed during the  
16                  trial because it's relevant to the plaintiffs' claims,  
17                  I do not want these exhibits to be something a public  
18                  member could request, and I think they're going to  
19                  need to be sealed, even though they've been admitted  
20                  at the trial, to protect the private health  
21                  information of C.A. from improper use or dissemination  
22                  of these records. I'm only allowing these medical  
23                  records for purposes of your claims.

24                   So that is something else I want you to  
25                  think about on how we are going to protect these



1 records and protect the interest of the infant as far  
2 as the medical records. I realize a lot of the other  
3 exhibits don't specifically show portions of medical  
4 records, even though there's been some reference today  
5 to some EMS medical records on a website. I want you  
6 to give some consideration to that.

7 My clerk is going to need a separate  
8 flash drive for each of these clips so we can mark  
9 it -- or you need to mark which flash drive it is.  
10 That way if a juror wants to look at clip 106a, that  
11 clip is a flash drive, they can put it in a wiped  
12 laptop they have in deliberations and be able to  
13 review that exhibit.

14 To the extent I ruled that the entire  
15 exhibit comes in of a video, I'm revising that to say  
16 only the portions that have been played are going to  
17 be sent back to the jury. If you want a broader  
18 section of that video, it seems to me that it would  
19 have to be established more of that video is relevant.  
20 And it may very well be, but I have no way of knowing  
21 unless I play every single one of your videos in their  
22 entirety on if it's relevant or not. So it would be  
23 hard for me to sit here, even though it's been  
24 authenticated, and say it's relevant.

25 I realize I'm just kind of

1           them how long they want to deliberate or tell them to go  
2           until "x" time and come back Monday morning?

3                   MR. STIDHAM: My inclination would be to ask  
4           them to go until at least 6:00, and if they wanted to  
5           continue, we would have no objection to that.

6                   THE COURT: Okay.

7                   MR. STIDHAM: That's just our thought, but if  
8           you feel strongly another way, we would be willing to do  
9           that.

10                   THE COURT: I usually leave it up to the jury  
11           and see if they want to go beyond, since it's a weekend.  
12           If they decide they want to go home, I'll have to call  
13           them in and you'll need to be present as I admonish them  
14           for any break.

15                   I think we just take it one step at a  
16           time and maybe at 6:00 check with them if they want  
17           dinner brought in or not.

18                   I think we know how we're going to  
19           proceed and we've got all the exhibits. 2:30, start  
20           with instructions and then move directly to closings.

21                   Thank you very much.

22                   I want to put one more thing on the  
23           record about sealing medical exhibits. Can you do a  
24           proposed order as to any exhibit you're requesting I  
25           seal?

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MR. STIDHAM: Yes, Your Honor, we can.

(Recess.)

THE COURT: Let the record reflect that counsel and the parties are present.

Counsel, you got the final corrected, corrected, corrected version. Any other issues?

MR. STIDHAM: I don't think so, Your Honor. I think we're all set.

THE COURT: Okay. Very good. Then the jury will be coming in.

(Jury enters the courtroom.)

THE COURT: Ladies and gentlemen, did anything happen over the recess to affect your qualifications?

Seeing none.

All right. At this point the plaintiffs have rested and I'm going to read the closing instructions.

The opening instructions, along with the closing instructions, each of you who are deliberating will have a complete set of the instructions. So I am going to start at instruction No. 11, and it's on your monitors as well as.

Instruction number 11.

You have now heard all the evidence in the case. The Court's duty is to instruct you

1 under advisement the requests for injunctive relief and  
2 has requested briefing from the plaintiffs as to the law  
3 for that request. The Court intends to issue that  
4 ruling as soon as possible after it receives the  
5 briefing.

6 Additionally, the Court would like a  
7 proposed order provided by the plaintiffs on sealing  
8 the medical records. They will be available for  
9 appellate review, if any. But for privacy interests,  
10 I'm going on seal the exhibits of 1 and 2.

11 MR. STIDHAM: There was also some photographs,  
12 Your Honor. There were three that the Court might want  
13 to consider in that regard too.

14 THE COURT: In Exhibit 3?

15 MR. STIDHAM: I think so, Your Honor. Those  
16 were all part of the medical records.

17 THE COURT: All right. Those exhibits will be  
18 sealed by order of the Court because of the personal and  
19 sensitive nature.

20 MR. STIDHAM: I misspoke, Your Honor. I think  
21 it's Exhibit 5 -- 3 and 5, Your Honor, were all portions  
22 of the medical records.

23 THE COURT: Okay. Exhibits 1, 2, 3, and 5 are  
24 portions of the medical records, and by court order,  
25 they will be sealed based on personal and sensitive



1 information of the infant. But they will be available  
2 for appellate review should that be necessary. But that  
3 is for the protection of the personal health information  
4 of the infant, but I would like a written order to that  
5 effect.

6 So if there aren't any other questions,  
7 the Court will be adjourned. Thank you very much.

8 (Proceedings concluded.)

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