

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

NOTICE OF APPEAL

Supreme Court No. 51244-2023

TO: THE ABOVE NAMED RESPONDENT(S), AND THE PARTY'S ATTORNEYS, AND
THE CLERK OF THE ABOVE-ENTITLED COURT.

NOTICE IS HEREBY GIVEN THAT:

1. The above named appellant, Diego Rodriguez, appeal(s) against the above-named respondent(s) to the Idaho Supreme Court from the final judgment entered in the above-entitled action on the 29th day of August, 2023, Judge Nancy Baskins presiding. The judgment is attached to this Notice of Appeal.

NOTICE OF APPEAL

CAO Cv 3-2

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Filed: 10/06/2023
Idaho Supreme Court
Melanie Gagnepain, Clerk
By: Kimber Grove, Deputy

2. That the party has a right to appeal to the Idaho Supreme Court, and the judgments or orders described in paragraph 1 above are appealable orders under and pursuant to Rule 4 and Rule 11 I.A.R..

3. A preliminary statement of the issues on appeal which the appellant intends to assert in the appeal are below; provided, such list of issues on appeal shall not prevent the appellant from asserting other issues on appeal.

A. Judge Lynn Norton actions in the case were violations of Constitutional Rights and various laws and statutes:

- 1) According to Idaho Rules of Civil Procedure #55, the entire case should have ended with a default judgment within 21 days. Since Judge Lynn Norton disobeyed the Idaho Rules of Civil Procedure, this case was inappropriately extended when it should have ended nearly a year before the final judgment was issued.
- 2) Judge Lynn Norton issued an order striking all of Diego Rodriguez's answers from the record, violating his due process rights.
- 3) Judge Lynn Norton, in the same order, prohibited Diego Rodriguez from presenting any evidence contrary to the allegations made against him by the plaintiffs. This is a complete violation of due process rights.
- 4) Judge Lynn Norton broke the law, the Constitution, various codes and statutes, or the Idaho Civil Rules of Procedure at least 12 different times during the course of this court case demonstrating and unprecedented, unconscionable, and egregious amount of judicial bias which inappropriately prejudiced all aspects of this case. These violations have been noted and filed with the Idaho Judicial Council and will be explained in detail in the forthcoming appeal.

B. The Premise of the Case Infringes on First Amendment Rights.

- 1) I have the right 1st amendment right to freedom of speech, which includes the right to publicly declare things that I know to be true or believe to be true—

particularly when I have evidence. Since Judge Lynn Norton prohibited me from providing evidence, I was denied my due process rights and the opportunity to demonstrate that everything I have stated is empirically true and accurate.

- 2) There was no defamation in this case as every statement I made against the Plaintiffs was true and accurate, or something I believe to be true and accurate, and I have evidence demonstrating it to be true and accurate.
- 3) All 8 counts of the case are demonstrably false and have grounds for immediate dismissal if the case were to be reviewed by an unbiased judge who obeys the rule of law.

C. The proceedings violated Idaho Rules of Civil Procedure and prejudiced the jury against the defendants.

- 1) The jury selection process was inappropriate and selected biased jury members by allowing jury members who are employed by the plaintiff (or married to employees of the plaintiff), others with a well-established history of antagonism towards the defendants, and Judge Nancy Baskins even permitted a juror to stay on the jury after the juror vocally expressed and admitted she had bias against the defendant(s).
- 2) Judge Nancy Baskins lied to the jury and claimed that Diego Rodriguez “had a chance to participate but chose not to participate in the case proceedings.” This is a false statement and it prejudiced the jury.
- 3) The Plaintiffs presented empirically false evidence which further prejudiced the jury and which the defendants had no opportunity to refute.

4. There are parts of the record that have been sealed. Most specifically, there was an order sealing trial medical records admitted as evidence. This order was signed by Judge Nancy Baskins on August 29th, 2023, and states, “Due to the sensitive and personal nature of the information contained in the medical records evidence, the Court has determined the evidence must be sealed to protect the confidentiality of the information as to the infant C.A. As such, Plaintiffs’ Trial Exhibits 1, 2, 3, and 5 shall be sealed.”

5. A reporter's standard transcript is requested in electronic (i.e. PDF) format as defined in Rule 25(c), I.A.R. and specifically supplemented (if the standard transcript does not already include) with the following:

- a) Voir dire examination of jury.
- b) Opening and Closing arguments of counsel.
- c) The testimony of each witness.
- d) Instructions verbally given by the court.

5. The appellant requests the following documents to be included in the clerk's record in addition to those automatically included under Rule 28, I.A.R.:

- a) All requested and given jury instructions.

6. (a) I certify that a copy of this notice of appeal has been served on each reporter of whom a transcript has been requested as named below at the address set out below:

Name and email address: Christie Valcich (cvalcich@adacounty.id.gov)

(b) That the appellant is exempt from paying the estimated transcript fee because the amount requested for the transcripts is over \$6,200, which is an amount I simply cannot pay and will constitute a financial hardship on me.

(c) That the appellant is exempt from paying the estimated fee for the preparation of the record because payment of these fees will constitute a financial hardship on me.

(d) That the appellate filing fee has been paid.

(e) That service has been made upon all parties required to be served pursuant to Rule 20 (and the attorney general of Idaho pursuant to § 67-1401(1), Idaho Code).

DATED: October 4th, 2023

By: /s/ Diego Rodriguez
Diego Rodriguez

CERTIFICATE OF SERVICE

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

Erik F. Stidham (ISB #5483)
HOLLAND & HART LLP
800 W. Main Street, Suite 1750
Boise, ID 83702-5974

By Mail

By fax

By Email/iCourt/eServe

Ammon Bundy
4615 Harvest Lane
Emmet, ID 83617

By Mail

By fax

By Email/iCourt/eServe

DATED: October 4th, 2023

By: /s/ Diego Rodriguez

Diego Rodriguez

**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

DEFAULT JUDGMENT

JUDGMENT IS ENTERED AS FOLLOWS:

1. Judgment is entered in favor of Plaintiffs St. Luke's Health System, Ltd.; St. Luke's Regional Medical Center, Ltd.; Chris Roth, Natasha D. Erickson, M.D.; and Tracy W. Jungman, N.P. against Defendants Ammon Bundy, Ammon Bundy for Governor, Diego Rodriguez, Freedom Man Press LLC, Freedom Man PAC, and People's Rights Network.

2. St. Luke's Health System, Ltd.'s and St. Luke's Regional Medical Center, Ltd.'s damages are awarded against Defendants Ammon Bundy, Ammon Bundy for Governor, Diego Rodriguez, Freedom Man Press LLC, Freedom Man PAC, and People's Rights Network jointly and severally in the amount of **Nineteen Million One Hundred Twenty-Five Thousand Dollars [Fourteen Million One Hundred Twenty-Five Thousand (\$14,125,000)** in compensatory damages and **Five Million Dollars (\$5,000,000)** in punitive damages].

3. Previously Court-ordered and unpaid attorneys' fees and costs of St. Luke's Health System, Ltd. and St. Luke's Regional Medical Center, Ltd. are awarded against:

- a. Defendant Ammon Bundy in the amount of **Thirteen Thousand Four Hundred Forty-Three Dollars and Twenty-One Cents (\$13,443.21)**;
- b. Defendant Ammon Bundy for Governor in the amount of **Six Thousand Eight Hundred Ninety-Five Dollars and Eighty-Six Cents (\$6,895.86)**;
- c. Defendant Diego Rodriguez in the amount of **Twenty-Two Thousand Eight Hundred Fifty Dollars and Seventy-Seven Cents (\$22,850.77)**;
- d. Defendant Freedom Man Press LLC in the amount of **Eight Hundred Ninety-Two Dollars and Twenty Cents (\$892.20)**;
- e. Defendant Freedom Man PAC in the amount of **Eight Hundred Ninety-Two Dollars and Twenty Cents (\$892.20)**; and
- f. Defendant People's Rights Network in the amount of **Eight Thousand Three Hundred Thirty-One Dollars and Ninety-Six Cents (\$8,331.96)**.

4. Chris Roth's damages are awarded against Defendants Ammon Bundy, Ammon Bundy for Governor, Diego Rodriguez, Freedom Man Press LLC, Freedom Man PAC, and People's Rights Network jointly and severally in the amount of **Eight Million Five Hundred Thousand Dollars (\$8,500,000)** [Two Million One Hundred Twenty-Five Thousand Dollars

(\$2,125,000) in compensatory damages and **Six Million Three Hundred Seventy-Five Dollars (\$6,375,000)** in punitive damages].

5. Natasha Erickson's damages are awarded against Defendants Ammon Bundy, Ammon Bundy for Governor, Diego Rodriguez, Freedom Man Press LLC, Freedom Man PAC, and People's Rights Network jointly and severally in the amount of **Twelve Million One Hundred Twenty-Five Thousand Dollars (\$12,125,000)** [**Five Million One Hundred Twenty-Five Thousand Dollars (\$5,125,000)**] in compensatory damages and **Seven Million Dollars (\$7,000,000)** in punitive damages].

6. Tracy Jungman's damages are awarded against Defendants Ammon Bundy, Ammon Bundy for Governor, Diego Rodriguez, Freedom Man Press LLC, Freedom Man PAC, and People's Rights Network jointly and severally in the amount of **Twelve Million One Hundred Twenty-Five Thousand Dollars (\$12,125,000)** [**Five Million One Hundred Twenty-Five Thousand Dollars (\$5,125,000)**] in compensatory damages and **Seven Million Dollars (\$7,000,000)** in punitive damages].

7. Interest shall accrue on all awarded damages bearing the statutory rate of 10.250% per annum until paid in full.

8. Defendants Ammon Bundy, Ammon Bundy for Governor, Diego Rodriguez, Freedom Man Press LLC, Freedom Man PAC, and People's Rights Network are PERMANENTLY ENJOINED as follows:

- a. Defendants must cease posting and disseminating defamatory statements against all Plaintiffs. Defamatory statements include:
 - i. The Infant was perfectly healthy when taken by Child Protective Services.
 - ii. St. Luke's made the Infant sick and infected the Infant with disease.

- iii. The Infant was kidnapped or unlawfully taken by law enforcement or St. Luke's.
- iv. St. Luke's, St. Luke's management, law enforcement, Idaho Department of Health and Welfare, the courts, and medical practitioners are all involved in a conspiracy to engage in criminal child trafficking, kidnapping children and stealing children to make money.
- v. The medical providers are pedophiles who want to abuse children and engage in child trafficking.
- vi. Idaho Department of Health and Welfare makes more money for every child it takes into Child Protective Services custody and that is why the Idaho Department of Health and Welfare kidnaps and traffics children and only allows certain people with a specific sexual orientation to adopt children.
- vii. St. Luke's and the medical practitioners intentionally or negligently harmed or injured the Infant, committed medical malpractice and/or misdiagnosed the Infant.
- viii. St. Luke's reported the parents to Child Protective Services.
- ix. Dr. Erickson threatened to file a report with Child Protective Services if the parents did not agree to the treatment plan between March 1-4, 2022.
- x. St. Luke's intentionally kept the Infant longer than necessary in the hospital because the parents did not want the Infant vaccinated.

- xii. The family was discriminated against because the Infant was not vaccinated.
 - xiii. The parents have thousands of dollars in medical bills they have to pay based on the care provided by St. Luke's or any medical provider.
 - xiv. The parents did not consent to the medical treatment provided to the Infant.
 - xv. The Infant was released from the St. Luke's Children's Hospital and returned directly to the family due to the protestors' or Defendants' actions.
- b. Defendants must cease making statements that any of the Plaintiffs are criminals and/or are participating in unlawful child kidnapping, child trafficking, child sexual or any other child abuse, and/or killing of children.
 - c. Defendants must remove from all online locations or websites Defendants have authority to do so any and all statements that the Plaintiffs are criminals and/or participating in the child kidnapping, child trafficking, child sexual or any other child abuse, and/or killing of children. The online locations include, but are not limited to, the following websites including their sub-pages:
<https://www.peoplesrights.org>, <https://www.votebundy.com>,
<https://www.freedomman.org>, <https://stlukesexposed.com>,
<https://www.facebook.com/SaveBabyCyrus/>,
<https://www.youtube.com/@RealAmmonBundy>, <https://twitter.com>
(handle @RealABundy), <https://x.com> (handle @RealABundy),

[https://www.givesendgo.com/GAZAG?utm_source=sharelink&utm_medium=copy_link&utm_campaign=GAZAG.](https://www.givesendgo.com/GAZAG?utm_source=sharelink&utm_medium=copy_link&utm_campaign=GAZAG)

- d. Defendants must cease disseminating and encouraging others to disseminate the contact information, personal information, and images of Mr. Roth, Dr. Erickson, and NP Jungman.
- e. Defendants must remove from all online locations and websites Defendants have authority to do so the contact information, personal information, and/or images of Mr. Roth, Dr. Erickson, and NP Jungman. The online locations include, but are not limited to, the following websites including their sub-pages:

<https://www.peoplesrights.org>, <https://www.votebundy.com>,

<https://www.freedomman.org>, <https://stlukeseExposed.com>,

<https://www.facebook.com/SaveBabyCyrus/>,

<https://www.youtube.com/@RealAmmonBundy>, <https://twitter.com>

(handle @RealABundy), <https://x.com> (handle @RealABundy),

[https://www.givesendgo.com/GAZAG?utm_source=sharelink&utm_medium=copy_link&utm_campaign=GAZAG.](https://www.givesendgo.com/GAZAG?utm_source=sharelink&utm_medium=copy_link&utm_campaign=GAZAG)

- f. Defendants must deactivate links to defamatory statements or statements that invade the privacy of the Plaintiffs by portraying them in a false light.

IT IS SO ORDERED.

DATED: 8/29/2023


NANCY A. BASKIN
District Court Judge

CERTIFICATE OF SERVICE

I, the undersigned, certify that on 8/29/23, I caused a true and correct copy of the foregoing **Default Judgment** to be forwarded with all requires charges prepaid, by the method(s) indicated below, in accordance with the Rules of Civil Procedure, to the following persons:

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:

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:

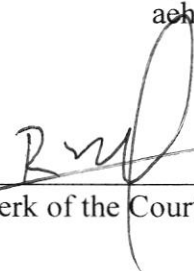
Diego Rodriguez
1317 Edgewater Dr., #5077
Orlando, FL 32804

- U.S. Mail
- Hand Delivered
- Overnight Mail
- Email/iCourt/eServe:
freedommanpress@protonmail.com

Erik F. Stidham
Jennifer M. Jensen
Alexandra S. Grande
Zachery J. McCraney
Anne E. Henderson
HOLLAND & HART LLP
800 W. Main Street, Suite 1750
Boise, ID 83702-7714

- U.S. Mail
- Hand Delivered
- Overnight Mail
- Email/iCourt/eServe:
efstidham@hollandhart.com
jmjensen@hollandhart.com
asgrande@hollandhart.com
zjmccraney@hollandhart.com
aehenderson@hollandhart.com

DATED: 8/29/23



Clerk of the Court