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*Counsel for Plaintiffs*

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

<p>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,</p> <p style="text-align: center;">Plaintiffs,</p> <p>vs.</p> <p>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,</p> <p>Defendants.</p>	<p>Case No. CV01-22-06789</p> <p><b>SUBPOENA FOR VIDEO TAPED DEPOSITION DUCES TECUM TO BEN FULCHER</b></p>
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**STATE OF IDAHO TO:** Ben Fulcher  
c/o NAI Select, LLC  
5571 N. Glenwood Street  
Boise, ID 83714

**YOU ARE COMMANDED:**

- ☐ to appear in the Court at the place, date, and time specified below to testify in the above case.
- ☒ to appear at the place, date, and time specified below to testify at the taking of a deposition in the above case. A court reporter will be present to transcribe the testimony. The deposition may also be videotaped.

**PLACE:** Holland & Hart LLP  
800 W. Main Street, Suite 1750  
Boise, ID 83702

**DATE/TIME:** May 17, 2024, at 8:30 a.m. Mountain Time

- ☒ to produce or permit inspection and copying of the following documents or objects, including electronically stored information, at the place, date, and time specified below.

**See Exhibit A.**

**PLACE:** Holland & Hart LLP  
800 W. Main Street, Suite 1750  
Boise, ID 83702

**DATE/TIME:** May 17, 2024, at 5:00 p.m. Mountain Time

- ☐ to permit inspection of the following premises at the date and time specified below.

You are further notified that if you fail to appear at the place and time specified above, or to produce or permit copying or inspection as specified above, that you may be held in contempt of court and that the aggrieved party may recover from you the sum of \$100 and all damages which the party may sustain by your failure to comply with this subpoena.

**DATED:** April 17, 2024

HOLLAND & HART LLP

By: /s/Erik F. Stidham

Erik F. Stidham  
Robert A. Faucher  
Jennifer M. Jensen  
Zachery J. McCraney  
Anne Henderson Haws

## CERTIFICATE OF SERVICE

I hereby certify that on this 17th day of April, 2024, I caused to be 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:

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

## **EXHIBIT A**

### **Definitions**

Unless otherwise indicated, the following definitions shall apply to these discovery requests:

The word “you,” “your,” or “yours,” shall mean NAI Select, LLC, and any person acting or purporting to act on its behalf, including without limitation, all present and former agents, representatives, personnel, attorneys, accountants, consultants, experts, investigators or other persons.

The term “document” or “documents” shall mean the original, all copies and drafts of papers and writings of every kind, description and form, whether handwritten or typed, and all mechanical, magnetic media and electronic recordings, records and data of every kind, description and form, and all photographs of every kind, and including, without limiting the generality of the foregoing, the following: correspondence, letters, notes, e-mails, computer files, memoranda, reports, notebooks, binders, drawings, studies, analyses, drafts, diaries, calendars, datebooks, appointment books, day-timers, intra- or inter-office communications, canceled checks, minutes, bulletins, circulars, pamphlets, instructions, work assignments, messages (including reports, notes and memoranda of telephone conversations and conferences), telephone statements, calendar and diary entries, desk calendars, appointment books, job or transaction files, books of account, ledgers, bank statements, promissory notes, invoices, charge slips, working papers, graphs, charts, evaluation or appraisal reports, pleadings, transcripts of testimony or other documents filed or prepared in connection with any court or agency or other proceeding, contracts, agreements, assignments, instruments, charges, opinions, official statements, prospectuses, appraisals, feasibility studies, licenses, leases, invoices, computer printouts or programs, summaries, audio, video or sound recordings, cassette tapes, video recorded, electronic or laser recorded, or photographed information. Documents are to be taken as including all attachments, enclosures and other documents that are attached to, relate to or refer to such documents. Documents are also to include all electronically stored information (“ESI”) made, maintained, retained, stored, or archived by computer or electronic means in any medium, including but not limited to word processing documents, email, email attachments, databases, spreadsheets, writings, drawings, graphs, photographs, sound recordings, images, data, and data compilations. Documents shall also include prior versions of information, as defined above, as well as all attachments, and shall include information stored on personal digital assistants, cell phones, Blackberries, personal laptop computers, hard drives, portable hard drives, and other similar devices.

The term “communication” shall mean every manner of transmitting or receiving facts, information, opinions, or thoughts from one person to another person, whether orally, by documents, writing, email, or copy thereof, and to words transmitted by telephone, radio, or any method of voice recording.

The words “relate to” or “relating to” mean concerning, referring to, pertaining to, consisting of, containing, describing, involving, comparing, correlating, comparing, mentioning,

discussing, evidencing, or having any logical or factual connection with the subject matter dealt with or alluded to the subparagraphs of these Requests.

The words “and,” “and/or,” “or” shall each be deemed to refer to both their conjunctive and disjunctive meanings, being construed as necessary to bring within the scope of the discovery request all information and documents which would otherwise be construed as being outside the request.

### **Documents**

1. All documents in your possession or control relating to the real properties located at 620 & 800 E Locust Street, Emmett, Idaho 83617 (the “Properties”).
2. All documents held by you or any other agent, broker, employee, or representative of NAI Select, LLC relating to the Properties, including but not limited to listing agreement(s), MLS information, listing documents, mortgage loan documentation, title documents, mandatory disclosures, condition disclosures, due diligence documents, property tax documentation, personal identification information for the seller(s), service or repairs information, financial statements, tenant leases, ledgers, and tax returns.
3. All communications relating to the Properties, including but not limited to communications regarding the listing of the Properties for sale.
4. All communications relating to the Properties, including but not limited to communications with Ammon Bundy and/or any agent or representative of Ammon Bundy.
5. All communications relating to the Properties, including but not limited to communications with Abish-husbondi, Inc., and/or any agent or representative of Abish-husbondi, Inc.
5. All communications relating to the listing and sale of the Properties including any communications with potential buyers or prospective buyers, county officials, appraisers, and photographers.
6. Any and all communications, including communications internal to NAI Select, LLC about the listing price for the Properties.