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Pro Se

**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

**SECOND NOTICE OF PRESERVED
JUDICIAL MISCONDUCT AND BIAS**

COMES NOW, Defendant Diego Rodriguez, appearing pro se, and respectfully submits this Second Notice of Preserved Judicial Misconduct and Bias in order to further preserve the record under I.R.C.P. 40(d), Rule 60(d)(3), and applicable constitutional principles of due process and fair tribunal.

I. BACKGROUND

On June 15, 2025, Defendant filed a *Motion for Reconsideration of Order Denying Motion to Declare June 9 Order and All Prior Proceedings Void ab Initio*. This motion argued that any

orders issued by the Judge Nancy Baskin after the filing of Defendant's prior *Motion to Disqualify* were void for lack of jurisdiction under Idaho Rule of Civil Procedure 40(d). On July 1, 2025, Defendant filed a *Request for Decision Without Oral Argument and for Immediate Reassignment to a Neutral Judge*, citing Local Rule 5.3, I.R.C.P. 40(d), and I.C. § 1-907.

On July 8, 2025, Defendant filed a formal *Notice of Preserved Judicial Misconduct and Bias*, documenting the pattern of jurisdictional violations, prolonged delays, and improper rulings that demonstrate disqualification, judicial bias, and unlawful adjudication by Judge Nancy Baskin.

To date, Judge Baskin has taken no action on any of the above filings, nor has she acknowledged her disqualification under Rule 40(d) or moved to reassign this matter as required by Idaho law. This ongoing inaction now rises to the level of judicial obstruction and willful misconduct.

II. NEW MISCONDUCT PRESERVED

Defendant now supplements the prior notice with the following:

1. Thirty (30) days have passed since the June 15 *Motion for Reconsideration*, and Judge Baskin has refused to act or assign a neutral judge.
2. Fourteen (14) days have passed since the July 1 *Request for Decision Without Oral Argument and Reassignment*, and no action has been taken.
3. Judge Baskin's silence now constitutes a willful refusal to perform ministerial judicial duties and further confirms her incapacity to render neutral rulings.
4. These ongoing violations deny Defendant access to a fair and impartial tribunal, protected under the Idaho Constitution, Article I, §§ 13 and 18, and the Fourteenth Amendment to the U.S. Constitution.

III. PRESERVATION OF RIGHTS

Defendant does not file this notice as a motion but solely for the purpose of preserving the record for:

- Future Rule 60(d)(3) relief based on fraud on the court,

- Further appellate review before the Idaho Supreme Court, and
- Any federal civil rights remedies under 42 U.S.C. § 1983 if the pattern of misconduct continues.

Respectfully submitted,

DATED: July 15th, 2025

By: /s/ *Diego Rodriguez*
Diego Rodriguez

CERTIFICATE OF SERVICE

I certify I served a copy to:

Erik F. Stidham (ISB #5483)
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☐ By Mail
☐ By fax
☒ By Email/iCourt/eServe

DATED: July 15th, 2025

By: /s/ *Diego Rodriguez*
Diego Rodriguez