

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

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

Plaintiff,

vs.

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

Defendant.

Case No. CV01-22-06789

Order Compelling Defendant Rodriguez to
Respond to Discovery

The Plaintiffs Motion to Compel, filed on December 6, 2022, is granted.

IT IS HEARBY ORDERED that the Defendant Diego Rodriguez must:

- 1) provide the phone number and address for every person identified in his response to Interrogatory 6 except Dr. Natasha Erickson, Tracy Jungman, and Chris Roth;
- 2) respond fully to Interrogatory 8;
- 3) respond fully to Interrogatory 11 with “admission against interest” defined as “A person's statement acknowledging a fact that is harmful to the person's position, esp[ecially] as a litigant” and further provides that “An admission against interest must be made either by a litigant or by one in privity with or occupying the same legal position as the litigant.” BLACK'S LAW DICTIONARY, *Admission* (11th ed. 2019);
- 4) supplement the response Interrogatory 14 to respond fully to all details requested of all conversations and/or discussions;
- 5) supplement his response to Interrogatory 15 to fully include “all forms, methods, apps, or types of communication you used to communicate with any person about any issue involved in this lawsuit.”;
- 6) supplement his response to Interrogatory 28 to answer whether any immediate family member(s) or business entity owned or controlled by Diego Rodriguez or any immediate family member of Diego Rodriguez received any money or other things of value as requested in Interrogatory 28;
- 7) supplement responses to Interrogatories 29 through 32 to include any information related to donations to Rodriguez, his businesses, the People's Rights Network, or



- donations on behalf of the infant's family, and must include any information that Diego Rodriguez has knowledge of related to public assistance or insurance coverage for Baby Cyrus' care. Defendant Rodriguez must respond fully to each aspect of Interrogatories 29 through 32 based upon his own knowledge and belief;
- 8) produce all emails and text messages between Diego Rodriguez and Ammon Bundy that relate to this lawsuit or the underlying subject matter in this case as requested in Request for Production 16;
 - 9) supplement Request for Production 19 to provide the requested types of documents Power Marketing LLC and also to include any other responsive documents for businesses, whether incorporated or not, or entity that holds itself out as a business in addition to Power Marketing LLC;
 - 10) supplement Request for Production 22 to produce all contracts and business relationships between the parties in this case including those specifically named in Request for Production 22 or others that exist;
 - 11) produce tax returns responsive to Request for Production 23 but subject to a confidentiality order that restricts the disclosure of any tax returns marked confidential to being viewed only by the attorneys assigned to this case and filed as a sealed exhibit subject to Idaho Court Administrative Rule 32;
 - 12) supplement Request for Production 37 to include all exchanges of money or funds between the people and entities identified Request for Production 37;
 - 13) must fully respond to Request for Production 41 because the writings are relevant and are not privileged;
 - 14) supplement the Rodriguez deposition responses and now fully respond to Interrogatories 1, 2, 3, 4 and 5 for expedited discovery.

The Court ORDERS these responses must be provided to the Plaintiffs **no later than February 22, 2023.**

IT IS HEREBY ALSO ORDERED THAT Diego Rodriguez must sit for an in-person two-day deposition that will be two consecutive days. Diego Rodriguez is required to inform Plaintiffs' counsel, Erik Stidham, of two possible start dates for this deposition that are between February 25, 2023 and March 25, 2023 **by 12:00 p.m. on February 15, 2023.** Diego Rodriguez must inform Plaintiffs' counsel in what city, state, and country that he will be in on those provided dates. Plaintiffs' counsel will then choose one of those start dates. These communications must be conducted by email so there is a record of the discussion.



Plaintiffs' counsel must then file a Notice of Deposition setting the time and place for the two-day deposition consistent with the parties' emailed communications **by February 18, 2023**. Diego Rodriguez MUST then appear in-person at the noticed deposition.


The deposition will be CLOSED to the public pursuant to the separate Order for Protection RE: Depositions entered November 29, 2022, for ensure the efficacy of discovery and to protect the right of all parties to a fair trial.

Failure to comply with this Order can result in sanctions listed in Idaho Civil Rule of Procedure 37(b) which may include:

- (i) directing that the matters embraced in the order or other designated facts be taken as established for purposes of the action, as the prevailing party claims;
- (ii) prohibiting the disobedient party from supporting or opposing designated claims or defenses, or from introducing designated matters in evidence;
- (iii) striking pleadings in whole or in part;
- (iv) staying further proceedings until the order is obeyed;
- (v) dismissing the action or proceeding in whole or in part;
- (vi) rendering a default judgment against the disobedient party; or
- (vii) treating as contempt of court the failure to obey any order except an order to submit to a physical or mental examination and initiating contempt proceedings; and
- (viii) an award of fees and costs against the disobedient party for failing to comply with the Order to Compel.

IT IS ORDERED

Dated: 2/7/2023 5:46:11 PM



Lynn Notton
District Judge



CERTIFICATE OF SERVICE

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

Erik F. Stidham
Diego Rodriguez

efstidham@hollandhart.com
freedommanpress@protonmail.com

E-mail
 E-mail

Trent Tripple
Clerk of the Court

Dated: 2/ 8 /2022

By: Janine Korsen
Deputy Clerk

