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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**

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

**[PROPOSED]ORDER GRANTING
MOTION OR APPLICATION FOR
ENTRY OF DEFAULT AND DEFAULT
JUDGMENT ON FOURTH AMENDED
COMPLAINT AS TO AMMON BUNDY,
AMMON BUNDY FOR GOVERNOR,
AND PEOPLE'S RIGHTS NETWORK**

**ORDER GRANTING MOTION OR APPLICATION FOR ENTRY OF DEFAULT
AND DEFAULT JUDGMENT ON FOURTH AMENDED COMPLAINT AS TO
AMMON BUNDY, AMMON BUNDY FOR GOVERNOR, AND PEOPLE'S
RIGHTS NETWORK - 1**

On April 4, 2023, this matter came before the Court on Plaintiffs' Motion or Application for Entry of Default and Default Judgment on Fourth Amended Complaint As To Ammon Bundy, Ammon Bundy for Governor, and People's Rights Network ("Motion for Default Judgment"). The Motion was accompanied by a Memorandum in Support, and Affidavit of Erik F. Stidham.

The Court makes the following findings:

1. The Fourth Amended Complaint in this action was filed on March 3, 2023.
2. Tri-County Process Serving LLC caused the Fourth Amended Complaint and summonses to be served on the Bundy Defendants by leaving those documents with Mr. Bundy on March 3, 2023.
3. The initial complaint in this matter was filed on May 11, 2022. Ammon Bundy has had actual knowledge of this lawsuit for almost a year. *See* Stidham Aff. 4/4/23, ¶ 5. Mr. Bundy began to make public statements regarding the lawsuit shortly after it was filed and has continued to make such public statements. *Id.* Defendant Ammon Bundy has issued public statements and has actual knowledge of this lawsuit and is refusing to appear.
4. PRN has had actual knowledge of this lawsuit for almost a year. Postings on the PRN website reference this lawsuit, evidencing PRN's awareness of the litigation and claims against the organization. *See* Stidham Aff. 4/4/23, ¶ 5.
5. Defendants Ammon Bundy, Ammon Bundy for Governor, and People's Rights Network have never appeared in this case.

6. Pursuant to Idaho Rule of Civil Procedure 15(a)(3), the Bundy Defendants were required to file a response to the Fourth Amended Complaint by March 17, 2023.
7. Defendants Ammon Bundy, Ammon Bundy for Governor, and People's Rights Network have failed to plead or otherwise defend against the Fourth Amended Complaint within the time allowed by law.
8. Plaintiffs are entitled to entry of Default against Ammon Bundy, Ammon Bundy for Governor, and People's Rights Network pursuant to Idaho Rule of Procedure 55(a).
9. Plaintiffs are entitled to entry of Default Judgment against Ammon Bundy, Ammon Bundy for Governor, and People's Rights Network pursuant to Idaho Rule of Procedure 55(b)(2).
10. The Plaintiffs' claims against Ammon Bundy, Ammon Bundy for Governor, and People's Rights Network are not for a sum certain.
11. The Plaintiffs are entitled to pursue punitive damages against Ammon Bundy, Ammon Bundy for Governor, and People's Rights Network not for a sum certain.
12. Pursuant to Idaho Rule of Procedure 55(b)(2), a hearing is needed to determine the amount of damages, including punitive damages.
13. Plaintiffs have timely requested a jury trial.
14. A jury trial is appropriate pursuant Idaho Constitution. Art. I, § 7, and Idaho Rules of Civil Procedure 38(d) and 39(a).
15. A prompt setting of the hearing is appropriate pursuant to the circumstances in this case.

16. Given the Court's existing workload, the Court will refer the hearing to a Senior Judge.

IT IS HEREBY FURTHER ORDERED, as follows:

1. The default of Ammon Bundy, Ammon Bundy for Governor, and People's Rights Network be duly entered according to law;
2. The default judgments of Ammon Bundy, Ammon Bundy for Governor, and People's Rights Network be duly entered according to law;
3. The Plaintiffs shall notice an evidentiary hearing to determine the amount of damages, including punitive damages, pursuant to Idaho Rule of Procedure 55(b)(2);
4. The evidentiary hearing to determine damages will be conducted before a jury; and
5. The hearing will be referred to a Senior Judge to expedite resolution of the matter.

DATED: _____

District Court Judge

CERTIFICATE OF SERVICE

I hereby certify that 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
P.O. Box 370
Emmett, ID 83617

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

Ammon Bundy for Governor
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

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

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

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

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jmjensen@hollandhart.com

zjmccraney@hollandhart.com

DATED: _____

Clerk of the Court

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