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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,

Defendants.

Case No. CV01-22-06789

**PLAINTIFFS’ EXPERT WITNESS
DISCLOSURES**

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, NP (“Plaintiffs”), by and
through their attorneys of record, Holland & Hart LLP, hereby submit their disclosure of expert
witnesses, which identifies the witnesses who may provide expert testimony at the trial of the

above-captioned case. This disclosure is made in accordance with the Court's Notice of Trial Setting and Order Governing Further Proceedings dated October 17, 2022, and pursuant to Rule 26(b)(4) of the Idaho Rules of Civil Procedure.

I. RETAINED EXPERT WITNESSES

A. JESSICA FLYNN

1. Statement of Testimony:

A statement of opinions to be expressed and the basis and reasons for the opinions is set forth in Ms. Flynn's report attached as **Exhibit A**.

2. Data and Information Considered in Forming Testimony:

A list of the data and other information considered by Ms. Flynn in forming her opinions is set forth as an Appendix to **Exhibit A**.

3. Exhibits that May Be Used as a Summary of or Support for Testimony:

Ms. Flynn may use as an exhibit any portion of her report and any materials referenced in the appendices to **Exhibit A**. She may also rely on any other expert's report.

4. Qualifications of Ms. Flynn:

Ms. Flynn's qualifications, including a list of all publications authored by her within the preceding ten years, and all cases in which she has testified as an expert in the preceding four years, are set forth in her CV, attached as an Appendix to **Exhibit A**.

5. Compensation Paid to Ms. Flynn:

Ms. Flynn is being compensated at an hourly rate of \$200.

B. CAMILLE LACROIX, MD, DFAPA

1. Statement of Testimony:

A statement of opinions to be expressed and the basis and reasons for the opinions is set forth in Dr. LaCroix's report attached as **Exhibit B**.

2. Data and Information Considered in Forming Testimony:

A list of the data and other information considered by Dr. LaCroix in forming her opinions is set forth in Dr. LaCroix's report attached as **Exhibit B**.

3. Exhibits that May Be Used as a Summary of or Support for Testimony:

Dr. LaCroix may use as an exhibit any portion of her report and any materials referenced in **Exhibit B**. She may also rely on any other expert's report.

4. Qualifications of Dr. LaCroix:

Dr. LaCroix's qualifications, including a list of all publications authored by her within the preceding ten years, and all cases in which she has testified as an expert in the preceding four years, are set forth in her CV, attached as an Appendix to **Exhibit B**.

5. Compensation Paid to Dr. LaCroix:

Dr. LaCroix is being compensated at the hourly rate of \$400 for all services but travel time (compensated at an hourly rate of \$250) and testimony (compensated at an hourly rate of \$600).

C. MICHAEL WHEATON, MD

1. Statement of Testimony:

A statement of opinions to be expressed and the basis and reasons for the opinions is set forth in Dr. Wheaton's report attached as **Exhibit C**.

2. Data and Information Considered in Forming Testimony:

A list of the data and other information considered by Dr. Wheaton in forming his opinions is set forth as an Appendix to **Exhibit C**.

3. Exhibits that May Be Used as a Summary of or Support for Testimony:

Dr. Wheaton may use as an exhibit any portion of his report and any materials referenced in the appendices to **Exhibit C**. He may also rely on any other expert's report.

4. Qualifications of Dr. Wheaton:

Dr. Wheaton's qualifications, including a list of all publications authored by him within the preceding ten years, and all cases in which he has testified as an expert in the preceding four years, are set forth in his CV, attached as an Appendix to **Exhibit C**.

5. Compensation Paid to Dr. Wheaton:

Dr. Wheaton is being compensated at the hourly rate of \$500.

D. DENNIS REINSTEIN, CPA

1. Statement of Testimony:

A statement of opinions to be expressed and the basis and reasons for the opinions is set forth in Mr. Reinstein's report attached as **Exhibit D**.

2. Data and Information Considered in Forming Testimony:

A list of the data and other information considered by Mr. Reinstein in forming his opinions is set forth in **Exhibit D**.

3. Exhibits that May Be Used as a Summary of or Support for Testimony:

Mr. Reinstein may use as an exhibit any portion of his report and any materials referenced in **Exhibit D**. He may also rely on any other expert's report.

4. Qualifications of Mr. Reinstein:

Mr. Reinstein's qualifications, including a list of all publications authored by him within the preceding ten years, and all cases in which he has testified as an expert in the preceding four years, are set forth in his CV, attached as an Appendix to **Exhibit D**.

5. Compensation Paid to Mr. Reinstein:

Mr. Reinstein is being compensated at an hourly rate of \$500.

E. DEVIN BURGHART

1. Statement of Testimony:

Mr. Devin Burghart will testify and express opinions, consistent with those contained in his report, “Ammon’s Army: Inside the Far-Right People’s Rights Network.” His report is attached hereto as **Exhibit E**.

Mr. Burghart will testify regarding his findings and conclusions relating to the formation of People’s Rights Network (“PRN”), the structure of PRN, the objectives of PRN, the dangers posed by PRN, Ammon Bundy and his entities’ roles in PRN, Diego Rodriguez and his entities’ roles in PRN, and PRN’s messaging and use of false conspiracies to push its agenda. He will testify regarding the actions taken and tactics employed by the Defendants to manufacture a false conspiracy and to publish false statements to harass and incite violence against the Plaintiffs. Mr. Burghart will testify regarding how the Defendants acted in concert to generate publicity and revenue for themselves based on the false statements and false conspiracies targeting the Plaintiffs.

Mr. Burghart will testify to the following opinions and conclusions:

- a. Ammon Bundy founded and built PRN into a nationwide network that they assert has over 60,000 members. PRN’s growth has been spurred by a fusion of Bundy’s core of the far-right paramilitary supporters built up over years of armed standoffs with a mass base of new activists radicalized in protest over COVID-19 health directives.
- b. PRN’s objectives are to take over the government to impose its radical far-right vision on people. PRN declares a desire for governmental power to be used to protect the “righteous” against the “wicked”. PRN seeks to establish a type of armed enclave-style “neighborhood” nationalism, where “righteous” neighbors stand against the “wicked.”

PRN defines the “wicked” using far-right conspiracism, racism, antisemitism, anti-indigenous, and anti-transgender sentiment.

c. Bundy controls PRN. The organization is a fairly typically structured extremist group. Bundy sits atop the hierarchy—though in an unnamed, unspecified position. He is the main spokesperson for the group, and it appears that he has complete access to all the individual member information. Bundy is the network’s leader and directs and promotes the network. Bundy oversees state and area assistants—those charged with coordinating activities and controlling access to information. PRN has a substantial and active Idaho chapter that Ammon Bundy leads and oversees.

d. Diego Rodriguez is a key figure in PRN. He is a frequent speaker at PRN events, including early meetings that gave rise to the organization. Rodriguez is an active member in PRN, facilitates the network’s growth, and coordinates PRN’s messaging and communications with Bundy. While having less authority than Bundy, Rodriguez speaks for the network and acts on the network’s behalf.

e. Rodriguez is the founder of the Freedom Tabernacle Church in Boise, Idaho. The church promotes “Christian Dominion,” described as “the duty of taking dominion over the Earth”; the objective being to impose his version of Christianity on all. Christian Dominionism is a form of Christian nationalism, arguing that Christians should take the reins of political and cultural power. Rodriguez’s Boise-based Dominion Books is dedicated to “equipping believers to take dominion in this world.” Rodriguez also serves as the Communications and Marketing Director for the Freedom Man Political Action Committee and operates the Freedom Man website. See <https://freedomman.org/>. Rodriguez contends that “[h]omosexuality is an abomination unto God and to all

Christians.” One tenet of Christian Dominionism is that “Biblical law” demands the death penalty for members of the LGBTQ community and other forms of governmental punishment for the “wicked”. Rodriguez frequently uses antisemitic canards in his calls for “Christian Dominion”. Rodriguez promotes policy positions in line with Cleon Skousen’s National Center for Constitutional Studies, including opposing “state-run educational institutions” which Rodriguez contends have no authority in the “Word of God”. Rodriguez states that “welfare, food stamps, subsidized housing, state run health care (i.e., Medicare, etc.), social security and publicly funded education” must be destroyed as an “unlawful expansion of state government into areas of life that are ordained by God to be fulfilled by church and families.” Rodriguez has a long history of self-promotion, seeking financial gain and has desperately sought political relevance. He advertises himself as a skilled marketer and frequently uses his family to promote himself, his personal brand, and his various financial schemes.

- f. In addition to PRN, Bundy and Rodriguez worked together on the Bundy for Governor Campaign. PRN was intertwined with the Bundy for Governor Campaign, as was Rodriguez’s Freedom Man website.
- g. Bundy, Rodriguez, and PRN pose a real and present danger to the community and to public servants. While Bundy, Rodriguez, and PRN speak in terms of “defending rights”, they define “defense” and “rights” in such a way that they really are just advocating the use of violence to reach their objective of imposing their desired type of Christian Nationalist government on others. PRN’s leadership and membership includes paramilitary and militia-type group members. PRN was established—and operates—as an “Uber-like” militia response system. PRN’s messaging is intended to incite fear and

promote violence. PRN uses harassment, intimidation, threats of violence, and doxing to silence those it opposes and push its agenda. PRN is willing and able to use violence to accomplish its objectives.

- h. PRN has had and maintains active financial connections with entities controlled by Bundy and Rodriguez. PRN solicits “donations” from members, and those donations are funneled through corporations owned by Bundy and Rodriguez. Dono Custos, Inc., an entity owned and controlled by Bundy, is used to funnel money in and out of PRN. Similarly, Freedom Tabernacle, Incorporated, an entity owned and controlled by Rodriguez, is used to funnel money in and out of PRN. PRN uses conspiracy theories and false narratives to attract members, radicalize its base, push its agenda, gather donations, and incite fear and violence.
- i. Bundy, Rodriguez, and PRN are aligned with a network of other extremist groups.
- j. Bundy, Rodriguez, PRN, the Bundy for Governor Campaign, and the Freedom Man website, coordinated and created a false conspiracy theory that the police, the Governor of Idaho, the Idaho Department of Health and Welfare, St. Luke’s hospital, Chris Roth, Dr. Natasha Erickson, Tracy Jungman, and others, participated in a kidnapping and a child trafficking ring. They promoted the incendiary, false conspiracy that St. Luke’s, Roth, Dr. Erickson, and Jungman were criminals who acted to facilitate and profited from the kidnapping of healthy children from “Christian” families and trafficking of those children to “homo-sexuals” who sexually abused and killed the children. PRN’s creation of this false conspiracy theory is typical of how PRN usually operates, which is to create a false narrative in order to garner publicity, recruit members, enrage members, incited

violence, manipulate members to act, silence its opposition, and garner donations to enrich itself.

- k. PRN, through Bundy and Rodriguez, pushed its false conspiracy theory in order to attract members, radicalize its base, grow its political capital, intimidate and harm the entities and individuals identified, and financially enrich itself and its leaders, including Bundy and Rodriguez.
- l. PRN, Bundy, Rodriguez, the Bundy for Governor Campaign, and the Freedom Man website employed language and messages which incited fear and promoted violence or the threat of violence against the individuals and entities identified. This threat of violence was real, and it was—and is—substantial. The threats posed by PRN, Rodriguez, Bundy, and the Freedom Man website are omnipresent. PRN's membership consists of armed paramilitary and militia-type members who are willing and able to use threats, violence, and force to silence its targets. PRN's coordinated use of false messaging and its armed and dangerous members presented—and continue to present—a dangerous risk to St. Luke's, Dr. Erickson, Roth, and Jungman.
- m. PRN intended to and did dox, intimidate, scare, harass, and threaten St. Luke's Health System and its staff and patients. This coordinated attack was led, orchestrated, and promoted by PRN leaders, including Bundy and Rodriguez.
- n. Almost one year after the armed gatherings at St. Luke's that caused the lockdown of the hospital, PRN, Bundy, Rodriguez, and the Freedom Man website maintain the false narratives, and continue to repeat and amplify the false and incendiary conspiracies to further endanger St. Luke's and others and to radicalize more intended members of PRN to take action by threatening others and by making financial contributions to the network.

2. Data and Information Considered in Forming Testimony:

A list of the data and other information considered by Mr. Burghart in forming his opinions is set forth as an Appendix to **Exhibit E**.

3. Exhibits that May Be Used as a Summary of or Support for Testimony:

Mr. Burghart may use as an exhibit any portion of his report and any materials referenced in the appendices to **Exhibit E**. He may also rely on any other expert's report.

4. Qualifications of Mr. Burghart:

Mr. Burghart's qualifications, including a list of all publications authored by him within the preceding ten years, and all cases in which he has testified as an expert in the preceding four years, are set forth in his CV, attached as an Appendix to **Exhibit E**.

5. Compensation Paid to Mr. Burghart:

Mr. Burghart is not being personally compensated. The Institute for Research & Education on Human Rights is being compensated at the rate of \$300.00 per hour including any testimony at deposition or trial.

F. SPENCER FOMBY

1. Statement of Testimony:

At statement of opinions to be expressed and the basis and reasons for the opinions is set forth in Mr. Fomby's report attached as **Exhibit F**.

2. Data and Information Considered in Forming Testimony:

A list of the data and other information considered by Mr. Fomby in forming his opinions is set forth in **Exhibit F**.

3. Exhibits that May Be Used as a Summary of or Support for Testimony:

Mr. Fomby may use as an exhibit any portion of his report and any materials referenced in **Exhibit F**. He may also rely on any other expert's report.

4. Qualifications of Mr. Fomby:

Mr. Fomby's qualifications, including a list of all publications authored by him within the preceding ten years, and all cases in which he has testified as an expert in the preceding four years, are set forth in his CV, attached as an Appendix to **Exhibit F**.

5. Compensation Paid to Mr. Fomby:

Mr. Fomby is being compensated at an hourly rate of \$300 for all services except deposition appearance (hourly rate of \$450), trial appearance (\$2500 per day non-testifying, \$3500 per day testifying), and travel time (\$1500 per day plus expenses \$0.545 per mile).

II. NON-RETAINED EXPERT WITNESSES

Plaintiffs disclose the following witnesses in an abundance of caution. Much of the following witnesses' testimony will be factual, as each individual has personal knowledge of the facts underlying this case. Plaintiffs understand, however, that some of the testimony will involve both factual statements and opinions regarding the following witnesses' respective scientific, technical, or other specialized knowledge, helpful to the trier of fact.

A. NATASHA ERICKSON, M.D.

Dr. Erickson is a pediatric hospitalist at St. Luke's Regional Medical Center and has 12 years' experience in pediatric care. Dr. Erickson has extensive experience in diagnosing and treating children. In the course of her job responsibilities, Dr. Erickson provides inpatient medical care for hospitalized infants, children, and adolescents.

Dr. Erickson is familiar with the care St. Luke's provided the Infant, including the Infant's diagnoses and plan for treatment. She is also familiar with the harm suffered by her and her family as a result of Defendants' conduct and the measures she has been forced to take to deal with the risk of harm posed by Defendants.

Dr. Erickson has a Bachelor of Science degree in Biology from the University of Puget Sound and a medical degree from Eastern Virginia Medical School. She completed a post graduate internship in pediatrics and a residency in pediatrics at Eastern Virginia Medical School. During the first year of her residency, Dr. Erickson was awarded the Outstanding First Year Resident Award, and she was later selected to serve as chief resident. She has served on several committees related to patient safety and quality of care and is actively involved in resident and nursing education, having received an award for pediatric teaching excellence. Dr. Erickson is licensed by the Idaho Board of Medicine and the Idaho Board of Pharmacy and is a current member of the American Academy of Pediatrics. She is Board Certified in General Pediatrics and in Pediatric Hospital Medicine.

In addition to testifying about the personal effect Defendants' actions have had on Dr. Erickson and her family, Dr. Erickson will testify that she and her family suffered reputational, financial, and emotional harm due to Defendants' actions and have taken increased security measures due to the risks posed by Defendants. Dr. Erickson and her family have experienced disruptions in their day-to-day living owing to Defendants' conduct. Dr. Erickson experienced symptoms indicative of PTSD owing to Defendants' conduct.

Dr. Erickson will testify that at the time she was directly involved in the Infant's care the Infant's parents consented to all aspects of care, that the treatment plan for the Infant during the Infant's admission to St. Luke's Boise from March 1-4, 2022, met all applicable standards of care and was in the best interests of the Infant, and that the Infant was not vaccinated by St. Luke's at any time.

Dr. Erickson will also testify that she never contacted DHW and did not ask anyone to contact DHW regarding the Infant. Dr. Erickson did ask for a social worker to consult with the parents of the Infant regarding financial need and other issues.

Some of Dr. Erickson's testimony will rely on her expertise, including the following:

1. The medical condition and treatment provided to the Infant in March 2022. She will testify regarding her opinion that the Infant needed the medical evaluation and treatment that the Infant received at St. Luke's.
2. St. Luke's Health System's practices and procedures regarding admission, diagnoses, and treatment, and the hospital's reporting requirements. She will testify that, as it relates to the care she provided, she properly followed all relevant practices, procedures, and reporting categories relating to the Infant.
3. The Infant needed medical intervention because of the Infant's severe condition at the time of admittance.
4. The diagnoses, treatment plan, and care provided to the Infant was competent and in the best interests of the Infant. The Infant suffered from severe malnutrition and dehydration which, if left untreated, could have had serious health and development consequences.
5. The Infant's treatment was hampered by the Infant's parents' refusal to provide basic medical history about the Infant and failure to properly characterize prior medical care received by the Infant.
6. Dr. Erickson will testify regarding the medical record that she generated or referred to relating to the medical care provided to the Infant.

7. Dr. Erickson may also refer to and testify regarding other medical records relating to the Infant's care and condition.
8. Dr. Erickson will testify that all aspects of care (including examination, evaluation, diagnosis, and treatment) that she provided to the Infant met the applicable standard of care.
9. Dr. Erickson will testify that the examination, imaging, and testing of the Infant that occurred at St. Luke's was appropriate and met the standard of care.

B. TRACY JUNGMAN, NURSE PRACTITIONER

Ms. Jungman is a nurse practitioner specializing in pediatrics at St. Luke's CARES in Boise, Idaho. She has over 20 years' experience in pediatric nursing and has provided assistance to over 1,700 patients in the last five years alone. She has extensive clinical experience in various inpatient and outpatient settings including PICU and Child Abuse Pediatrics. In the course of her job responsibilities, Ms. Jungman evaluates and treats children that may be victims of abuse, neglect, or other forms of maltreatment, and she is regularly called to testify in court in child abuse cases because of her expertise in recognizing and treating victims of child abuse and neglect.

Ms. Jungman is familiar with the events leading up to DHW's decision to contact the Meridian Police about the Infant on March 11, 2022, the measures St. Luke's CARES took to protect staff and patients during the March 2022 protests at St. Luke's, the care St. Luke's provided the Infant, the practices and procedures involved in child protection cases, the harm she and her family suffered as a result of Defendants' conduct, and the additional security measures she has taken to deal with the risk of harm posed by Defendants.

Ms. Jungman has a Bachelor of Science degree in Nursing from Boise State University and a Master of Science degree in Nursing from Clarkson College. She has substantial post graduate education in pediatric medicine, focusing on survivors of child abuse. Ms. Jungman facilitates the Idaho Child Abuse peer review for medical providers statewide, and frequently provides regional and statewide education to various entities regarding the identification, evaluation, and treatment of victims of child maltreatment.

Ms. Jungman will testify that she and her family suffered reputational, financial, interpersonal, and emotional harm due to Defendants' actions and have had to increase security due to the risks posed by Defendants. Ms. Jungman will also testify that she and her family have experienced disruptions in their day-to-day living owing to Defendants' conduct. Ms. Jungman will also testify that she experienced symptoms indicative of PTSD owing to Defendants' conduct.

In addition to testifying about the personal effect Defendants' actions have had on Ms. Jungman and her family, Ms. Jungman is expected to present evidence on the subject matter of St. Luke's role in DHW investigations and proceedings, St. Luke's medical advice regarding the Infant, the Infant's condition on March 12, 2022, the care that St. Luke's provided to the Infant in March 2022, and the interactions between St. Luke's and the Infant's parents.

Some of Ms. Jungman's testimony will rely on her expertise and will include testimony expressing an expert opinion, including the following:

1. Ms. Jungman and others she observed providing care complied with St. Luke's Health System's practices and procedures regarding admission, diagnoses, treatment, and DHW consultations and evaluations, and the hospital's reporting requirements.

2. The Infant needed medical intervention because of the Infant's severe condition at the time of admittance. At the time the Infant was admitted to St. Luke's, the Infant was severely malnourished, dehydrated, and was failing to thrive.
3. The treatment plan and care provided to the Infant by St. Luke's was competent and in the best interests of the Infant. If the Infant had not received care, the Infant could have died or suffered serious health and developmental consequences.
4. The Infant's treatment was hampered by the Infant's parents' refusal to provide basic medical history about the Infant.
5. Ms. Jungman will testify regarding the medical record that she generated or referred to relating to the medical care provided to the Infant.
6. Ms. Jungman may also refer to and testify regarding other medical records relating to the Infant's care and condition.
7. Ms. Jungman will testify that all aspects of the care (including examination, evaluation, diagnosis, and treatment) that she provided to the Infant met the applicable standard of care.

C. CHRIS ROTH, CEO, ST. LUKE'S HEALTH SYSTEM LTD.

Mr. Roth is the current president and CEO of St. Luke's Health System. He has 30 years' experience in health care and has extensive experience in health care operations, emerging technologies, care delivery and care models, and consumer experience. In the course of his job responsibilities, Mr. Roth administers the hospital network which includes, among other things, managing over 14,000 employees, creating business strategies, and overseeing St. Luke's Health System's day-to-day operations. Mr. Roth reports to the St. Luke's Health System Board of Directors.

Mr. Roth has a Bachelor of Science degree from Utah State University and a master's degree in health-care administration from the University of Minnesota. He has more than 30 years of healthcare experience.

Mr. Roth is familiar with the economic and reputational harm suffered by St. Luke's Health System due to Defendants' actions, the effect Defendants' actions have had on employee productivity and morale, the security measures St. Luke's has been forced to take to protect its building, its staff, and its patients from the ongoing threats caused by Defendants, and the overall effect Defendants' actions have had on the day-to-day operations of the hospital.

Mr. Roth will testify about the personal effect the Defendants' actions have had on him and his family. Mr. Roth is expected to present evidence on the impact the Defendants' conduct has had on the health system's ability to fulfill its mission and its day-to-day operations.

Some of Mr. Roth's testimony will rely on his expertise and will include testimony expressing an expert opinion, including the following:

1. The health system's mission and the need to operate in an economically efficient way in order to fulfill that mission.
2. The health system's response to the threat posed by Defendants, including the need to lockdown and divert patients to other alternative health care providers on March 15, 2022, the need to implement "incident command" during and after the March 2022 protests, the need to monitor and deal with crowds of Defendants' followers, the need to take steps to protect providers and staff including the need to remove staff and provider profiles from the health system's website, the need to expend resources on public relations support to mitigate damages and correct misconceptions, and the need to increase security due to the threat posed by the

Defendants including the need to add security personnel and make infrastructure improvements.

3. The health system experienced operational disruption due to Defendants' false statements and actions. The health system was required to divert staff and executives from their job responsibilities to deal with the security threat. Patients were prevented from obtaining needed care. Staff questioned their willingness to continue serving in their roles out of concern for their safety. And recruits were dissuaded from accepting jobs with St. Luke's Health System.
4. The health system suffered reputational and financial harm due to Defendants' false statements and actions, and this harm negatively impacted both the hospital and the community the hospital serves.
5. St. Luke's Health System suffered a loss of employee productivity and morale due to Defendants actions in March 2022.

D. KATE FOWLER, CHIEF FINANCIAL OFFICER, ST. LUKE'S HEALTH SYSTEM LTD.

Ms. Fowler is the current CFO of St. Luke's Health System and a certified public accountant. She has over 20 years' experience in accounting and finance for large organizations, including non-profit and health care institutions. Ms. Fowler oversees all accounting and finance personnel employed by St. Luke's Health System. She monitors and analyzes the finances of, and financial impacts to, the health system and reports directly to Mr. Roth, the St. Luke's Health System CEO, and also provides reporting to the St. Luke's Health System Board of Directors. In the course of her job responsibilities, she has become, and remains, familiar with the health system's accounting processes, financial data, and the economic harm suffered by the health system due to Defendants' disruptions and intimidation.

Ms. Fowler has a BA in Accounting and Business Administration from the College of Idaho and an MBA from Northwest Nazarene University. She began her career as an Auditor for a bank, then Senior Consultant for an accounting firm. Ms. Fowler then transitioned into management positions with Ernst & Young for over five years. Her career then took her into the medical field where she served as a Controller / Director, Health Information Management, transitioning into Chief Financial Officer at West Valley Medical Center. She started employment with St. Luke's Health System in 2015, where she first served as Finance Administrator – West Region, then Finance Administrator – Provider Operations. Her next position was Vice President Operational Finance. Ms. Fowler's current position is SVP, Chief Financial Officer. Ms. Fowler is expected to present evidence on the subject matter of the financial impact to St. Luke's Health System due to Defendants' conduct (the March 2022 disruptions at the Boise and Meridian Emergency Departments and ongoing threat Defendants perpetuate).

Some of Ms. Fowler's testimony will rely on her expertise and will include testimony expressing an expert opinion, including the following:

1. St. Luke's Health System suffered economic losses due to Defendants' March 2022 disruptions at St. Luke's Boise and Meridian campuses. The health system lost revenue due to increased canceled patient appointments and delayed care in numbers far higher than the normal rate of cancelation.
2. The health system has increased security due to the Defendants' disruptions in March 2022 and the ongoing threats, harassment and smear campaign in which Defendants have engaged. These increases in security include infrastructure

improvements, installation and licensing of access software, and added security personnel.

3. The data underlying retained expert Dennis Reinstein's report setting forth economic damages is reliable, accurate, and properly supports the damages sought.

E. C.P. "ABBEY" ABBONDANDOLO, SENIOR DIRECTOR OF SECURITY, ST. LUKE'S HEALTH SYSTEM, LTD.

Mr. Abbondandolo is the Senior Director of Security for St. Luke's Health System in Boise, Idaho, and has over 40 years' experience in security operations, including in law enforcement working for a major police department and as head of security for a major hospital in Houston, Texas. Mr. Abbondandolo oversees all security personnel employed by St. Luke's Health System, directs and manages St. Luke's Threat Assessment Team, monitors and analyzes security risks, and designs and implements security protocols. In the course of his job responsibilities, Mr. Abbondandolo has become, and remains, familiar with the health system's security response and security operations, and the economic harm related to security that the hospital system suffered due to Defendants' disruptions and intimidation.

Mr. Abbondandolo is expected to present evidence on the subject matter of the operational and financial impact from a security standpoint to St. Luke's Health System due to Defendants' conduct (the March 2022 disruptions at the Boise campus and Meridian Emergency Departments and ongoing threat Defendants perpetuate). Mr. Abbondandolo will also testify about how Defendants' threats have been managed, during March 2022, and through the present. He will testify about security policies and practices.

Some of Mr. Abbondandolo's testimony will rely on his expertise and will include testimony expressing an expert opinion, including the following:

1. St. Luke's Health System was forced to invest substantial sums of money in additional security measures in order to defend itself, its staff, and its patients against the ongoing threat posed by Defendants. These additional security measures include increased security personnel and new security infrastructure.
2. The threat posed by Defendants was real and was substantial. It presented a real and present danger to the safety of patients and staff. There were several hundred protestors that gathered outside the Boise hospital, many of which were armed. A nationwide protest phone call campaign was organized by Defendants. External law enforcement agencies, including the Boise Police Department, the Idaho State Police Department, and the Federal Bureau of Investigation advised on and/or helped mitigate the threat, but that was not enough to eliminate the threat or prevent a breach of the hospital.
3. The hospital system was required to divert attention and resources to manage the risks posed by Defendants, meaning that regular and important work was delayed or cancelled.
4. The additional security measures the hospital system invested in were necessary in order to combat the threat posed by Defendants and to keep the hospital system's facilities safe for staff, patients, and the community.
5. The additional security measures would not have been needed but for the threat posed by Defendants.
6. Prior to the events giving rise to the lawsuit, the hospital system's security measures were sufficient for responding to the threats the hospital faced and were on par with what other similarly situated hospital systems were doing in regard to

security. The hospital system had successfully responded to protests in the past, most notably the protests related to the COVID-19 pandemic, and it had successfully mitigated and eliminated threats posed by combative individuals. However, the threat posed by Defendants exceeded all previous threats, was beyond what any hospital system such as St. Luke's could reasonably prepare for, and created the need for additional security resources.

7. St. Luke's Health System has and follows reasonable policies, procedures, or practices relating to security training, security operations, and emergency response.

F. DENNIS MESAROS, VICE PRESIDENT OF POPULATION HEALTH, ST. LUKE'S HEALTH SYSTEM

Mr. Mesaros is the Vice President of Population Health for St. Luke's Health System, and he serves as the regional operational leader for St. Luke's Regional Medical Center, St. Luke's Elmore Medical Center, and St. Luke's McCall Medical Center. Mr. Mesaros oversees quality of care, patient outcomes, patient experience, stewardship, and the safety and wellbeing of staff and patients, and he is occasionally called upon to respond to high level emergency situations and events that impact hospital operations. In the course of his job responsibilities, Mr. Mesaros has become, and remains, familiar with the health system's emergency response procedures, patient care policies, practices and procedures, and facility operations.

Mr. Mesaros has a Bachelor of Arts in Economics from the University of Maryland College Park, and a master's degree in Public Administration, Health Policy and Management from Seton Hall University. He was formally trained in emergency management through the Federal Emergency Management Agency. Mr. Mesaros has over thirty years of employment in management and administration of health systems including the MetroHealth System,

QualChoice Health Plan, The Lewin Group, Holy Cross Hospital, and Providence Centralia Hospital. He has been the Site Administrator at St. Luke's Health System for over eight years. In this position he has direct oversight for all patient care and facility operations.

Mr. Mesaros is expected to testify about St. Luke's actions taken during and after the March 2022 disruptions by Defendants.

Some of Mr. Mesaros's testimony will rely on his expertise and will include testimony expressing an expert opinion, including the following:

1. St. Luke's Health System's suffered operational harm due to Defendants' conduct (the March 2022 disruptions at the Boise and Meridian Emergency Departments, the nationwide phone protest, and the ongoing threat Defendants perpetuate).
2. The health system's policies, procedures, and practices relating to emergency response and DHW interventions. These policies, procedures, and practices are reasonable and within the applicable standard of care.
3. In accordance with DHW and police guidelines and advice, the hospital system effectively and competently implemented a safety plan to allow the Infant's parents to stay informed of the Infant's treatment and progress and to visit the Infant while the Infant was receiving care at St. Luke's Boise.
4. Defendants' actions posed a threat to the caregivers and prevented emergency medical crews from transporting patients to St. Luke's Boise.
5. The hospital system was forced to take steps to limit exposure of the pediatric care team to protect their safety, including removing ID badges, pictures, and names from documentation. These steps were needed because of the threat posed by Defendants.

G. RACHEL THOMAS, MD

Dr. Thomas is a physician with Emergency Medicine of Idaho, which contracts with St. Luke's. She solely works at St. Luke's emergency departments. She has extensive experience in emergency medicine, having worked in emergency medicine for the past 12 years.

Dr. Thomas on shift the St. Luke's Meridian emergency department on the night of March 11-12, 2022. She is personally familiar with the circumstances of Ammon Bundy's trespass at the St. Luke's Meridian emergency department, the ensuing disturbances by Mr. Bundy and his followers, the circumstances in which the Infant was brought to St. Luke's Meridian for medical care, the care provided to the Infant, and the Infant's transfer to St. Luke's Boise.

Dr. Thomas is expected to testify about the disruption Mr. Bundy caused, that it was serious and threatening, and that St. Luke's Meridian emergency department responded to and mitigated the disruption. One way in which St. Luke's Meridian responded to Mr. Bundy's conduct was to put the emergency department on divert status. Dr. Thomas will testify that children are not admitted to St. Luke's Meridian and can only be admitted to the children's hospital in Boise.

Some of Dr. Thomas's testimony will rely on her expertise and will include testimony expressing an expert opinion, including the following:

1. The medical condition of the Infant upon arrival at St. Luke's Meridian emergency department on the night of March 11-12, 2022. She will testify regarding her opinion that the Infant needed the medical evaluation and treatment that the Infant received at St. Luke's and that the Infant was severely malnourished.

2. St. Luke's Health System's practices and procedures regarding admission, diagnoses, and treatment, and the hospital's reporting requirements. She will testify that, as it relates to the care she provided, she properly followed all relevant practices, procedures, and reporting categories relating to the Infant. She will also testify that, while the Infant exited the emergency department through a different exit (not the exit to the ambulance bay), this irregularity was necessitated by Mr. Bundy's followers blocking the ambulance bay.
3. The Infant needed medical intervention because of the Infant's severe condition at the time of admittance. Dr. Thomas will testify regarding her opinion that her evaluation of the Infant upon arrival at the emergency department and the Infant's medical records indicated there was a serious risk to the Infant.
4. The Infant was medically stable for transport from St. Luke's Meridian to St. Luke's Boise. This means that the Infant was not likely to have a cardiac event or other catastrophic health incident while being transported from Meridian to Boise.
5. The circumstances that Mr. Bundy created—the mob of his followers blocking the ambulance bay—caused Dr. Thomas to place the emergency department on divert status, meaning that no ambulances would be routed to the St. Luke's Meridian emergency department. This decision was reasonable and prudent because there was a real threat posed by Mr. Bundy and his followers. In addition to blocking the ambulance bay, the Bundy mob were shouting that they would take the Infant back and that those in the emergency department were kidnappers and child traffickers.

6. The care provided to the Infant at St. Luke's Meridian emergency department was competent and in the best interests of the Infant and met the applicable standard of care.
7. Dr. Thomas will testify regarding the medical records that she generated or referred to relating to the medical care provided to the Infant. She may also refer to and testify regarding other medical records relating the Infant's care and condition.

H. JAMIE PRICE, MD

Dr. Price is a pediatric hospitalist at St. Luke's Regional Medical Center and serves as the current elected Chair of the Department of Pediatrics for St. Luke's. She has 12 years' experience as a pediatric hospitalist and 15 years' experience in pediatric care. Dr. Price has extensive experience in caring for children admitted to the hospital for neglect and abuse and in caring for children who are experiencing failure to thrive. In the course of her job responsibilities, Dr. Price has become, and remains, familiar with the health system's practices, policies, and procedures regarding admission, treatment, and overall care of infants, children, and adolescents.

Dr. Price has a bachelor's degree in Microbiology with Honors in the Liberal Arts from The Ohio State University and a medical degree from the University of Toledo College of Medicine. She completed a pediatric residency at Wake Forest University. Dr. Price is actively involved in pediatric education, having received the Pediatric Teaching Excellence award in 2018-2019. She is Board Certified in Pediatrics and Pediatric Hospitalist Medicine by the American Board of Pediatrics.

In addition to testifying about the care Dr. Price provided to the Infant, Dr. Price is expected to present evidence on the subject matter of the Infant's condition, care, and treatment received during the Infant's admission to St. Luke's Boise from March 12-15, 2022, the communications between St. Luke's and the Infant's parents, the effect the protests had on the hospital system's staff and patients, and the falsity of Defendants' statements concerning the care provided the Infant and the Infant's medical condition. She is also expected to testify that the Infant was not vaccinated by St. Luke's at any time.

Some of Dr. Price's testimony will rely on her expertise, including the following:

1. The medical condition and treatment provided to the Infant in March 2022. She will testify regarding her opinion that the Infant needed the medical evaluation and treatment that the Infant received at St. Luke's.
2. St. Luke's Health System's practices and procedures regarding admission, diagnoses, and treatment, and the hospital's reporting requirements. She will testify that, as it relates to the care she provided, she properly followed all relevant practices, procedures, and reporting categories relating to the Infant.
3. The diagnoses, treatment plan, and care provided to the Infant was competent and in the best interests of the Infant. The Infant suffered from severe malnutrition and dehydration which, if left untreated, could have had serious health and development consequences. The Infant's condition had deteriorated between the Infant's discharge from St. Luke's on March 4, 2022 and the Infant's admission on March 12, 2022. The Infant needed medical intervention because of the Infant's severe condition at the time of admittance.

4. The Infant's treatment was hampered by the Infant's parents' refusal to provide basic medical history about the Infant and failure to properly characterize prior medical care received by the Infant.
5. Dr. Price will testify regarding the medical records that she generated or referred to relating to the medical care provided to the Infant. Dr. Price may also refer to and testify regarding other medical records relating to the Infant's care and condition.
6. Dr. Price will testify that all aspects of the care (including examination, evaluation, diagnosis, and treatment) that she provided to the Infant met the applicable standard of care.
7. Dr. Price will testify that the examination, imaging, and testing of the Infant that occurred at St. Luke's was appropriate and met the standard of care.

III. RESERVATION OF RIGHT TO SUPPLEMENT EXPERT DISCLOSURES

Discovery in this matter is ongoing and the Plaintiffs' reserve the right to supplement these expert disclosures and opinions as new information becomes available. The Plaintiffs' reserve the right to call any other expert witness identified by any other party, as well as the right to supplement, amend, and modify the foregoing based upon additional evidence and information developed as discovery progresses, consistent with Court's scheduling Orders and the Idaho Rules of Civil Procedure.

IV. RESERVATION OF RIGHT TO CALL REBUTTAL EXPERTS

The Plaintiffs reserve the right to call rebuttal expert witnesses at trial, and to call any experts identified or disclosed by Defendants. To the extent that Defendants may disclose expert witnesses, including rebuttal expert witnesses, the Plaintiffs expressly reserve the right to amend,

supplement, or change its expert disclosures and to disclose rebuttal expert witnesses, if necessary, to rebut testimony by experts disclosed by Defendants and/or called by Defendants at trial. Upon receipt of Defendants' complete expert disclosures, the Plaintiffs will determine which experts will be called to provide rebuttal testimony.

V. CONFIDENTIAL INFORMATION AND CONTACT INFORMATION

Portions of this disclosure and some of the expert reports attached as Exhibits contain confidential health information of the Infant. Footers have been applied in the affected documents, reading "CONTAINS CONFIDENTIAL HEALTH INFORMATION." Documents with such footer should be protected and treated as confidential.

Contact information of the expert witnesses has been redacted for their personal safety. Moreover, any communication intended for the expert witnesses must be directed through Plaintiffs' counsel.

DATED: March 10, 2023.

HOLLAND & HART LLP

By: /s/Erik F. Stidham

Erik F. Stidham

Counsel for Plaintiffs

CERTIFICATE OF SERVICE

I hereby certify that on this 10th day of March, 2023, I caused to be filed and served, via iCourt, 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
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- Overnight Mail
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c/o Ammon Bundy
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Emmett, ID 83617-3601

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- Overnight Mail
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