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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

AFFIDAVIT OF ERIK F. STIDHAM IN SUPPORT OF PLAINTIFFS' MOTION TO COMPEL COMPLIANCE WITH SUBPOENAS AS TO POWER MARKETING CONSULTANTS LLC, POWER MARKETING AGENCY, LLC, AND FREEDOM TABERNACLE, INCORPORATED

STATE OF IDAHO)
County of ADA)
:ss.

I, Erik Stidham, being first duly sworn upon oath, depose and state as follows:

1. I am an attorney with the firm of Holland & Hart LLP (“Holland & Hart”) and serve as counsel for the Plaintiffs in this case. I make this declaration based on my personal knowledge.

2. During this litigation, I have made efforts to communicate with Mr. Rodriguez via email. Most often, he simply refuses to respond. When he has responded, it has been largely unproductive as Mr. Rodriguez's responding correspondence consists largely of refusals to comply with procedural rules, defiance of this Court's orders, and rants questioning or attacking my sexual orientation or gender identification.

3. Prior to filing the Motion to Compel Compliance with Subpoenas as to Power Marketing Consultants LLC, Power Marketing Agency, and Freedom Tabernacle, Incorporated, Plaintiffs made good faith efforts to resolve the dispute.

4. Attached hereto as **Exhibit 1** are true and correct copies of emails I sent to Defendant Diego Rodriguez seeking to confer with him regarding the subpoenas that were served on Power Marketing Agency, LLC, Power Marketing Consultants LLC, and Freedom Tabernacle, Incorporated. To date, Rodriguez has not responded. And given Rodriguez's persistent refusal to respond to communications or comply with Court orders, further efforts to resolve the dispute are likely futile.

I declare under penalty of perjury under the laws of the State of Idaho that the foregoing is true and correct.

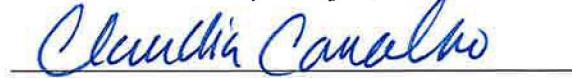
AFFIDAVIT OF ERIK F. STIDHAM IN SUPPORT OF PLAINTIFFS' MOTION TO
COMPEL COMPLIANCE WITH SUBPOEANAS AS TO POWER MARKETING
CONSULTANTS LLC, POWER MARKETING AGENCY, LLC, AND FREEDOM
TABERNACLE, INCORPORATED - 2

Executed this 3rd day of April, 2023.



Erik Stidham

SUBSCRIBED AND SWORN TO before me this 3rd day of April, 2023.



(Signature of notarial officer)



AFFIDAVIT OF ERIK F. STIDHAM IN SUPPORT OF PLAINTIFFS' MOTION TO
COMPEL COMPLIANCE WITH SUBPOEANAS AS TO POWER MARKETING
CONSULTANTS LLC, POWER MARKETING AGENCY, LLC, AND FREEDOM
TABERNACLE, INCORPORATED - 3

CERTIFICATE OF SERVICE

I hereby certify that on this 3rd day of April, 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
 Hand Delivered via Process Server
 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 via Process Server
 Overnight Mail
 Email/iCourt/eServe:

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

U.S. Mail
 Hand Delivered via Process Server
 Overnight Mail
 Email/iCourt/eServe:

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:

Freedom Man Press LLC
c/o Diego Rodriguez
9169 W. State St., Ste. 3177
Boise, ID 83714

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

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

Diego Rodriguez
1317 Edgewater Dr., #5077
Orlando, FL 32804

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

- U.S. Mail
- Hand Delivered
- Overnight Mail
- Email/iCourt/eServe:
freedommanpress@protonmail.com

/s/ Jennifer M. Jensen
Jennifer M. Jensen
OF HOLLAND & HART LLP

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AFFIDAVIT OF ERIK F. STIDHAM IN SUPPORT OF PLAINTIFFS' MOTION TO
COMPEL COMPLIANCE WITH SUBPOEANAS AS TO POWER MARKETING
CONSULTANTS LLC, POWER MARKETING AGENCY, LLC, AND FREEDOM
TABERNACLE, INCORPORATED - 5

EXHIBIT 1

March 8, 2023

VIA EMAIL – FREEDOMMANPRESS@PROTONMAIL.COM

Diego Rodriguez
1317 Edgewater Dr. #5077
Orlando, FL 32804

**Re: St. Luke's Health System, Ltd., et al. v. Ammon Bundy, et al. - Case No.
CV01-22-06789**

Dear Mr. Rodriguez:

We write this email in an attempt to meet and confer pursuant to Idaho Rule of Civil Procedure 37(a)(1) regarding Power Marketing Agency, LLC, Power Marketing Consultants LLC, and Freedom Tabernacle, Incorporated's failure to comply with court-issued subpoenas. You are the agent for these entities, and you control these entities so we hope you will engage with us and stop with the gamesmanship and costly delays. The allegations in this lawsuit make clear the relevance of these entities to my clients' theory of the case.

Attached are subpoenas directed to Power Marketing Agency, LLC, Power Marketing Consultants LLC, and Freedom Tabernacle, Incorporated ("Your Entities"). Because Your Entities do not have current physical addresses on file with the Idaho Secretary of State, we served the subpoenas via Certified Mail on January 4, 2023, and provided you notice through iCourt. As you know, the subpoenas commanded Your Entities to appear at Holland & Hart's Boise office for videotaped depositions on February 3, 2023 (for the Power Marketing entities) and February 6, 2023 (for Freedom Tabernacle), and to produce or permit the inspection of certain documents specified in the subpoenas. None of Your Entities contacted Plaintiffs' counsel regarding the subpoenas or sought a protective order, so we proceeded to acquire needed services for, prepare for, and attend the depositions. Your Entities never appeared.

Further, we intend to ask the Court for our attorney fees and costs for Your Entities' failure to comply with the subpoenas. But in an effort to avoid additional motions, we seek to confer on the issue and set dates to depose Your Entities. Please contact me if you and/or Your Entities are willing to confer on this issue. I ask yet again that you cease with the hiding and, instead, act like a person of integrity and fulfill your obligations under the rules of civil procedure. I must note the hypocrisy. NP Jungman and Dr. Erickson had the courage to care for your grandson while they were being falsely attacked and now have the courage to confront your bullying and false statements in a court of law. In contrast, you falsely targeted people and incited violence for self-promotion and now, rather than confront the litigation like a man of integrity, you run away.

Location
800 W. Main Street, Suite 1750
Boise, ID 83702-7714

Mailing Address
P.O. Box 2527
Boise, ID 83701-2527

Contact
p: 208.342.5000 | f: 208.343.8869
www.hollandhart.com

You are also on notice of your duty to maintain relevant correspondence and financial information relating to these entities. If you have spoliated any evidence regarding these entities, we will seek sanctions.

We are noticing a hearing on this dispute for April 18, 2023. If Your Entities are not willing to meet and confer, we will be forced to proceed with a hearing on the matter and will seek additional sanctions and costs.

Very truly yours,

/s/Erik F. Stidham

Erik F. Stidham
Partner
of Holland & Hart LLP

EFS:njh

Enclosoures

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From: Erik Stidham
Sent: Monday, March 20, 2023 12:10 PM
To: Freedom Man Press
Subject: Power Marketing and Freedom Tabernacle

Mr. Rodriguez,

I have not received any response from you regarding my March 8, 2023, meet and confer letter concerning your entities' (Power Marketing Agency, LLC, Power Marketing Consultants LLC, and Freedom Tabernacle, Incorporated) failure to comply with subpoenas. While my client is not waiving any request for fees, I write to ask again for a response?

Sincerely,
Erik

Regards,



Erik Stidham
He / Him / His (What's this?)
Partner
HOLLAND & HART LLP
800 W. Main Street, Suite 1750, Boise, ID 83702
efstidham@hollandhart.com | T: (208) 383-3934 | M: (208) 283-8278

CONFIDENTIALITY NOTICE: This message is confidential and may be privileged. If you believe that this email has been sent to you in error, please reply to the sender that you received the message in error; then please delete this email.