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6

7 **IN THE DISTRICT COURT FOR THE SECOND JUDICIAL DISTRICT**  
8 **FOR THE STATE OF IDAHO, IN AND FOR NEZ PERCE COUNTY**

JEREMY L. BASS,

Plaintiff,

vs.

MICHAEL J. NEWELL, c/o IDEA Law  
Group, LLC, ESQ,  
CARRINGTON MORTGAGE SERVICES,  
LLC,  
BANK OF AMERICA, N.A.,  
RECONTRUST COMPANY, N.A.,  
DOE I-X

Defendants.

Case No. CV35221875

**MOTION FOR RECONSIDERATION**

**DEMAND FOR JURY**

9  
10 COMES NOW Plaintiff, JEREMY L. BASS (hereinafter "Mr.  
11 Bass"), and respectfully moves this Court to retain this case on  
12 the docket based on the additional evidence, expert witness  
13 report, and the belief that there are sufficient grounds for  
14 Civil RICO claims. Mr. Bass also seeks the Court's permission to  
15 amend his pleading to provide a more accurate and comprehensive  
16 account of the facts and allegations pertaining to the  
17 proceedings over the property located at **1515 21<sup>ST</sup> AVE. LEWISTON**  
18 **ID 83501-3926** (hereinafter "THE PROPERTY" or "HOUSE" fully  
19 described in further reading). In support of this motion, Mr.

1 Bass respectfully asks the Court to consider the following  
2 arguments and legal authorities:

3  
4 I. Introduction

5  
6 1.1 The original case was dismissed due to filing technicalities  
7 and the inability to obtain legal representation as a pro se  
8 litigant with the defendants controlling the clock forcing me to  
9 file earlier at then I was ready for. Mr. Bass has since  
10 diligently researched and gathered additional evidence, secured  
11 an expert witness, and identified potential Civil RICO claims.

12  
13 1.2 Mr. Bass is making this motion to retain the case on the  
14 docket to fulfill the need for justice. Despite the challenges  
15 he has faced as a pro se litigant, he has made great strides in  
16 understanding the legal process and presenting his case more  
17 effectively.

18  
19 1.3 In light of the newly gathered evidence, expert witness  
20 report, and potential Civil RICO claims, Mr. Bass respectfully  
21 requests that the Court retain the case on the docket and grant  
22 him the opportunity to amend his pleading to provide a more  
23 accurate and comprehensive account of the facts and allegations.

1 1.4 In pursuant to I.R.C.P. Rule 39(b) "When No Demand is Made.  
2 Issues on which a jury trial is not properly demanded are to be  
3 tried by the court. But the court may, on motion, order a jury  
4 trial on any issue for which a jury might have been demanded."

5 Mr. Bass is

## 6 7 II. Legal Authority

8  
9 2.1 The Court has the discretion to allow amendments to  
10 pleadings under Rule 15(a) of the Federal Rules of Civil  
11 Procedure, which states that "[a] party may amend its pleading  
12 once as a matter of course within 21 days after serving it, or  
13 if the pleading is one to which a responsive pleading is  
14 required, 21 days after service of a responsive pleading or 21  
15 days after service of a motion under Rule 12(b), (e), or (f),  
16 whichever is earlier."

17  
18 2.2 In the interest of justice and fairness, the Court should  
19 permit Mr. Bass to amend his pleading to provide a more accurate  
20 and comprehensive account of the facts and allegations. As a pro  
21 se litigant, Mr. Bass has faced significant challenges in  
22 navigating the legal process and understanding the intricacies  
23 of civil procedure.

1  
2 2.3 The legal authority to grant leave to amend a pleading can  
3 be found in similar rulings within this district, such as  
4 Jesinoski v. Countrywide Home Loans, Inc., 574 U.S. 259 (2015),  
5 which said: "a district court should grant leave to amend even  
6 if no request to amend the pleading was made unless it  
7 determines that the pleading could not possibly be cured by the  
8 allegation of other facts." Cook, Perkiss & Liehe v. N. Cal.  
9 Collection Serv., 911 F.2d 242, 247 (9th Cir. 1990).

10  
11 III. Conclusion

12  
13 For the foregoing reasons, Mr. Bass respectfully requests that  
14 the Court retain the case on the docket, grant him the  
15 opportunity to amend his pleading, and consider the newly  
16 gathered evidence, expert witness report, and potential Civil  
17 RICO claims in pursuit of justice.

18  
19 Dated this 24 day of March 2023.

Respectfully submitted,

Jeremy L. Bass  
Plaintiff/ Pro Se

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Signature

CERTIFICATE OF MAILING

I certify that I have sent by email and first-class mail this OPPOSITION TO DEFENDANT'S MOTION TO DISMISS AND STRIKE SUMMONS AND COMPLAINT to Defendants on March 24th, 2023, at the following email address and postal address:

Email: mnewell@idealawgroupllc.com  
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Jeremy L. Bass  
Plaintiff

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Signature