

1 *Jeremy L. Bass, Pro Se*  
2 *1515 2<sup>nd</sup> Ave*  
3 *Lewiston, ID 83501-3926*  
4 *Ph: 208-549-9584*  
5 *Quantum.J.L.Bass@RAWdeal.io*

6  
7 **IN THE DISTRICT COURT FOR THE SECOND JUDICIAL DISTRICT**  
8 **FOR THE STATE OF IDAHO, IN AND FOR NEZ PERCE COUNTY**

DPW Enterprises LLC and Mountain Prime 2018  
LLC,

Plaintiff,

vs.

JEREMY L. BASS

Defendants.

Case No. CV35-24-1063  
**MOTION TO DISMISS AND STRIKE  
SUMMONS AND COMPLAINT**

**DEMAND FOR JURY**

9  
10 COMES NOW, Jeremy L. Bass, the Defendant in the above-captioned matter, and moves the  
11 Court for a dismissal of the Complaint and to strike the Summons and Complaint filed by the  
12 Plaintiff, DPW Enterprises LLC and Mountain Prime 2018 LLC, on the following grounds:

13  
14 **1. Improper Conduct of Foreclosure and Trustee's Deed:** The foreclosure process and  
15 subsequent Trustee's Sale were conducted based on a fraudulent instrument, as detailed  
16 in the Defendant's Response. Forensic analysis has demonstrated that the signature on  
17 the document does not match the Defendant's, rendering the Trustee's Deed void and  
18 the Plaintiff's claims to ownership invalid.

19  
20 **2. Invalid Foreclosure Auction:** The foreclosure auction was conducted in violation of Idaho  
21 Code § 45-1504, which mandates that such auctions be public and fair. The auction was  
22 allegedly rigged and manipulated, violating both state law and federal antitrust laws (15

1 U.S.C. §§ 1-2). The Trustee's actions compromised the fairness of the auction, thus  
2 invalidating the Plaintiff's claim to ownership based on the resulting Trustee's Deed.  
3

4 **3. Failure to Join Necessary Parties:** The Plaintiff's claim for ejectment relies on the validity of  
5 the foreclosure and Trustee's Sale, which directly involves entities like Carrington  
6 Mortgage Services and the Trustee. These parties played a critical role in the foreclosure  
7 process, and their involvement is necessary for a complete adjudication of this matter.  
8 The failure to include these parties violates Idaho Rules of Civil Procedure 19 and leaves  
9 the court without all necessary parties to resolve the case fully and fairly.  
10

11 **4. Conflict of Interest:** The Trustee, IDEA Law Group, had a significant conflict of interest in the  
12 foreclosure process due to its close relationship with Carrington Mortgage Services, as  
13 detailed in the Defendant's Memorandum. This conflict compromised the fairness of the  
14 foreclosure process and warrants dismissal of the Plaintiff's claims.  
15

16 **5. No Hearing on Eviction:** The Plaintiff has not set or served notice of any hearing concerning  
17 the eviction, which is a requirement for due process. The lack of a hearing further  
18 invalidates the eviction proceedings.  
19

20 WHEREFORE, Defendant respectfully requests that this Court:

- 21 1. Dismiss the Plaintiff's Complaint for Ejectment with prejudice;
- 22 2. Strike the Summons and Complaint as improperly served and legally deficient;
- 23 3. Deny the Plaintiff's request for attorney's fees and costs;
- 24 4. Grant the Defendant any other relief that the Court deems just and proper..

Dated this 13 day of August 2024.

Respectfully submitted,  
Jeremy L. Bass  
Defendant/ Pro Se

\_\_\_\_\_  
Signature

#### CERTIFICATE OF MAILING

I certify that I have sent by email and first-class mail this MOTION TO DISMISS AND STRIKE SUMMONS AND COMPLAINT to Plaintiffs on August 13th, 2024, at the following email address and postal address:

|   |  |
|---|--|
| Email: lewis@hwmlawfirm.com<br>Postal: Lewis N. Stoddard, Bar No. 7766<br>Halliday, Watkins & Mann, P.C.<br>376 East 400 South, Suite 300<br>Salt Lake City, UT 84111 |  |
|---|--|

Jeremy L. Bass  
Defendant

\_\_\_\_\_  
Signature

#### ACKNOWLEDGMENT

STATE OF IDAHO )

: ss.

County of NEZ PERCE COUNTY )

On the 13 day of August, 2024, before me, the undersigned Notary Public, personally appeared Jeremy Bass, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that s/he executed the same.

IN WITNESS WHEREOF, I have set my hand and seal the day and year as above written.

\_\_\_\_\_  
Notary Public for Idaho

Residing at \_\_\_\_\_

Commission Expires: \_\_\_\_\_