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

DPW Enterprises LLC and Mountain Prime 2018
LLC,

Plaintiff,

vs.

Jeremy L. Bass, Dwayne Pike, and Current
occupant, and Unknown Parties in
Possession of the real property commonly
known as 1515 21st Avenue, Lewiston,
Idaho 83501

Defendants.

Case No. CV35-24-1063

**MOTION FOR JUDICIAL ADMONISHMENT
OR WARNING**

DEMAND FOR JURY

COMES NOW the Defendant Jeremy L. Bass, (hereinafter "Defendant Bass"), Perforce Pro Se,
and hereby submit to the Honorable Court's a *MOTION FOR JUDICIAL ADMONISHMENT OR
WARNING* of Plaintiffs' Counsel for Improper and Prejudicial Statements:

I. Introduction

Defendant respectfully submits this motion requesting that the Court admonish Plaintiffs' counsel for including improper, irrelevant, and prejudicial statements in their filings. Specifically, Plaintiffs' assertion that Defendant "did nothing to pursue claims" against his prior lender and trustee is factually incorrect, irrelevant to the present case, and intended to cast unwarranted aspersions on Defendant's character.

II. Background

1. Just one of the statements in question:

- Plaintiffs state: “It is also worth noting that while Mr. Bass has espoused numerous issues with his prior lender and Trustee, he’s done nothing to pursue those claims against them, including any claim that the underlying foreclosure was wrongful.”

2. Procedural History:

- Defendant previously pursued legal action in Nez Perce County Case No. CV35-22-1875 to challenge foreclosure-related actions. The case was dismissed on procedural grounds, not for lack of merit.

3. Nature of the Current Dispute:

- This case concerns the validity of the Trustee’s Sale and Plaintiffs’ conduct in acquiring the subject property. Defendant’s prior legal actions are irrelevant to these issues.

III. Argument

1. Impropriety of the Statement:

- The statement is demonstrably false, as Defendant pursued claims in prior litigation.
- It is irrelevant to the issues in this case, which focus on the Trustee’s Sale and Plaintiffs’ conduct.
- The language is inflammatory and prejudicial, aimed at undermining Defendant’s credibility rather than addressing substantive legal matters.

2. Violation of Procedural and Ethical Standards:

- *Idaho Rule of Civil Procedure 12(f)*: The statement is immaterial, impertinent, and scandalous, warranting judicial intervention.
- *Idaho Rule of Professional Conduct 3.3(a)(1)*: Plaintiffs’ counsel has a duty to ensure factual accuracy in representations to the court.
- *Idaho Rule of Professional Conduct 8.4(d)*: The conduct is prejudicial to the administration of justice, distracting from the merits of the case.

3. Judicial Authority to Address Conduct:

- Courts possess inherent authority to manage proceedings and admonish parties or counsel who violate ethical or procedural norms (see In re Estate of Bradley, 141 Idaho 567, 114 P.3d 890 (2005)).

IV. Request for Judicial Action

1. Admonish Plaintiffs' counsel for including irrelevant and prejudicial statements in their filings.
2. Direct Plaintiffs' counsel to refrain from making such statements in future filings.
3. Focus proceedings on the substantive issues and disregard prejudicial content aimed at distracting from the merits.

IV. Request for Judicial Action

Defendant urges the Court to uphold the integrity of the judicial process by addressing this conduct and ensuring that all parties adhere to professional and procedural standards.

Dated this 4th day of December 2024.

Respectfully submitted,

Jeremy L. Bass

Defendant/ Perforce Pro Se

Signature

CERTIFICATE OF MAILING

I certify that I have sent by email and first-class mail this ***MOTION FOR JUDICIAL ADMONISHMENT OR WARNING*** to Plaintiffs and Co-Defendant's counsel on December 4th, 2024, at the following email address and postal address:

Email: lewis@hwmlawfirm.com [✓] Postal: Lewis N. Stoddard, Bar No. 7766 [] Halliday, Watkins & Mann, P.C. 376 East 400 South, Suite 300 Salt Lake City, UT 84111	Ken Nagy Idaho Legal Aid Services, Inc. Email: kennagy@idaholegalaid.org [✓] Counsel for Dwayne Pike
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Jeremy L. Bass
Defendant/ Perforce Pro Se

Signature

ACKNOWLEDGMENT

STATE OF IDAHO)
: ss.
County of NEZ PERCE)

On the 4th day of December, 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: _____