*Jeremy L. Bass, Perforce Pro Se*

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**IN THE DISTRICT COURT FOR THE SECOND JUDICIAL DISTRICT**

**FOR THE STATE OF IDAHO, IN AND FOR NEZ PERCE COUNTY**

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| 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  NOTICE OF APPEAL |
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TO: THE ABOVE-NAMED PLAINTIFFS, DPW ENTERPRISES LLC and MOUNTAIN PRIME 2018 LLC, and THEIR ATTORNEYS, LEWIS N. STODDARD, AND THE CLERK OF THE DISTRICT COURT OF THE SECOND JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF NEZ PERCE:

NOTICE IS HEREBY GIVEN THAT:

1. Appellant: Defendant Jeremy L. Bass, perforce pro se, appeals against the Plaintiffs, DPW ENTERPRISES LLC and MOUNTAIN PRIME 2018 LLC, from the ***Memorandum Opinion and Order on Plaintiffs' Motion for Summary Judgment*** entered in the above-entitled action on the \_5th\_ day of November 2024, with Honorable Michelle M. Evans presiding. A copy of the judgment being appealed is attached to this notice.
2. Right to Appeal: The appellant has the right to appeal to the Idaho Supreme Court under Idaho Appellate Rule 11(a)(1) as the order is a final judgment on a motion for summary judgment, making it appealable.
3. Preliminary Statement of Issues on Appeal:

* Whether the District Court erred in granting summary judgment by failing to recognize the material issues of fact regarding potential procedural and substantive defects in the trustee’s sale.
* Whether the court properly assessed evidence relating to allegations of collusion and irregularities in the conduct of the trustee and the winning bidder.
* Whether Defendant Bass’s rights to due process were adequately protected in accordance with applicable laws and standards.

*(Note: The appellant reserves the right to assert additional issues on appeal.)*

1. Sealed Record: No part of the record has been sealed.
2. Transcript:

* [󰸞] The appellant requests the preparation of the reporter's standard transcript as defined in Rule 25(c), I.A.R. in [ ] hard copy [󰸞] electronic format.
* The following proceedings are requested:
  + Status Conference held on August 17th, 2024.
  + Hearing on the Motion for Dismissal held on October 8th, 2024.
  + Hearing on the Motion for Summary Judgment held on October 22nd, 2024.

1. Record:
   * The appellant designates that the clerk’s record shall include all pleadings, motions, memorandums, exhibits, affidavits, and other documents filed in the trial court, including:
     + DEFENDANT'S RESPONSE TO PLAINTIFF'S ALLEGATIONS IN SECTION E
     + DEFENDANT'S RESPONSE TO PLAINTIFF'S ALLEGATIONS IN SECTION C
     + DEFENDANT'S RESPONSE TO PLAINTIFF'S ALLEGATIONS IN SECTION D
   * This designation is made to ensure that all filed documents, including those not accepted by the court, are reviewed by the appellate court.
2. Exhibits:
   * The appellant requests the inclusion of all exhibits, charts, pictures and all forms offered or admitted as evidence during trial or hearings.
3. Certification:
   * [󰸞] A copy of this notice of appeal has been served on the court reporter.
   * [ ] The appellant is exempt from paying the estimated fees for preparation of the transcript and record due to financial reasons stated in the accompanying affidavit.
   * [󰸞] All appellate filing fees have been paid.
   * [󰸞] Service has been made upon all parties required to be served pursuant to Rule 20, I.A.R.

Dated this \_5th\_ day of November 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 ***SUPPLEMENTAL LEGAL AUTHORITIES FOR POST-HEARING CONSIDERATION*** to Plaintiffs and Co-Defendant’s console on November 5th, 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 |

Jeremy L. Bass

Defendant/ Perforce Pro Se

Signature

**ACKNOWLEDGMENT**

STATE OF IDAHO )

: ss.

County of NEZ PERCE )

On the \_5th\_\_ day of \_\_November\_\_, 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.

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Notary Public for Idaho

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

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