

STATE OF VERMONT
PUBLIC UTILITY COMMISSION

Case No. 20-1611-INV

Investigation pursuant to 30 V.S.A. §§ 30 and 209 into whether the petitioner initiated site preparation at Apple Hill in Bennington, Vermont, for electric generation in violation of 30 V.S.A. § 248(a)(2)	
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AFFIDAVIT OF JOSEPH SCHOENIG

I, Joseph Schoenig, under the pains and penalties of perjury, hereby swear to the truth of the following to the best of my recollection and knowledge:

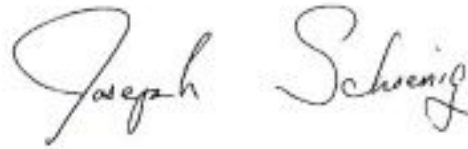
1. My name is Joseph Schoenig and I am a resident of the Town of Bennington, Vermont. I reside with Libby Harris at her home at 531 Apple Hill Rd. Libby Harris is an intervenor in this proceeding.
2. On Saturday, June 28, 2020, shortly before 10am, I heard earth moving equipment noise that sounded like it was coming from the proposed Apple Hill / Chelsea solar sites.
3. I went down to Willow Road and, from the public portion of the road, I observed Cabelia's truck and heard trees being pushed over and could see the tops of them falling.
4. I called Libby and told her to call the police.
5. I went back home and awaited the arrival of the Bennington Police. Office Benjamin Lackey came to the house. We told him about the PUC issuing a TRO and provided him with a copy of the TRO. The police left with the TRO to go to the site.
6. In the early afternoon, the police returned to our home and told us that Cabelia claimed that he knew nothing of the TRO. The police stated that they notified Cabelia of the TRO and directed them to cease and desist work at the site or he would be in contempt of the PUC Order.
7. I returned to Willow Road on Sunday. The public portion of the road is no longer passable to passenger vehicles. The condition of the public road was altered between Saturday when I called Libby to contact the police and Sunday afternoon. I was only able to traverse the public road because I have a 4WD pick-up truck. From my observations, there was additional earth work done to rough up the public portion of

Willow Road which makes it impassable to passenger cars.

8. We have asked for a copy of the police report but are told it will take a few days to obtain.

Further, the Affiant sayeth naught.

DATED at Bennington, County of Bennington and State of Vermont, this 30th day of June 2020.

A handwritten signature in cursive script, reading "Joseph Schoenig". The signature is written in dark ink and is positioned above a horizontal line.

By: _____
Joseph Schoenig