

**STATE OF VERMONT
PUBLIC UTILITIES COMMISSION**

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))

Case No. 20-1611-INV

AFFIDAVIT OF ROBERT KOBELIA

I, Robert Kobelia on December 8, 2020, being duly sworn, over 18 years of age, and competent to testify on these matters say:

I am the owner of Forester Extraordinaire, LLC a Vermont limited liability company (“FE”). My business address is 3015 West Road, Bennington, VT 05201. I am attaching hereto a screenshot of the text message exchange that I had with Chris Little, Project Manager for the Petitioner Apple Hill Solar LLC. The text message chain begins on Friday afternoon during the June 26, 2020 hearing in these proceedings and continues until 1:47 pm the following Saturday. These text messages constitute all of the oral and written communications and documents (including but not limited to text messages, voicemail messages and email messages) received from Apple Hill Solar LLC or any of its affiliates during that timeframe.

I'm on line, muted. Can you let Tom know
I don't have his cell

I am. By phone. Can sign out and back in
Can Tom call me?

Are you able to pass on guidance today? I did not hear a ruling.

Fri, Jun 26, 12:44 PM

I just let him know
Are you on the call? I think they need you.

Could you hear them?

I haven't yet heard from Tom. I'll let you know when I do.

Fri, Jun 26, 1:56 PM

I will be going over to Willow Road to lock dozer in the next hour. Text if you want a call or email update on cease and dissist potential.

Fri, Jun 26, 8:28 PM

Ok. Dozer repairs done. Are we ok for tomorrow.

I have not received a TRO yet, so unless we receive one tonight or tomorrow morning we're good to go. You will hear from me the moment I see it hit my inbox.

Ok

Sat, Jun 27, 12:30 PM

We were just issued the TRO so we have to stop work.

Sat, Jun 27, 1:47 PM

Had to just finished my lunch and got your text. On que, 2 police cruisers rolled in while I was reading it. They were sitting at the end of blacktop waiting for verification that their notice was legit.

Will call a little later.

I declare that the above statement is true and accurate to the best of my knowledge and belief. I understand that if the above statement is false, I may be subject to sanctions by the Commission pursuant to 30 V.S.A. § 30.



Robert Kobelia