

IN THE SUPERIOR COURT FOR THE STATE OF ALASKA
FOURTH JUDICIAL DISTRICT AT FAIRBANKS

COMMITTEE FOR SAFE COMMUNITIES

Plaintiff,

vs.

STATE OF ALASKA, DEPARTMENT OF
TRANSPORTATION AND PUBLIC
FACILITIES,

Defendant.

Case No. 4FA-23-02289CI

AFFIDAVIT OF JASON WEINER

I, Jason Weiner, being duly first sworn upon oath, depose and state I am over the age of eighteen (18) years and fully competent to testify in every way and, if called to do so in court, would testify as follows:

1. I represent Plaintiff Committee for Safe Communities in the above-captioned matter.
2. Plaintiff filed a motion for preliminary injunction in this case, setting forth the dangers of the use of 95 foot long 80-ton B-Trains on the Richardson and Steese Highways, the Johansen Expressway, and Peger Road. Experts have testified that the ore haul plan using these B-Trains will endanger the lives of the motoring public, especially school children. Defendant's own engineers have remarked on the dangers of the plan both to the general public and to our state infrastructure.
3. The trucks are already on the road. Some might be loaded, but Plaintiff cannot confirm that. Even empty they pose a danger due to their length.

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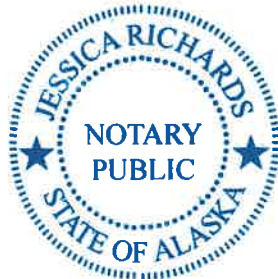
4. I have discussed the motion and expedited consideration with the attorney for the State of Alaska in this matter, Aisha Tinker-Bray. The State opposes expedited, but does believe that Peak Gold might be intervening in the preliminary injunction portion of the case.
5. Expedited consideration of the Motion for Preliminary Injunction is necessary to protect the lives of anyone that uses the above-mentioned roadways and to protect valuable infrastructure that is necessary for everyday activities in interior Alaska.
6. We respectfully request that the Court require DOT to prohibit the B-Trains from being used on the highways until a decision on the preliminary injunction can be rendered, and that a hearing on the motion for preliminary injunction be heard in the next few weeks consistent with the Court's busy schedule.

FURTHER YOUR AFFIANT SAYETH NAUGHT.

Jason Weiner

SUBSCRIBED AND SWORN to before me this 1st day of November, 2023, at Fairbanks, Alaska.

Notary Public in and for Alaska
My Commission Expires: February 22, 2025



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