

OFFICE OF ZONING AND ADMINISTRATIVE HEARINGS

Conditional Use Application No. CU 202502

AFFIDAVIT OF AJAY PATEL

I, Ajay Patel, am over the age of eighteen, and competent to testify in this matter.

1. I am an owner of Shanker Limited, Ark 25, LLC, and Aries Investment Group (Clarksburg), LLC (collectively the “Patel Parties”) acting in my capacity as their authorized representative in opposition to Conditional Use Application No. CU 202502.

2. On January 23, 2025, the Patel Parties were granted leave to submit expert witness information by February 7, 2025.

3. Since that time, I have made several attempts to locate an expert witness. These efforts include searching the internet and contacting three potential experts in the field.

4. On or about January 24, 2025, I contacted Petroleum & C-Store Management Group. They stated 30-45 days were required to visit the site and create their own analysis.

5. On or about January 24, 2025, I contacted Retail Petroleum. They also provided a timeline of 30 or more days to render an opinion.

6. On or about January 28, 2025, I first contacted Community & Environmental Defense Services. I have made multiple attempts to reach them via voicemail and their website but have received no response to date.

7. As a result, the Patel Parties have been unable to retain an independent expert witness for this matter by the deadline set by the hearing examiner.

I affirm under penalty of perjury that the foregoing is true and correct.



Ajay Patel, Authorized Representative