

EXETER TOWNSHIP,	:	IN THE COURT OF COMMON PLEAS
	:	OF BERKS COUNTY, PENNSYLVANIA
	:	
Plaintiff,	:	
	:	
v.	:	
	:	
JERRY GELEFF, an adult individual;	:	CIVIL ACTION—LAW
THE EXETER EXAMINER, an	:	NO. 22-16476
unincorporated business;	:	
THE EXETER UNDERGROUND, an	:	
unincorporated business;	:	
and JERRY GELEFF MEDIA,	:	
	:	
Defendants.	:	

AFFIDAVIT OF DEFENDANT JERRY GELEFF

I, Jerry Geleff, hereby declare, pursuant to 18 Pa.C.S. § 4904, that the following statements are true and correct based upon my personal knowledge, information and belief:

1. On December 15, 2022, around 4 p.m., I removed all images and descriptions of the 43-page report prepared for Exeter Township by the law firm MacMain, Connell and Leinhauser (the “Report”) — as well as all discussions of the contents of the Report — from the website of the Exeter Examiner and the Facebook page of the Exeter Examiner.

2. On December 15, 2022, around 4 p.m., I removed Episode 35 of the Exeter Underground podcast—the episode that discusses the Report—from the site that hosts recordings of the Exeter Underground (captivate.fm).

3. On December 15, 2022, around 5:30 p.m., I posted a URL to the Facebook page of the Exeter Examiner: “gardellagate.com.”

4. I do not own gardellagate.com.

5. I do not control what is posted on gardellagate.com.

6. The post on the Facebook page of the Exeter Examiner containing “gardellagate.com” did not mention the Report, contain images of the Report, or discuss the contents of the report.

7. I did not believe that the Order prohibited me from making a post on the Facebook page of the Exeter Examiner containing the URL “gardellagate.com.”

8. On December 15, around 8 p.m., I began recording a new episode of the Exeter Underground podcast—episode 35.1—in which I mentioned “gardellagate.com.”

9. I did not believe that the Order prohibited me from mentioning “gardellagate.com” on the Exeter Underground podcast.

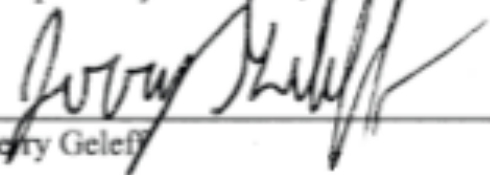
10. On December 15, after I had begun recording episode 35.1 of the Exeter Underground podcast, I saw an email from Chadwick Schnee, the Exeter Township Solicitor, asking me to remove the post containing “gardellagate.com” from the Facebook page of the Exeter Underground.

11. On December 15, between 8 p.m. and 9 p.m., I deleted the Facebook post containing “gardellagate.com” from the Facebook page of the Exeter Underground.

12. On December 15, around 11 p.m., I bleeped all mentions of “gardellagate.com” in episode 35.1 of the Exeter Underground podcast.

Dated: January 10, 2023

Respectfully submitted,


Jerry Geleff