

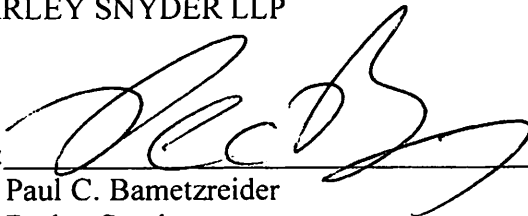
IN THE COURT OF COMMON PLEAS OF LEBANON COUNTY, PENNSYLVANIA

<p>LEBANON SOLAR I, LLC, Appellant, v. NORTH ANNVILLE TOWNSHIP BOARD OF SUPERVISORS, Appellee, and GRADY SUMMERS, Intervenor.</p>	<p>CIVIL DIVISION No. 2022-00553 NOTICE OF APPEAL</p> <p>2024 MAR -4 P 3:48 RECEIVED & FILED PROthonARY OFFICE LEBANON, PA</p>
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NOTICE OF CROSS-APPEAL

Notice is hereby given that North Annville Township Board of Supervisors hereby appeals to the Commonwealth Court of Pennsylvania from the Order entered in this matter dated January 26, 2024. This Cross-Appeal has been filed in Response to the Notice of Appeal filed by Lebanon Solar I, LLC on or about Feb. 26, 2024. The Orders have been entered in the docket as evidenced by the attached copy of the docket. There is no transcript of the proceedings before the Court of Common Pleas.

BARLEY SNYDER LLP

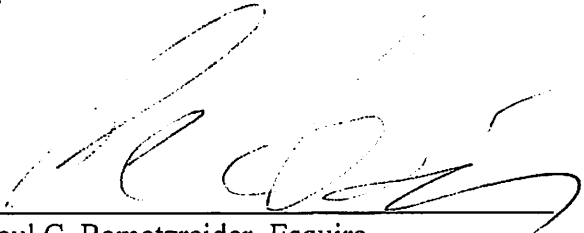
By: 

Paul C. Bametzreider
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Date: March 4, 2024

CERTIFICATE OF COMPLIANCE

I certify that this filing complies with the provisions of the *Public Access Policy of the Unified Judicial System of Pennsylvania: Case Records of the Appellate and Trial Courts* that require filing confidential information and documents differently than non-confidential information and documents.



Paul C. Bametzreider, Esquire

CERTIFICATE OF SERVICE

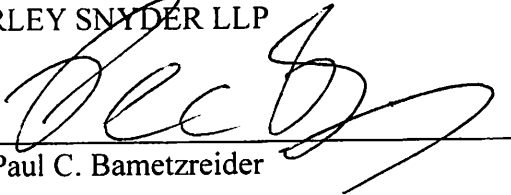
I hereby certify that on this date a true and correct copy of the foregoing Notice of Appeal is being served either by First Class Mail at Lebanon, Pennsylvania, addressed as follows or by interoffice delivery:

Via First Class Mail: **Counsel for Lebanon Solar I, LLC**
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587 Showers Street
Harrisburg, PA 17104

Via Hand Delivery: Honorable Bradford H. Charles
Lebanon County Courthouse
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Lebanon, PA 17042

BARLEY SNYDER LLP

By: 
Paul C. Bametzreider

Date: March 4, 2024

PROTHONOTARY OF LEBANON COUNTY

Barbara A. Smith
Prothonotary



Cassidy L. Kleinfelter
First Deputy

Ian M. Ehrgood
Solicitor

Jennifer L. Hartman
Second Deputy

LEBANON SOLAR I, LLC
vs.
NORTH ANNVILLE TOWNSHIP BOARD OF SUPERVISORS

Case Number
2022-0-0553

Case Participants

Plaintiff

LEBANON SOLAR I, LLC

100 BRICKSTONE SQUARE, SUITE 300
ANDOVER, MA 18100000

Defendant

NORTH ANNVILLE TOWNSHIP BOARD OF SUPERVISORS

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ANNVILLE, PA 170030000

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Intervenor

GRADY SUMMERS

ADDRESS UNKNOWN
, PA

Payor

WILLIAM J. CLUCK, ESQ.

BCCZ

SPITLER KILGORE AND ENCK

Attorney Relationships

Plaintiff Attorney

ELIZABETH A. DUPUIS, ESQ.

Plaintiff

LEBANON SOLAR I, LLC

Defendant Attorney

PAUL C BAMETZREIDER

Defendant

NORTH ANNVILLE TOWNSHIP BOARD OF SUPERVISORS

Intervenor Attorney

WILLIAM J. CLUCK

Intervenor

GRADY SUMMERS

PROTHONOTARY DOCKET ENTRIES

Entry Date	Description	Pages
05/05/2022	APPEAL FROM DECISION OF LOCAL AGENCY, FILED. LAND USE APPEAL; CT SRV	
05/05/2022	ATTORNEY SERVICE, NOTATION FOR THE RECORD.	
05/05/2022	WRIT OF CERTIORARI ISSUED. PROTHY CERT OF SERVICE	
05/24/2022	RETURN OF SERVICE, FILED.	
05/25/2022	RETURN OF WRIT OF CERTIORARI, FILED.	
06/17/2022	APPEAL FROM DECISION OF LOCAL AGENCY, FILED. AMENDED NOTICE OF APPEAL;CT SVC	
08/02/2022	PRAECIPE TO ENTER APPEARANCE OF COUNSEL FILED. OBO GRADY SUMMERS	
08/02/2022	CORRESPONDENCE, FILED. COVER LETTER	
08/02/2022	PETITION TO INTERVENE, FILED. PROPOSED ORDER;CT SVC	
08/04/2022	ORDER, FILED. PETITION TO INTERVENE GRANTED	
08/04/2022	PROTHONOTARY CERTIFICATE OF SERVICE, FILED. PARTIES NOTIFIED PERSCANNED IMAGE PURSUANT TO RULE 236. 08/04/22	
09/20/2022	MOTION, FILED. TO QUASH APPEAL; CT SRV; PPSD RULE TO SHW CAUSE	
09/22/2022	ORDER AND RULE TO SHOW CAUSE, FILED. RTRNBL: 20 DAYS AFTER SRV	
09/22/2022	PROTHONOTARY CERTIFICATE OF SERVICE, FILED. PARTIES NOTIFIED PERSCANNED IMAGE PURSUANT TO RULE 236. 09/24/22	
10/11/2022	ANSWER, FILED. IN OPPOSITION TO MOTION TO QUASH; CT SRV	
10/11/2022	PETITION, FILED. TO APPEAL NUNC PRO TUNC;CT SRV;PPSD ORDER	
10/11/2022	BRIEF FILED. OPPO TO MTN TO QUASH/IN ALTRNTV SPRT OF PETITION	
10/14/2022	PRAECIPE FOR STATUS CONFERENCE, FILED. CT SRV	
10/14/2022	PRAECIPE FOR DISPOSITION, FILED. APPELLANT'S ANSWR IN OPPO TO MTN TO QUASH; CT SRV	
10/18/2022	ORDER, FILED. STATUS CONF. SET FR 12/08/22 @ 1:30 PM IN CHAMBERS	
10/18/2022	PROTHONOTARY CERTIFICATE OF SERVICE, FILED. PARTIES NOTIFIED PERSCANNED IMAGE PURSUANT TO RULE 236. 10/25/22	
10/18/2022	ORDER DIRECTING PROTHONOTARY TO LIST CASE FOR THE NEXT AVAILABLE TERMOF ARGUMENT COURT, FILED.	
10/18/2022	PROTHONOTARY CERTIFICATE OF SERVICE, FILED. PARTIES NOTIFIED PERSCANNED IMAGE PURSUANT TO RULE 236. 11/04/22	
10/21/2022	PRAECIPE, FILED. AMENDED PRAECIPE FR STATUS CONFERENCE; CT SRV	
11/04/2022	NOTICE OF LISTING CASE FOR ARGUMENT COURT, FILED.	
11/04/2022	PROTHONOTARY CERTIFICATE OF SERVICE, FILED. PARTIES NOTIFIED PERSCANNED IMAGE PURSUANT TO RULE 236. 11/04/22	
11/07/2022	COPY OF ORDER RETURNED BY US POSTAL SERVICE AS UNDELIVERABLE, FILED.	
11/14/2022	BRIEF FILED. CT SVC	
11/15/2022	BRIEF FILED. IN OPP'S TO MTN TO QUASH;CT SVC	
11/18/2022	BRIEF FILED. OF INTERVENOR;CT SVC	
11/18/2022	REPLY, FILED. BRIEF IN OPP'S TO MTN TO QUASH;CT SVC	
12/01/2022	ORDER - ARGUMENT COURT CONTINUED/RELISTED, FILED. CONTINUED TO JANUARY 6, 2023 TERM	

12/01/2022	PROTHONOTARY CERTIFICATE OF SERVICE, FILED. PARTIES NOTIFIED PERSCANNED IMAGE PURSUANT TO RULE 236. 12/02/2022	
12/02/2022	NOTICE FOR ARGUMENT, BRIEFING SCHEDULE, FILED.	
12/02/2022	PROTHONOTARY CERTIFICATE OF SERVICE, FILED. PARTIES NOTIFIED PERSCANNED IMAGE PURSUANT TO RULE 236. 12/02/2022	
12/09/2022	ORDER AND RULE TO SHOW CAUSE, FILED. RETURNABLE 12/31/22	
12/09/2022	PROTHONOTARY CERTIFICATE OF SERVICE, FILED. PARTIES NOTIFIED PERSCANNED IMAGE PURSUANT TO RULE 236. 12/13/22	
12/12/2022	NOTICE FOR ARGUMENT, BRIEFING SCHEDULE, FILED. AMENDED	
12/12/2022	PROTHONOTARY CERTIFICATE OF SERVICE, FILED. PARTIES NOTIFIED PERSCANNED IMAGE PURSUANT TO RULE 236. 12/12/2022	
12/30/2022	PRAECIPE TO ENTER APPEARANCE, FILED. OBO LEBANON SOLAR I, LLC; CT SRV	
12/30/2022	RESPONSE, FILED. CT SRV	
01/10/2023	ORDER, FILED. COURT DECLINES TO IMPOSE SANCTIONS	
01/10/2023	PROTHONOTARY CERTIFICATE OF SERVICE, FILED. PARTIES NOTIFIED PERSCANNED IMAGE PURSUANT TO RULE 236. 1/10/2023	
01/17/2023	PRAECIPE TO ENTER APPEARANCE, FILED. OBO LEBANON SOLAR I, LLC; CT SRV	
02/14/2023	OPINION AND ORDER RE MTN TO QUASH APPEAL DENIED;PRETRIAL CONF 4/6/23	
02/14/2023	PROTHONOTARY CERTIFICATE OF SERVICE, FILED. PARTIES NOTIFIED PERSCANNED IMAGE PURSUANT TO RULE 236. 02/15/2023	
04/10/2023	STATUS CONFERENCE ORDER SETTING FILING DEADLINES, FILED.	
04/10/2023	PROTHONOTARY CERTIFICATE OF SERVICE, FILED. PARTIES NOTIFIED PERSCANNED IMAGE PURSUANT TO RULE 236. 04/10/2023	
04/27/2023	MOTION, FILED. REGARDING BRIEFING SCHEDULE; CT SRV; PPSD ORDER	
05/01/2023	ORDER, FILED. NEW BRIEFING SCHEDULE	
05/01/2023	PROTHONOTARY CERTIFICATE OF SERVICE, FILED. PARTIES NOTIFIED PERSCANNED IMAGE PURSUANT TO RULE 236. 05/02/2023	
06/08/2023	BRIEF, FILED. CT SRV	
07/10/2023	BRIEF, FILED. CT SRV	
07/10/2023	BRIEF, FILED. CT SRV	
07/24/2023	BRIEF, FILED. REPLY BRIEF IN SUPP OF LAND USE APPEAL; CT SRV	
01/26/2024	OPINION AND ORDER, FILED.	42
01/26/2024	PROTHONOTARY CERTIFICATE OF SERVICE, FILED. PARTIES NOTIFIED PERSCANNED IMAGE PURSUANT TO RULE 236. DATE SERVED: 01/26/2024.	
02/23/2024	NOTICE OF APPEAL OF GRADY SUMMERS TO COMMONWEALTH COURT, FILED. CERTIFICATE OF SERVICE	6
02/26/2024	TRANSCRIPT REQUEST, FILED.	2
02/26/2024	NOTICE OF APPEAL OF LEBANON SOLAR I, LLC TO COMMONWEALTH COURT FILED. CERTIFICATE OF SERVICE.	56

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February 26, 2024