



NJ ZIP Phase 2 – Purchaser Read Me & Walk Thru

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PURCHASER APPLICATION READ ME

This document provides screen shots of the NJ ZIP Phase 2 purchaser application on a step-by-step basis. Please review in advance of submitting an application and use as you work through the process. If you have any questions as you advance, please reach out to njzip@njeda.com with the title "Purchaser application – Questions – [your organization name]".

Before you start, you should have the following information/documentation ready:

- Company information
 - Legal name, entity formation state and date, entity type, EIN, address, and contact information (Note: contact information will be requested for the primary point of contact, i.e., the person who will primarily interact with NJEDA staff and potential purchaser applicants, and who has direct access to the Purchaser account. There will also be fields for the legally authorized representative and for CEO/Owner, if different than the primary contact)
- Tax Clearance Certificate listing NJ EDA
 - This can be accessed through https://www16.state.nj.us/NJ PREMIER EBIZ/jsp/home.jsp for NJ registered businesses. It MUST list New Jersey Economic Development Authority, which can be selected from a drop down in the request form. If this certificate has been requested and is not yet available for download, documentation of the request can be uploaded in lieu however it is strongly recommended that the certificate is procured prior to application submission, to minimize processing time. Purchaser may be approved 'at risk', but no agreements can be signed until final tax clearance documentation is received.
- Vehicle information
 - Vehicle Use
 - Primary Community
 - Anticipated Annual Mileage
 - o Information on any vehicles being replaced (as necessary)
- Proof of Location
 - Proof of location in New Jersey from which you will be registering and primarily operating the vehicle, including but not limited to unexpired lease or rental agreement, business checking account within the last 60 days, utility bill within the last 90 days, tax bill from the IRS within the last year, or current vehicle registration.
- If applying as a small business:
 - Staff count

Tax documented staff count, as appropriate to company type: e.g., Federal 941, WR-30, etc.

Annual revenue

Tax documented revenue, as appropriate to company type: Federal 941 and e.g., NJ-CBT-100 (Schedule A), Form-1065, Form-1040 (Schedule C)

• If applying as a woman-, minority-, and/or veteran-owned business:





- NJ woman-, minority-, and/or veteran-owned business certification
 This can be accessed through https://www.njportal.com/DOR/SBERegistry for registered businesses. If this has been requested and is not yet available, documentation of the request can be uploaded in lieu. The certificate will be required before the grant agreement is signed.
- If applying as a religious organization:
 - Religious Activity Questionnaire
 Please download, fill out, and upload this form here:
 <u>https://le7pr71cey5c3ol2neoaoz31-wpenqine.netdna-ssl.com/wp-content/uploads/2021/02/CV19L-Religious-Activity-Questionnaire-FINAL.pdf</u>
- If applying as a political organization:
 - Political Activity Questionnaire
 Please download, fill out, and upload this form here:
 https://www.njeda.com/lobbying-political-activity-questionnaire-6-23-2020/

Please note the documentation required by your selected vendor when starting individual purchaser's voucher applications. The following information will be necessary per applicant:

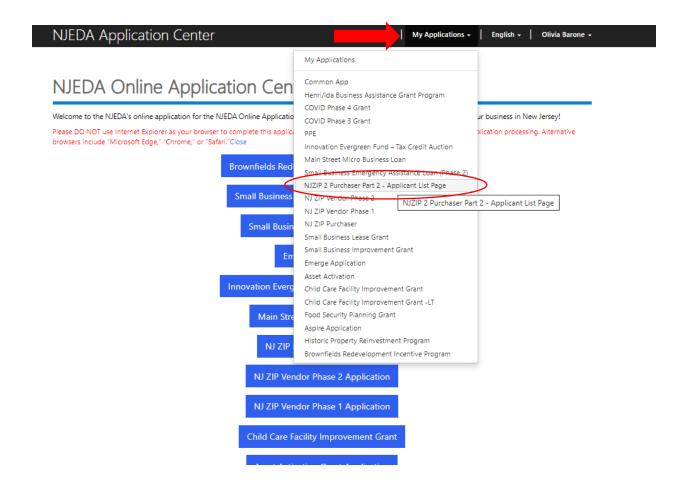
- Proof of intent to purchase (signed quote or contingent PO)
- Vehicle delivery plan, providing purchaser-specific anticipated date of delivery and contingencies
- Any deviations from standard document upload.
 - o Purchaser specific in-state maintenance plan
 - Purchaser specific vehicle warranty
 - o Purchaser specific charging plan





PURCHASER APPLICATION WALK THRU

NJEDA Online Application Center - Opening Page







Welcome Page - Start Your Purchaser Application

Home > NJZIP 2 Purchaser Part 2 - Applicant List Page

NJZIP 2 Purchaser Part 2 - Applicant List Page

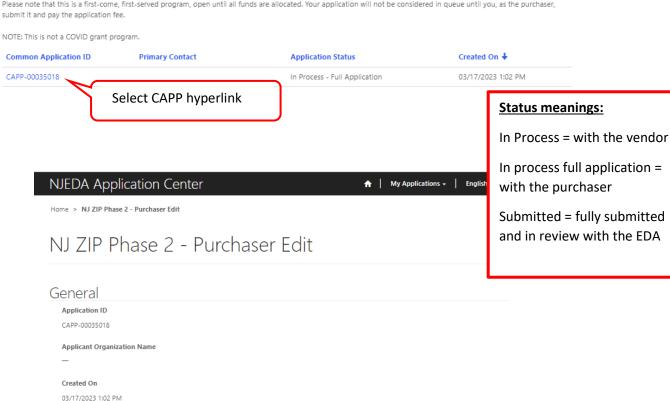
Welcome to the NJ ZIP Applicant Portal!

To be eligible for this pilot program, applicants must be a business or institution registered in New Jersey and plan to buy a new zero-emission, medium- or heavy-duty vehicle, which will be registered in New Jersey and operate at a minimum 75% of their vehicle miles in New Jersey.

An approved Vendor in NJ ZIP must start an application for your entity. Enter in progress application(s) by clicking on the CAPP link below, to review this information, and provide details about your business and the vehicles you wish to purchase through this program. Your application can include multiple vehicles, capped at \$3M per Purchaser FIN.

Each application submitted is assessed a \$1,000 fee. If you believe this will cause an undue hardship on your business, a hardship waiver may be requested later in this application that will reduce the fee to \$500.

Please note that this is a first-come, first-served program, open until all funds are allocated. Your application will not be considered in queue until you, as the purchaser,





Application Status In Process - Full Application

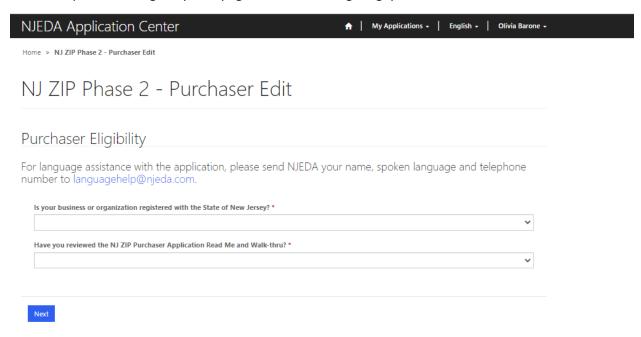
pdf download





Eligibility Gating Questions

To ensure purchaser eligibility, this page has three basic gating questions.



<u>Note:</u> If you are not already registered to do business in the State of New Jersey, it is highly recommended that you complete that process before continuing the application.





Common App: Primary Point of Contact

Primary Point of Contact

Throughout the life of a project – from application, to approval, to closing, and to certification/servicing – NJEDA will need to engage with various members of your team. This section collects contact information for individuals we may need to speak with as part of this project.

Please provide contact information for the primary point of contact within the applicant company that NJEDA will keep updated on the status of this application.

NOTE: It is highly recommended that the primary point of contact be the individual that is currently filling out this application. If the primary point of contact is different than the individual that is currently filling out the application, the primary point of contact individual should also create a user name and password on this application portal to receive all future correspondence.

13	the Primary Point of Contact legally authorized to submit this application on behalf of the applicant company? *
•	
	Abo Diinana Doinh of Carbon Abo Chief Franchino Office / annice bat office for blook America and a single bat being a second and being a second as a second and being a second as a se
	the Primary Point of Contact the Chief Executive Officer/equivalent officer for North America operations, or equivalent highest-ranking execut applicant company? *
	is approant company.
Is	the Primary Point of Contact authorized to speak to the media on behalf of the company? *
Is	the Primary Point of Contact authorized to speak to the media on behalf of the company? *

If you answer "no" to either question, you will be prompted to a new page to input contact information for the entity's legally authorized representative and/or the CEO. In addition to standard contact information, you will need indicate on the supplemental pages if the person should receive outreach/information about your NJ ZIP Application.

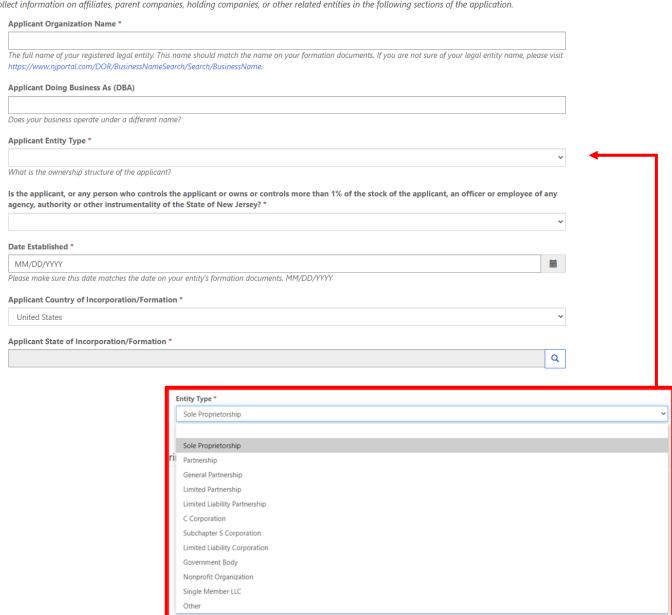




Common App: Applicant Organization

Application Organization

In this section, we are collecting information about the company that is applying for assistance. We are focused on the primary applicant only. We will collect information on affiliates, parent companies, holding companies, or other related entities in the following sections of the application.



NOTE: Organization Formation Documents <u>not</u> required for NJ ZIP





Common App: Applicant Organization

Applicant Federal Employer Identification Number (FEIN) *	
The 9 digit Federal Tax ID number of your organization.	
Applicant New Jersey Tax ID Number *	
Please insert 12-digit number	
Applicant Organization's Phone Number *	,
Provide a telephone number	
Applicant Organization's Website	
Is the applicant involved in religious activities or religiously affiliated? *	
	·
Please note that this requires additional questions to determine eligibility of the requested financial assistance.	
company's mission statement, the markets or customer base the company serves, and any other information understand to review your application. *	on about your business that the NJEDA should
Is the applicant involved in religious activities or religiously affiliated? *	
Yes	•
Please note that this requires additional questions to determine eligibility of the requested financial (assistance.
Religious Affiliation Form	and this are in additionally affiliated. Places described the first
The NJEDA will need to collect additional information from you if your entity is involved in religious activity questionnaire form DOWNLOAD HERE, and upload the completed form below.	activities or is religiously affiliated. Please download the religious
Document	Files
Religious Affiliation Form *	⊕ Add Files

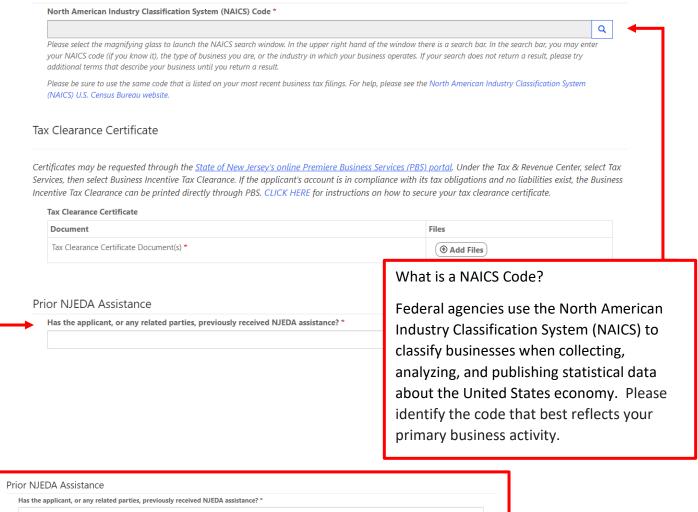




Common App: Applicant Organization Cont.

NAICS

In this section, we will collect information about what type of business/organization you are, based on your NAICS Code. To look up your business's NAICS Code, please click the search icon below.



Has the applicant, or any related parties, previously received NJEDA assistance? *

Yes

Please describe the NJEDA assistance the applicant company previously received. Please be as specific as possible in detailing the programs through which you received NJEDA assistance, the facilities or projects associated with that assistance, the timeframes in which the assistance was provided, and the status of any awards or agreements.*

If you have approved voucher funding as a Phase 1 purchaser, please select yes and indicate "NJ ZIP Phase 1 purchaser".





Common App: Diversity, Equity, and Inclusion

Diversity, Equity, & Inclusion		
With which of the following does the majority owner of the application of the following does the majority owner of the application of the majority owner of the application of the following does the majority owner of the application of the following does the majority owner of the application of the following does the majority owner of the application of the following does the majority owner of the application of the following does the majority owner of the application of the following does the majority owner of the application of the following does the majority owner of the application of the following does the majority owner of the application of the following does the majority owner of the application of the following does the majority owner of the application of the following does the majority owner of the application of the following does the majority owner of the application of the following does the following does the majority owner of the application of the following does the following does the majority owner of the following does the following does the majority owner of the following does the majority owner of the following does	oplicant organization self-ide	entify (if applicable)?
Please select which of the following State of New Jersey certifi Small Business Enterprise (SBE) Disadvantaged Business Enterprise (DBE) Minority-Owned Business Enterprise (MBE) Woman-Owned Business Enterprise (WBE) Veteran-Owned Business Enterprise (VOB) Disabled Veteran-Owned Business Enterprise (DVOB) None of the above Prefer not to answer	ications the applicant organ	ization currently holds:
DE&I Documentation Please provide documentation evidencing your entity's certification. Document DE&I Documentation *	Files ① Add Files	Upload your State of NJ certifications here!

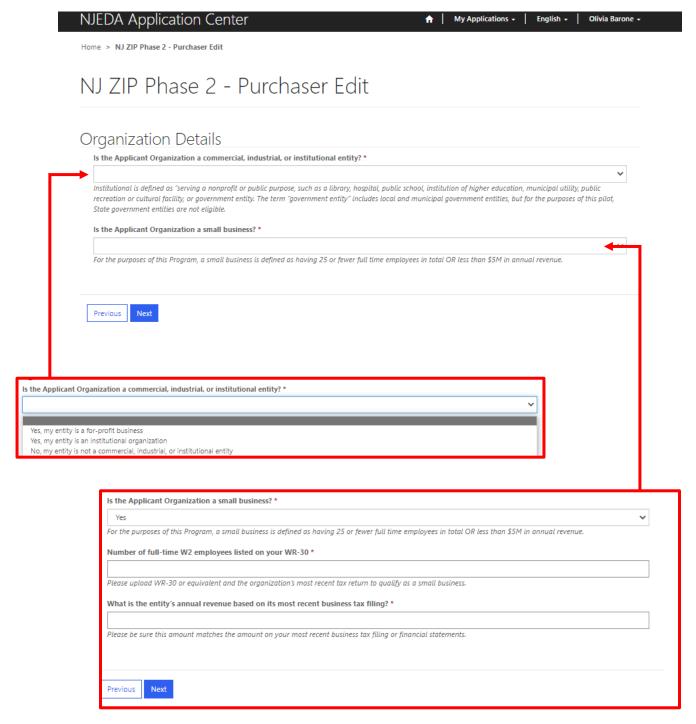
Additional DE&I Information

In this section, we would like more information about any actions your company has taken or is taking with respect to Diversity, Equity & Inclusion. If these questions are not applicable, you may skip them.





Purchaser Information: Entity information and standard policies

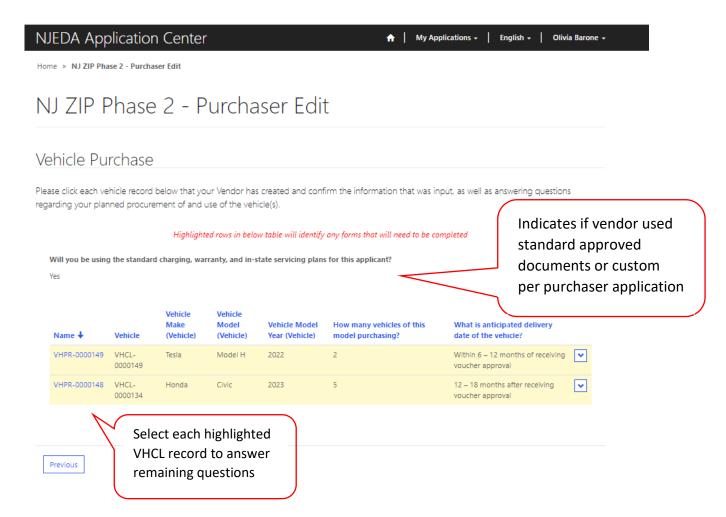


NOTE: You will be asked to upload relevant small business documentation. NJ EDA will verify documents after submission.





Vehicle Purchase Record Page:







Vehicle Purchase Record Pop Up

What is the vehicle use? * Are you purchasing a new vehicle(s)? * Have you already registered the vehicle(s)? * Do you intend to purchase and register the vehicle(s) within 12 months of voucher reservation confirmation? * Please note that while extensions may be available, it will be on a case by case basis. Have these vehicles previously received funding from the DEP's Volkswagon program? * Is the vehicle(s) intended for commercial, industrial, or institutional use (i.e., not personal use)? * For at least 3 continuous years following registration in New Jersey, will the vehicle(s) remain registered and operate more than 75% of vehicle miles traveled in New Jersey? * What is the primary community your vehicle will operate or domicile in? * Please note you will be asked to upload proof of location in New Jersey from which you will be registering and primarily operating the vehicle, including but not limited to unexpired lease or rental agreement, business checking account within the last 60 days, utility bill within the last 90 days, tax bill from the IRS within the last year, or current vehicle registration. I acknowledge that I may be required to install a telematics device to prove my operation in compliance with this requirement. * Are you committed to vehicle operation for at least 3 continuous years in NJ's overburdened (also known as environmental justice or "EJ") communities? * To be eligible, Purchaser Applicants must demonstrate in a manner acceptable to the Authority, annual operation of 50% or more of VMT OR registration and domicile within overburdened community census tracts for a minimum of three continuous years from date of registration. You can find a map and list of overburdened communities here: https://www.nj.gov/dep/ej/communities.html Anticipated Annual Mileage * How long do you plan to own the vehicle(s)? * Please identify, in years, how long you plan to own the Vehicle.

Is this vehicle(s) replacing another vehicle(s)? *

Vehicle scrappage is not mandated by this program EXCEPT in the case that the new vehicle is replacing a vehicle model year 2009 or earlier. For consistency with prior State programs, scrappage is defined within the DEP's Volkswagon Settlement funded grant program as "rendering the vehicle inoperable and available for recycle; at a minimum, to cut a 3-inch hole in the engine block and disable the chassis by cutting the vehicle's frame rails complete in half". Vehicles that are not replacements (i.e., ZEV purchased are for new use cases or to expand a fleet) or are replacing a model year 2010 or later DO NOT have to comply with scrappage requirements. If the Applicant is defined as a small business, they can receive a bonus incentive on a per-vehicle basis for scrappage, as detailed later in this section.

Don't forget to save!





(1)

What is the vehicle use? *



(2)

Are you committed to vehicle operation for at least 3 continuous years in NJ's overburdened (also known as environmental justice or "EJ") communities? *

Yes, more than 50% of the vehicle miles traveled will be within EJ communities
Yes, the vehicle registration address and vehicle will be domiciled in an EJ community
Yes, the vehicle will both operate in and be registered/domiciled in an EJ community
No

(3)

௴ Create

	~
Vehicle Model Year *	
Engine Model Year *	
Fuel Type *	
Annual Fuel Used (report in whole number gallons) *	
Annual Fuel Used (report in whole number gallons) *	
Annual Fuel Used (report in whole number gallons) * Scrapping Vehicle *	
	·
	·

Save





Vendor

uploaded documents for

your application.

Purchaser Entity Document Upload:

Home > NJ ZIP Phase 2 - Purchaser Edit

NJ ZIP Phase 2 - Purchaser Edit

Vehicle Purchase Documents Upload



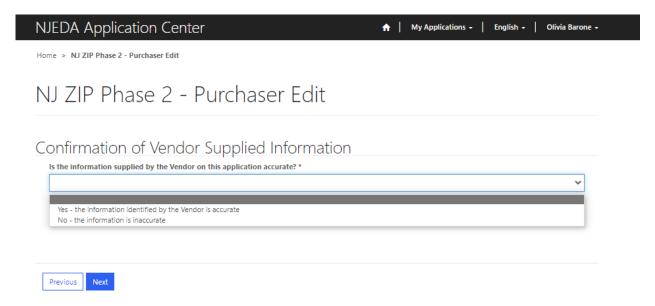
Purchaser required documents

LOCATION VCINIC	adon botalicits		
Document	Files		
Proof of Location	② Add Files Proof of the location in New Jersey from which you will be registering and primarily operating the vehicle, including but not limited to unexpired lease or rental agreement, business checking account within the last 60 days, utility bill within the last 90 days, tax bill from the IRS within the last year, or current vehicle registration.		
Small Business	Documentation		
Document	Files		
Staff Count	(a) Add Files Tax documented staff count, as appropriate to company type: e.g., Federal 941, WR-30, etc.		
Annual Revenu	e Add Files Tax documented revenue, as appropriate to company type: Federal 941 and e.g., NJ-CBT-100 (Schedule A), Form-1065, Form-1040 (Schedule C)		
Previous	Next .		





This is your opportunity to send the application BACK to the vendor if you find something in correct. This will email the vendor, with you in CC, and the reason you believe the application was incorrect.

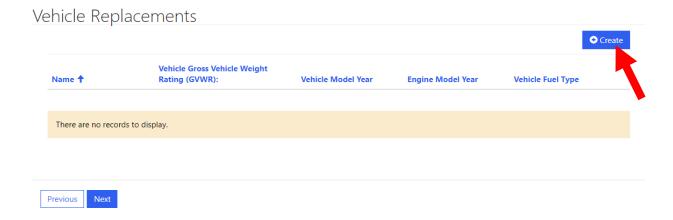


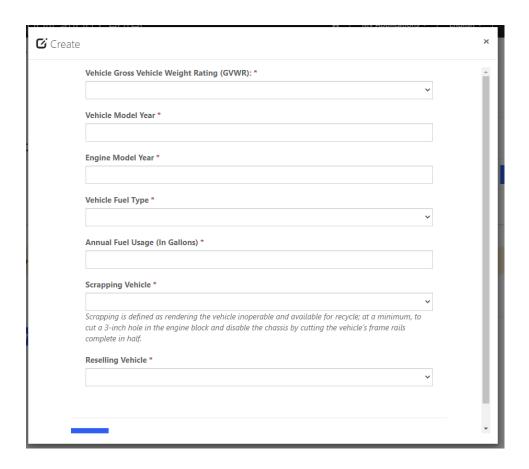




Vehicle Replacements

If you are replacing a vehicle that you currently own with the vehicle you are applying for, you must populate vehicle replacements for each of those vehicles being replaced. If you are not replacing any vehicles, you can skip this page by clicking "Next".









Common App: Legal questionnaire and Non-Involvement Certification

The Full **Legal Questionnaire** text can be found in Appendix B of this document.

PLEASE NOTE

- (1) This questionnaire is relevant for any proceedings within EDA's relevant 'look back' period:
 - For civil matters, those that were either pending or concluded within 5 years of the reporting date;
 - For criminal matters, those that were either pending or concluded within 10 years of the reporting date;
 - For environmental regulatory matters, those that were either pending or concluded within 10 years of the reporting date; and
 - For all other regulatory matters, those that were either pending or concluded within 5 years of the reporting date.
- (2) This questionnaire must be certified by an authorized representative, defined as:
 - for a corporation, by a principal executive officer at least the level of vice president;
 - for a partnership, by a general partner;
 - for a sole proprietorship, by the proprietor;
 - for a governmental entity, by the contact person (business administrator, manager, mayor, etc.);





• for other than above, by the person with legal responsibility for the application.

This certification shall be signed as follows:	
for a corporation, by a principal executive officer at least the level of vice president;	
for a partnership, by a general partner;	
for a sole proprietorship, by the proprietor;	
 for a governmental entity, by the contact person (business administrator, manager, mayor, etc.); for other than above, by the person with legal responsibility for the application. 	
I hereby represent and certify that I have reviewed the information contained in this Legal Questionnaire, a under penalty of perjury. I am aware that if any of the foregoing statements made by me are willfully false, New Jersey Economic Development Authority of any changes in the foregoing information which may occu and so long as any such agreement is in effect. Failure to disclose relevant matters may render the Applicar subject the Applicant to disqualification, debarment, suspension, or referral to the office of the state's Attor	I am subject to punishment. I further agree to inform t r prior to execution of any agreement with the Author It ineligible for the financial benefits sought and may
The undersigned, on behalf of the Applicant, understands and acknowledges that information and docume Authority: (1) are subject to public disclosure during deliberations of the Authority at public meetings regal the Authority's public meetings; and (2) are subject to public disclosure under certain laws, including, but n	ding the application and as set forth in the minutes of
1 et seq., and the common law right-to-know.	
Legal Questionnaire Electronic Signature *	
Legal Questionnaire Electronic Signature *	
Legal Questionnaire Electronic Signature * Title *	
1 et seq., and the common law right-to-know. Legal Questionnaire Electronic Signature * Title * Legal Questionnaire Date Signed * MM/DD/YYYY	
Legal Questionnaire Electronic Signature * Title * Legal Questionnaire Date Signed *	
Legal Questionnaire Electronic Signature * Title * Legal Questionnaire Date Signed *	

Certificate of Non-Involvement:

In addition to the legal questionnaire, you must certify your organization is not engaged in prohibited activities in Russia or Belarus (as such term is defined in P.L.2022, c. 3., sec. (1)(e)) except as permitted by federal law. I understand that if this statement is willfully false, I may be subject to penalty, as set forth in P.L. 2022, c. 3, section (1)(d).

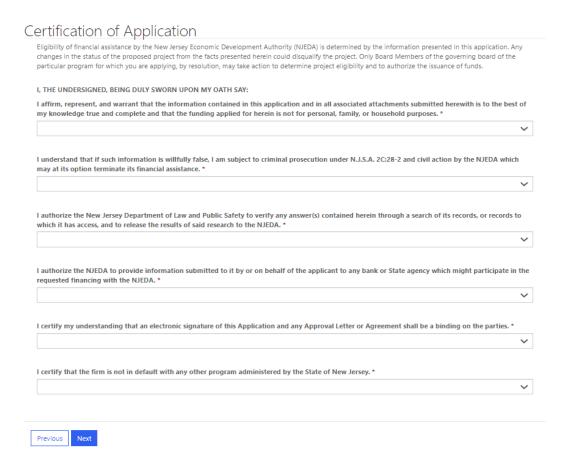
If you are not able to complete this certification of non-involvement because you, your entity or one of its parents, subsidiaries, or affiliates may have engaged in prohibited activities in Russia or Belarus, you will need to provide the NJEDA with a detailed, accurate and precise description of the activities. Please email the NJEDA point of contact on your matter or certifications@njeda.com immediately to commence this process.





Final Submission: Certification of application, payment, and signature

Step 1: Certify information submitted in application



Step 2: Pay \$1,000 application fee via credit card or check. Please note that, if paying by check, the instructions will be provided on the page. The application will not be processed or considered complete until the fee is paid.

Step 3: Sign and submit







Appendix A: Legal Questionnaire

The full questionnaire is on the following page.

NEW JERSEY ECONOMIC DEVELOPMENT AUTHORITY LEGAL QUESTIONNAIRE

Applicant Name:

Persons (entities or individuals) applying for NJEDA programs are subject to the Authority's Disqualification/Debarment Regulations (the "Regulations"), which are set forth in N.J.A.C. 19:30-2.1, et seq. Applicants are required to answer the following background questions ("Legal Questionnaire") pertaining to causes that may lead to debarment, disqualification, or suspension from eligibility under the Regulations and Executive Orders 34 (Byrne 1976) and 189 (Kean 1988) after consideration of all relevant mitigating factors. Governmental entities are not required to submit this Legal Questionnaire and may leave it empty.

Note that this form has recently been modified.

Please review in its entirety prior to providing any responses or certifications.

DEFINITIONS

Notwithstanding any terms defined elsewhere or otherwise herein, the following definitions shall govern in responding to this Legal Questionnaire:

"Affiliates" means any entities or persons having an overt or covert relationship such that any one of them directly or indirectly controls or has the power to control another. For the purposes of application for, or ongoing compliance with, Authority-administered programs, this includes:

- any entities or persons having an ownership interest in Applicant of 10% or greater;
- any entities in which Applicant holds an ownership interest of 10% or greater; and
- any entities that are named in the application and/or agreement, or that will receive a direct benefit from the financing, incentive, or other agreement with the Authority.

Note that any entities or persons fitting these definitions will need to be listed in Part C below.

"Legal Proceedings" means any civil, criminal, or administrative proceedings in a State or Federal court or administrative tribunal in the United States or any territories thereof.

RELEVANT TIMEFRAMES

Responses should be given based on the following "look-back" periods:

- For civil matters, those that were either pending or concluded within 5 years of the reporting date;
- For criminal matters, those that were either pending or concluded within 10 years of the reporting date;
- For environmental regulatory matters, those that were either pending or concluded within 10 years of the reporting date; and
- For all other regulatory matters, those that were either pending or concluded within 5 years of the reporting date.

Note that in cases where Applicant has previously submitted and certified a legal questionnaire to the Authority, the Applicant may refer to its prior legal questionnaire and report only those matters that are new or have changed in status since the date of last reporting.

Part A. Past Proceedings

Has Applicant, or any officers or directors of Applicant, or any Affiliates of Applicant, been found or conceded or admitted to being guilty, liable or responsible in any Legal Proceeding, or conceded or admitted to facts in any Legal Proceedings that demonstrate responsibility for any of the following violations or conduct? (Any civil or criminal decisions or verdicts that have been vacated or expunged need not be reported.)

1.	Commission of a criminal offense as an incident to obtaining or attempting to o public or private contract, or subcontract there under, or in the performance of such c or subcontract.		
		Yes	_ No
2.	Violation of the Federal Organized Crime Control Act of 1970, embezzlement, theft, fraud, forgery, bribery, falsification or destruction false swearing, receiving stolen property, obstruction of justice, or indicating a lack of business integrity or honesty.	of records,	, perjury,
		Yes	_ No
3.	Violation of the Federal or State antitrust statutes, or of the Federal Ant U.S.C. 874).	i-Kickback	x Act (18
	,	Yes	_ No
4.	Violation of any law governing the conduct of elections of the Federal of New Jersey or of its political subdivision.	Governme	ent, State
		Yes	_ No
5.	Violation of the "Law Against Discrimination" (P.L. 1945, c169, <u>N.J.</u> as supplemented by P.L. 1975, c127), or of the act banning discriminat employment (<u>N.J.S.A.</u> 10:2-1 et seq.) or of the act prohibiting discriminating engaged in defense work in the employment of persons therein (P.L. 1911, 10, et seq.)	ion in publ nation by i	ic works ndustries
	10:1-10, <u>et seq</u> .).	Yes	_ No
6.	To the best of your knowledge, after reasonable inquiry, violation of a hours of labor, minimum wage standards, prevailing wage standards wages, or child labor.		_
	•	Yes	_ No

7.	To the best of your knowledge, after reasonable inquiry, violation of any law governing the conduct of occupations or professions of regulated industries.					
		Yes	No			
8.	Debarment by any department, agency, or instrumentality of government.	the State	or Federal			
		Yes	No			

- 9. Violation of the Conflict of Interest Law, <u>N.J.S.A.</u> 52:13D-12 *et seq.*, including any of the following prohibitions on vendor activities representing a conflict of interest, or failure to report a solicitation as set forth below:
 - (i) No person shall pay, offer or agree to pay, either directly or indirectly, any fee, commission, compensation, gift, gratuity, or other thing of value of any kind to any Authority officer or employee or special Authority officer or employee, as defined by N.J.S.A. 52:13D-13(b) and (e), with which such person transacts or offers or proposes to transact business, or to any member of the immediate family as defined by N.J.S.A. 52:13D-13(i), of any such officer or employee, or partnership, firm, or corporation with which they are employed or associated, or in which such officer or employee has an interest within the meaning of N.J.S.A. 52:13D-13(g).
 - (ii) The solicitation of any fee, commission, compensation, gift, gratuity or other thing of value by any Authority officer or employee or special Authority officer or employee from any person shall be reported in writing by the person to the Attorney General and the NJEDA Ethics Liaison Officer.
 - (iii) No person may, directly or indirectly, undertake any private business, commercial or entrepreneurial relationship with, whether or not pursuant to employment, contract or other agreement, express or implied, or sell any interest in such person to, any Authority officer or employee or special Authority officer or employee having any duties or responsibilities in connection with the purchase, acquisition or sale of any property or services by or to the Authority, or with any person, firm or entity with which he or she is employed or associated or in which he or she has an interest within the meaning of N.J.S.A. 52:13D-13(g). Any relationships subject to this subsection shall be reported in writing to the NJEDA Ethics Liaison Officer and the State Ethics Commission, which may grant a waiver of this restriction upon application of the Authority officer or employee or special Authority officer or employee upon a finding that the present or proposed relationship does not present the potential, actually or appearance of a conflict of interest.

- (iv) No person shall influence, or attempt to influence or cause to be influenced, any Authority officer or employee or special Authority officer or employee in his or her capacity in any manner which might tend to impair the objectivity or independence of judgment of the officer or employee.
- (v) No person shall cause or influence, or attempt to cause or influence, any Authority officer or employee or special Authority officer or employee to use, or attempt to use, his or her official position to secure unwarranted privileges or advantages for the person or any other person.

 Yes	 No

(If Yes for any of the above, specify subsection)

- 10. Violation of any State or Federal law that may bear upon a lack of responsibility or moral integrity, or that may provide other compelling reasons for disqualification. Your responses to the foregoing question should include, but not be limited to, the violation of the following laws, without regard to whether there was any monetary award, damages, verdict, assessment or penalty, except that any violation of any environmental law in category (v) below need not be reported where the monetary award, damages, etc. amounted to less than \$1 million.
 - (i) Laws banning or prohibiting discrimination or harassment in the workplace.
 - (ii) Laws prohibiting or banning any form of forced, slave, or compulsory labor.
 - (iii) The New Jersey Conscientious Employee Protection Act, N. J. Stat. Ann. § 34:19-1 *et seq.*, or other "Whistleblower Laws" that protect employees from retaliation for disclosing, or threatening to disclose, to a supervisor or to a public body an activity, policy or practice of the employer, that the employee reasonably believes is in violation of a law, or a rule or regulation issued under the law.
 - (iv) Securities or tax laws resulting in a finding of fraud or fraudulent conduct.
 - (v) Environmental laws, where the monetary award, penalties, damages, etc. amounted to more than \$1 million.
 - (vii) Laws banning anti-competitive dumping of goods.
 - (viii) Anti-terrorist laws.

(ix) Criminal laws involving commission of any felony or indictable offense under State or Federal law.
 (x) Laws banning human rights abuses.
 (xi) Laws banning the trade of goods or services to enemies of the United States.

Part B. Pending Proceedings

11. To the best of your knowledge, after reasonable inquiry, are Applicant, or any officers or directors of Applicant, or any Affiliates, a party to <u>pending</u> Legal Proceedings wherein any of the offenses or violations described in questions 1-10 above are alleged or asserted against such entity or person? With respect to laws banning or prohibiting discrimination or harassment in the workplace, please provide only information pertaining to any class action lawsuits.

es No

____ Yes ____ No

If the answer to any of the foregoing questions is affirmative, you must provide the following information as an attachment to the application: (i) the case name and court/administrative agency (including jurisdiction and venue) in which such matters were tried or are pending; (ii) the charges or claims adjudicated or alleged; and (iii) a brief explanation of the circumstances giving rise to such matters. Also, for affirmative answers to question 1-10, please attach copies of document(s) reflecting the final resolution (e.g., final judgments, verdicts, plea bargains, consent orders, administrative findings, or settlement agreements).

Note that an Applicant may refer to or attach specific provisions of a 10-K/Q or other filings with the U.S. Securities and Exchange Commission (SEC); however, the Applicant should be aware that different laws apply to disclosures to the Authority. This means that the Authority does not have the same types of materiality thresholds as the SEC. The Applicant is expected to supplement its SEC filings to ensure that all relevant matters are disclosed to the Authority, including any matters that were below the SEC's materiality threshold and any matters that may have occurred after its most recent filing.

Please Note: Eligibility is determined based on the information presented in the completed Application. If, at any time while engaged with the Authority the Applicant should become aware of any facts that materially alter or change its answers, or that render any of them incomplete or inaccurate, the Applicant has a duty to promptly report such facts to the Authority in writing. The Authority reserves the right to require additional clarifying or explanatory information from the Applicant regarding the answers given, to ask additional questions not contained in this Legal Questionnaire, and to perform its own due diligence investigations and searches.

Part C. Applicable Affiliates

Please provide a list of all entities or persons considered to be "Affiliates" of Applicant based upon the above definitions.

Name of Affiliate (Entity or Person)	Federal Employer Identification Number (EIN) (if applicable)

CERTIFICATION OF LEGAL QUESTIONNAIRE AND AUTHORIZATION TO RELEASE INFORMATION

This certification shall be signed as follows:

- for a corporation, by a principal executive officer at least the level of vice president;
- for a partnership, by a general partner;
- for a sole proprietorship, by the proprietor;
- for a governmental entity, by the contact person (business administrator, manager, mayor, etc.);
- for other than above, by the person with legal responsibility for the application.

I hereby represent and certify that I have reviewed the information contained in this Legal Questionnaire, and that the foregoing information is true and complete under penalty of perjury. I am aware that if any of the foregoing statements made by me are willfully false, I am subject to punishment. I further agree to inform the New Jersey Economic Development Authority of any changes in the foregoing information which may occur prior to execution of any agreement with the Authority, and so long as any such agreement is in effect. Failure to disclose relevant matters may render the Applicant ineligible for the financial benefits sought and may subject the Applicant to disqualification, debarment, suspension, or referral to the office of the state's Attorney General.

The undersigned, on behalf of the Applicant, understands and acknowledges that information and documents provided to the New Jersey Economic Development Authority: (1) are subject to public disclosure during deliberations of the Authority at public meetings regarding the application and as set forth in the minutes of the Authority's public meetings; and (2) are subject to public disclosure under certain laws, including, but not limited to, the Open Public Records Act, N.J.S.A. 47A:1-1 *et seq.*, and the common law right-to-know.

Signature	Date
Printed Name/Title	
Applicant Name	Date