



Food Retail Innovation in Delivery Grant (FRIDG)

Welcome: Food Retail Innovation in Delivery Grant (FRIDG)

Program Description

The Food Retail Innovation in Delivery Grant (FRIDG) will make \$1 million in grant funding available to New Jersey food retailers to purchase self-contained, temperature-controlled lockers. These lockers may be used for food storage and delivery within the geographic boundaries of NJEDA-designated [Food Desert Communities](#) (FDCs), with the purpose of expanding food delivery opportunities and improving food access for FDC residents. Grants will cover between 30%-50% of the total project cost (inclusive of locker purchase, delivery, and installation) up to \$250,000.

Eligibility for FRIDG is limited to food retailers which, at the time of application, are authorized by the United States Department of Agriculture Food and Nutrition Service (USDA FNS) to accept Supplemental Nutrition Assistance Program (SNAP) benefits for online ordering and have a physical retail location in New Jersey.

Funding is limited to purchase, delivery, and installation of self-contained, temperature-controlled lockers to help expand food delivery opportunities and improve food access within the NJEDA-designated Food Desert Communities (FDCs) that can be found by clicking on [this mapping tool](#). Lockers must be placed within the designated geographic boundaries of an FDC. FRIDG is intended to cover prospective costs for purchases not yet made. Projects where a contract has been signed, a purchase order placed, or a deposit made prior to application to the Authority will not be eligible for funding. Grants are limited to expenses related to the initial equipment purchase and locker installation; the applicant is responsible for ongoing operation and maintenance costs related to the locker.

Grant awards will start at 30% of total project costs, with the ability to stack on bonuses to cover more of the costs for applicants that meet the following criteria, where no grant can exceed 50% of the total project costs or \$250,000, whichever is the lesser of the two.

Stackable 5% Bonuses

- Locker located within an FDC [ranked](#) within the top ten (10) statewide
- Applicant provides a Memorandum of Understanding, Letter of Support, Letter of Intent, or partnership contract or agreement with a social service organization (e.g., food pantry, soup

kitchen, community center, library) to locate locker on-site with the organization in a manner that is accessible to the public in a location where community members may already access services

- Applicant commits to waive delivery fees for SNAP online purchases for deliveries made to the locker purchased through FRIDG

Stackable 10% Bonus

- Applicant commits to waive delivery fees for all deliveries made to locker, regardless of payment type

*For food retailers interested in submitting multiple applications:

Applicants are required to identify and pre-select the FDC in which they are proposing placing the temperature-controlled locker in. While applicants are only allowed to submit one application per FDC, they may submit multiple applications across different FDCs. There will be a limit of one grant award per FDC, awarded to the first completed application that meets all eligibility requirements.

Depending on funding availability the Authority may approve additional applications, received prior to application closing, within an already funded FDC. No single grant award may exceed \$250,000.

Language Assistance

ATENCIÓN: si habla español, los servicios de asistencia lingüística, gratuitos, están disponibles para usted enviando un correo electrónico a languagehelp@njeda.com.

تنبيه: إذا كنت تتحدث اللغة العربية، فإن خدمات المساعدة اللغوية مجانية متاحة لك عبر إرسال بريد إلكتروني إلى languagehelp@njeda.com.

注意：如果您說粵語，可以透過傳送電子郵件至 languagehelp@njeda.com 免費獲取語言協助服務。

注意：如果您说普通话，可以通过发送电子邮件至 languagehelp@njeda.com 免费获取语言协助服务。

ध्यान आपो: જો તમે ગુજરાતી બોલતા હોય તો, તમારા માટે languagehelp@njeda.com પર ઈ-મેઈલ કરવાથી ભાષા સહાય સેવાઓ મફતમાં ઉપલબ્ધ છે.

ध्यान दें: यदि आप हर्दी बोलते हैं, तो languagehelp@njeda.com पर ईमेल द्वारा, आप के लिए निःशुल्क भाषा सहायता सेवाएं उपलब्ध हैं।

ATTENZIONE: se parla italiano, può usufruire gratuitamente di servizi di assistenza linguistica scrivendo all'indirizzo languagehelp@njeda.com

알림: 한국어를 사용하시는 경우, 언어 지원 서비스가 무료로 이메일 languagehelp@njeda.com을 통해 제공됩니다.

UWAGA: Jeśli mówisz po polsku, możesz uzyskać pomoc tłumacza bezpłatnie wysyłając e-mail pod adres languagehelp@njeda.com.

ATENÇÃO: se você falar português, oferecemos serviços de apoio de idioma gratuitos. Envie um e-mail para languagehelp@njeda.com.

ATTENTION: Kung nagsasalita ka ng Tagalog, magagamit mo ang libreng mga serbisyong tulong sa wika sa pamamagitan ng pag-email sa languagehelp@njeda.com.

Sample

Applicant Eligibility

Are you applying for this grant as or on behalf of a food retailer?

Yes No

Does your business have a physical retail location in the State of New Jersey?

Yes No

Is your business authorized by the United States Department of Agriculture Food and Nutrition Service (USDA FNS) to accept Supplemental Nutrition Assistance Program (SNAP) benefits for online purchases?

Yes No

You will be asked to provide your seven-digit FNS number and a copy of your FNS SNAP license later in the application and as proof of your eligibility, if you answer "Yes" to this question.

Sample

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 select 'No' on the POC question below and then fill in the proceeding CEO Contact page to receive future correspondence about this application.

Salutation

First Name

Middle Initial

Last Name

Suffix

Title

Email Address

Confirm Email Address

Phone Number

Is the primary point of contact legally authorized to submit this application on behalf of the applicant company?

Yes No

Legally authorized representative means one of the following:

- by applicant's General Counsel or Chief Legal Officer (recommended); or
- for a corporation: a principal executive officer at least the level of vice president;

- for a partnership: a general partner;
- for a sole proprietorship: the proprietor;
- for a governmental entity: the contact person (business administrator, manager, mayor, etc.);
- for other than above: the person with legal responsibility for the application.

Is the primary point of contact the Chief Executive Officer/equivalent officer for North America operations, or equivalent highest-ranking executive for the applicant company?

Yes No

Is the primary point of contact authorized to speak to the media on behalf of the company?

Yes No

Primary Point of Contact Address

Address Line 1

Address Line 2

City

State

Zip Code

Sample

Authorized Representative

This application includes company representations and certification and must be submitted by an individual who is legally authorized to sign documents on behalf of the applicant company.

Salutation

First Name

Middle Initial

Last Name

Suffix

Title

Email Address

Confirm Email Address

Phone

Would you like the Authorized Representative to receive email communications from NJEDA about the status of your application?

Yes No

Authorized Representative Address

Address Line 1

Address Line 2

City

State

Zip Code

Chief Executive Officer/Owner/Equivalent

If the primary point of contact does not hold this role, please provide the contact information for the owner, CEO, or equivalent highest-ranking executive for the applicant company.

Salutation

First Name

Middle Initial

Last Name

Suffix

Title

Email Address

Confirm Email Address

Phone

Would you like the Chief Executive Officer/owner/equivalent to receive email communications from NJEDA about the status of your application?

Yes No

Chief Executive Officer/Owner/Equivalent Address

Address Line 1

Address Line 2

City

State / Province / Region

Postal / Zip Code

Country

Sample

Media Contact

NJEDA often works with an applicant company's public relations or media relations representatives on press releases and press inquiries regarding approved projects. If you would like, please provide the contact information for the applicant company's media contact that will support on this project.

Would you like to designate a media contact?

Yes No

Untitled

Salutation

First Name

Middle Initial

Last Name

Suffix

Title

Email Address

Confirm Email Address

Phone

Media Contact Address

Address Line 1

Address Line 2

City

State / Province / Region

Postal / Zip Code

Country

Sample

Applicant 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 may collect information on affiliates, parent companies, holding companies, or other related entities in the following sections of the application.

Applicant Organization Name

The full name of your registered legal entity. This name should match the name on your formation documents. If you are not sure of your legal entity name, please visit: <https://www.njportal.com/DOR/BusinessNameSearch/Search/BusinessName>

Applicant Doing Business As (DBA)

Entity Type

Date Established

Is the applicant, or any person who controls the applicant or owns or controls more than 1% of stock of the applicant, an officer or employee of any agency, authority or other instrumentality of the State of New Jersey?

Yes No NA - Applicant Organization is Government Entity

Mailing Address

Address Line 1

Address Line 2

City

State

Zip Code

Applicant Country of Incorporation/Formation

Country

Applicant New Jersey Tax ID Number

Numerical

Applicant Organization's Phone Number

Applicant Organization's Website

Please provide a high-level, 2-3 short paragraph description of the applicant company. This may include the type of business you are involved in, your company's mission statement, the markets or customer base the company serves, and any other information about your business that the NJEDA should understand to review your application.

Please upload Tax Clearance Certificate from the NJ Division of Taxation.

Certificates may be requested through the State of New Jersey's online [Premier Business Services \(PBS\) portal](#). Under the Tax & Revenue Center, select Tax Services, then select Business Incentive Tax Clearance. If the applicant's account is in compliance with its tax obligations and no liabilities exist, the Business Incentive Tax Clearance can be printed directly through PBS. [CLICK HERE](#) for instructions on how to secure your tax clearance certificate.

Is the applicant involved in religious activities or is religiously affiliated?

Yes No

Please note that this requires additional questions to determine eligibility of the requested financial assistance.

Religious Affiliation Form

The NJEDA will need to collect additional information from you if your entity is involved in religious activities or is religiously affiliated. Please download the religious activity questionnaire form. [DOWNLOAD HERE](#).

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

Yes No

Please list the the entities who have received this assistance.

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.

Sample

Cannabis Questionnaire

Has the applicant applied for or been issued a license, including a conditional license, from the New Jersey Cannabis Regulatory Commission (NJ-CRC) to operate as a cannabis cultivator, cannabis manufacturer, cannabis wholesaler, cannabis distributor, cannabis retailer, or cannabis delivery service; or does the applicant employ or intend to employ, or is the applicant itself, a certified personal use cannabis handler to perform work for or on behalf of a cannabis establishment, distributor, or delivery service?

Yes No

If the applicant is a property owner, developer, or operator of a project: is the property being used or intended for use, in whole or in part, (1) by or to benefit a cannabis cultivator, cannabis manufacturer, cannabis wholesaler, cannabis distributor, cannabis retailer, or cannabis delivery service, (2) to employ a certified personal use cannabis handler to perform work for or on behalf of a cannabis establishment, distributor, or delivery service, (3) by a person or entity that has applied or intends to apply to the New Jersey Cannabis Regulatory Commission (NJ-CRC) for a license to operate as a cannabis cultivator, cannabis manufacturer, cannabis wholesaler, cannabis distributor, cannabis retailer, or cannabis delivery service or has applied for certification to be, or intends to employ, a certified personal use cannabis handler to perform work for or on behalf of a cannabis establishment, distributor, or delivery service?

Yes No

Sample

Diversity, Equity, & Inclusion

In this section, we would like more information about the diversity of your organization. Answers have no impact on eligibility for assistance and providing information is optional, to be used for tracking purposes only. Within each of these questions, "Prefer not to answer" can be selected if that is the case OR if the question is not applicable to your organization.

With which of the following does the majority owner of the applicant organization self-identify (if applicable)?

- Minority
- Woman
- Veteran
- LGBTQ
- Disabled
- None of the above
- Prefer not to answer

Please select which of the following State of New Jersey certifications the applicant organization currently holds:

- 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

Additional DE&I Information

In this section, we would like more information about any actions your organization has taken or is taking with respect to Diversity, Equity, and Inclusion

Please describe whether your organization's leadership team is made up of a diverse group of individuals. Please provide as much detail as possible about the composition of your leadership team as it relates to groups that have been historically underrepresented (minority, woman, veteran, LGBTQ, disabled).

- Question is not applicable
- Prefer not to answer

Please describe whether your organization’s Board of Directors is made up of a diverse group of individuals. Please provide as much detail as possible about the composition of your Board of Directors as it relates to groups that have been historically underrepresented (minority, woman, veteran, LGBTQ, disabled).

- Question is not applicable
- Prefer not to answer

In this section, we would like more information about any actions your organization has taken or is taking with respect to Diversity, Equity, and Inclusion

- Question is not applicable
- Prefer not to answer

Please upload any documentation detailing diversity initiatives, if available.

Language Assistance

Is English your primary language?

Applicant Details

What type of food retailer are you?

Select one

Independent supermarket: Single location with a single owner

Independent supermarket operator: Single location working with a third-party supplier or franchisor

Cooperative retailer: Member of a cooperative with similar supermarket owners

Chain supermarket: Ten or more supermarkets owned by a single corporate entity

Mass merchandiser: Large retailers where customers can buy products wholesale

Please provide your New Jersey retail address listed in your SNAP FNS license. If you have more than one retail location in New Jersey, please respond with the address of the retail location closest to where you are applying to install a self-contained temperature-controlled refrigerated locker that holds a SNAP FNS license.

Address Line 1

Address Line 2

City

State

Zip Code

USDA Authorized SNAP Retailer

Each month millions of low-income Americans — more than half of them children — get that help to access food nutrition through the Supplemental Nutrition Assistance Program (SNAP). SNAP benefits are issued through Electronic Benefits Transfer (EBT) debit cards and can be used to buy food at authorized retail food stores. SNAP is administered by the Food and Nutrition Service (FNS) of the U.S. Department of Agriculture. FNS licenses qualified retailers to accept SNAP benefits, provides information to retailers, monitors retailers to make sure they are following the rules, and withdraws or disqualifies retailers who no longer qualify to be in the Program.

What is your seven-digit FNS number?

Upload a copy of your FNS SNAP license.

Project Proposal: Self-Contained Temperature-Controlled Refrigerated Locker

Equipment Information

In the section below, please include information about the self-contained, temperature-controlled refrigerated locker to be purchased and where it will be located within a New Jersey [Food Desert Community](#).

PLEASE NOTE: Self-contained, temperature-controlled lockers purchased with funding from FRIDG **must** meet the following minimum standards to be eligible:

- A temperature span of at least two settings
- An integrative system that sends a special code to the user once the order is delivered which is notified via text, email or app push notification
- The ability to be placed outside
- A minimum of 4 lockers which automatically open when the person inputs their code
- Modular systems so more lockers can be added as necessary
- Mechanisms to ensure food safety, freshness and contamination prevention
- Security features to prevent theft

Equipment Provider Name:

Equipment Provider Address

Address Line 1

Address Line 2

City

State / Province / Region

Postal / Zip Code

Country

Equipment Provider Phone

Equipment Provider Website

Product Name and Number

Product Webpage

Does the locker have at least two temperature settings?

Yes No

Does the locker have a system to notify the consumers that their order is ready?

Yes No

Can the locker be placed outside?

Yes No

Will the locker have at least 4 units?

Yes No

Does the locker prevent cross-contamination between orders?

Yes No

Does the locker have security features to prevent theft (e.g., code to open, security cameras, alarms)?

Yes No

Equipment Purchase Quote

Evidence of any signed contract, purchase order, or deposit for the purchase of the temperature-controlled locker made prior to the date of application will result in declination.

Equipment Photo(s)

If you have a photo of the unit you would like to install, please upload it here.

Project Site Details

Identify the Food Desert Community in which the self-contained temperature-controlled refrigerated locker will be located:

A map of all FDCs in New Jersey can be found [here](#). A link to the top 10 FDCs statewide can be found [here](#), if you wish to select one and become eligible for a 5% bonus for project costs, with awards not to exceed \$250,000. Please note that the FRIDG Installation Site Address must fall within the geographic boundaries of the FDC as illustrated in the above mapping tool.

FRIDG Installation Site Address

Address Line 1

Address Line 2

	New Jersey	
City	State	Zip Code

Upload pictures of the proposed location where the locker(s) will be sited

Does the applicant own the property/site where the proposed locker will be placed?

- Yes
- No

Upload a deed, property tax statement or mortgage payment

Will the installation costs of the locker (including any site modifications, alterations, or repairs [e.g., installing an electrical connection, internet access]) cost \$2,000 or more?

- Yes
- No

Grants are limited to expenses related to the initial equipment purchase, delivery, and locker installation; the applicant is responsible for ongoing operation and maintenance costs related to the locker.

Sample

Project Financing

Grants through FRIDG may cover between 30-50% of total anticipated project costs, up to \$250,000. Please specify amounts for equipment (i.e., self-contained, temperature-controlled locker), delivery, and installation (inclusive of the cost of site modifications, alterations, or repairs).

Estimated Equipment Cost

Estimated Installation Cost

Estimated Delivery Cost

Please include the estimates of any additional site preparation costs you are anticipating in your estimated installation cost.

Estimated Total Cost (Equipment + Installation + Delivery)

FRIDG will cover between 30% and 50% of the total aggregated project cost as provided in the application (inclusive of equipment, delivery, and installation of the locker) up to \$250,000. Please provide details on how the remainder of the locker cost will be paid including additional site installation costs or cost increases from the estimate included above.

Please note that FRIDG grant disbursement is made on a reimbursement basis after locker purchase, delivery, and installation.

Stackable Bonuses

Please indicate which bonuses your company is applying for (check all that apply):

Memorandum of Understanding, Letter of Support, Letter of Intent, or partnership contract or agreement with a social service community-based organization (e.g., food pantry, soup kitchen, community center, library) to locate locker on-site with the organization in a manner that is accessible to the public (5% bonus)

Please upload Memorandum of Understanding, Letter of Support, Letter of Intent, or partnership contract or agreement with a social service community-based organization (e.g., food pantry, soup kitchen, community center, library) to locate locker on-site with the organization in a manner that is accessible to the public here.

Commits to waive delivery fees for online purchases (If this box is checked, two options for committing to waive delivery fees for online purchases will appear below. Please select only one of the two options, if you wish to proceed with applying for this bonus.)

You have selected to apply for a bonus where the applicant commits to waiving delivery fees for online purchases. If this is correct, please specify your commitment by selecting only one of the two options below. If you no longer wish to apply for this bonus, please uncheck the "Commits to waive delivery fees for online purchases" box above. Applicants approved to receive this bonus will be required to produce documentation on an annual basis for three years following grant disbursement verifying delivery fee waivers.

- Waive delivery fees for SNAP online purchases for deliveries made to the locker purchased through FRIDG (5% bonus)
- Waive delivery fees for all deliveries made to locker, regardless of payment type (10% bonus)

Bonuses Acknowledgment

I understand the bonuses selected above represent a binding commitment if receiving a grant through FRIDG and may be subject to scaled recapture if bonuses are not fulfilled.

Sample

Plan of Operation

Will the locker be accessible to the general public for at least 12 hours per day, 7 days a week?

Yes No

Will the locker be placed indoors or outdoors?

Indoors Outdoors

How will access be provided to Food Desert Community residents in an equitable manner?

Describe your outreach plan to market the locker to Food Desert Community residents.

Sample

Prevailing Wage and Affirmative Action Requirements

Please be aware that construction activities of \$2,000 or more under the FRIDG Program are subject to New Jersey affirmative action and prevailing wage requirements.

Projects utilizing financial assistance for construction related costs are subject to state prevailing wage requirements. During the eligibility period, each worker shall be paid not less than the prevailing wage rate for the worker's craft or trade, as determined by the Commissioner of the Department of Labor and Workforce Development pursuant to P.L. 1963, c. 150 (N.J.S.A. 34:11-56.25 et seq.) and P.L.2005, c. 379 (N.J.S.A. 34:11-56.58 et seq.).

Effective April 1, 2020, contractors and subcontractors for construction contracts that require payment of prevailing wage must provide proof of registration under the Public Works Contractor Registration Act (N.J.S.A. 34:11-56.48 et seq.) The Act does not require proof of registration for such contracts that were awarded prior to April 1, 2020. Information regarding this Act can be found on the NJ Department of Labor's Website.

If you have any questions about these requirements, please contact the FRIDG team at FoodDesertRelief@njeda.com before submitting this application.

I acknowledge any construction on this project, undertaken either by the applicant or as a result of this application, is subject to prevailing wage and affirmative action requirements.

Applicant Representation

Is the individual filling out this application employed by the organization that is applying for the program?

Yes

Is the individual filling out this application one of the following:

- by applicant's General Counsel or Chief Legal Officer (recommended); or
- for a corporation: a principal executive officer at least the level of vice president;
- for a partnership: a general partner;
- for a sole proprietorship: the proprietor;
- for a governmental entity: the contact person (business administrator, manager, mayor, etc.);
- for other than above: the person with legal responsibility for the application.

Yes

Please indicate which of the following best describes the individual filling out this application?

Applicant's General Counsel or Chief Legal Officer (recommended); or

Sample

Legal Questionnaire

Applicant Name:

Please note "Applicant" includes individuals and all types of entities applying for and receiving NJEDA financial assistance, incentives or contracts, including but not limited to: for profit businesses, non-profit organizations, municipalities, counties, colleges, universities and other institutions of higher learning.

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.

Note that this form has recently been modified.

Please review this form 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. This includes (however is not limited to):

- entities or persons having an ownership interest in the applicant of 30% or greater;
- entities in which an applicant holds an ownership interest of 30% or greater and are either named in the application and/or agreement or will receive a direct benefit from the financing, incentive or other agreement with NJEDA; and
- other 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 NJEDA.

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

RELEVANT AFFILIATES

In accordance with the above, please identify any individuals or entities that hold a 30% or more ownership in the applicant:

Are there any individuals or entities that hold a 30% or more ownership interest in the applicant?

Applicant-Owned Affiliates

In accordance with the above, please identify any entities in which the **applicant holds a 30% or more interest**, and are either named in the application and/or agreement, or will receive a direct benefit from the financing, incentive, or other agreement with NJEDA.

Other Affiliates

In accordance with the above, please identify any other entities not already identified that are either named in the application and/or agreement, or that will receive a direct benefit from the financing, incentive, or other agreement with NJEDA:

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 identified 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 obtain a public or private contract, or subcontract there under, or in the performance of such contract or subcontract.

2. Violation of the Federal Organized Crime Control Act of 1970, or commission of embezzlement, theft, fraud, forgery, bribery, falsification or destruction of records, perjury, false swearing, receiving stolen property, obstruction of justice, or any other offense indicating a lack of business integrity or honesty.

3. Violation of the Federal or State antitrust statutes, or of the Federal Anti-Kickback Act (18 U.S.C.874).

4. Violation of any law governing the conduct of elections of the Federal Government, State of New Jersey or of its political subdivision.

5. Violation of the “Law Against Discrimination” (P.L. 1945, c169, N.J.S.A. 10:5-1 et seq., as supplemented by P.L. 1975, c127), or of the act banning discrimination in public works employment (N.J.S.A. 10:2-1 et seq.) or of the act prohibiting discrimination by industries engaged in defense work in the employment of persons therein (P.L. 1942, c114, N.J.S.A. 10:1-10, et seq.).

6. To the best of your knowledge, after reasonable inquiry, violation of any laws governing hours of labor, minimum wage standards, prevailing wage standards, discrimination in wages, or child labor.

7. To the best of your knowledge, after reasonable inquiry, violation of any law governing the conduct of occupations or professions of regulated industries.

8. Debarment by any department, agency, or instrumentality of the State or Federal government.

9. Violation of the Conflict of Interest Law, N.J.S.A. 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.

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 pending 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 or individual lawsuits alleging violations under the New Jersey Law Against Discrimination.

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) status of the matter (e.g. Pending Dismissed following Settlement, Dismissed following Motion, etc.).

Please Note: 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.

Certification of Legal Questionnaire and Authorization to Release Information

This certification shall be signed as follows:

- by applicant's General Counsel or Chief Legal Officer (recommended); or
- 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.

Electronic Signatures

Pursuant to written policy, the New Jersey Economic Development Authority allows documents to be signed electronically and hereby agrees to be bound by such electronic signatures. Please confirm that you, as a signatory to this document, also agree to be bound by electronic signatures.

Full Name

Title

Date

Sample

Certification of Non-Involvement in Prohibited Activities in Russia or Belarus

Program Name: Food Retail Innovation in Delivery Grant (FRIDG)

Applicant Name:

Applicant Doing Business As:

Pursuant to N.J.S.A. 52:32-60.1, et seq. ([P.L. 2022, c.3](#)) any person or entity (hereinafter 'Applicant') that seeks to be approved for or continue to receive an economic development subsidy from the New Jersey Economic Development Authority must complete the certification below indicating whether or not the Applicant is engaged in prohibited activities in Russia or Belarus. If the New Jersey Economic Development Authority finds that an Applicant has made a certification in violation of the law, it shall take any action as may be appropriate and provided by law, rule or contract, including but not limited to, imposing sanctions, seeking compliance, recovering damages, declaring the party in default and seeking debarment or suspension of the party.

Certification

I, the undersigned, have read and reviewed the Department of the Treasury's List: (<https://www.nj.gov/treasury/administration/pdf/RussiaBelarusEntityList.pdf>) of entities engaged in prohibited activities in Russia or Belarus, and having done so certify (must check one appropriate box and complete the Authorized Signature section below):

A. That the Applicant is not identified on the Department of the Treasury's list of entities engaged in prohibited activities in Russia or Belarus and is not engaged in prohibited activities in Russia or Belarus. OR

B. That I am unable to certify as to "A" above because the Applicant is identified on the Department of the Treasury's list of entities engaged in prohibited activities in Russia and/or Belarus. OR

C. That I am unable to certify as to "A" above because the Applicant, though not identified on the Department of the Treasury's list of entities engaged in prohibited activities in Russia or Belarus, is engaged in prohibited activities in Russia or Belarus. A detailed, accurate and precise description of the Applicant's activity in Russia and/or Belarus is set forth below.

If applicable, provide Additional Certification of Federal License

I, the undersigned, certify that Applicant is currently engaged in activity in Russia and/or Belarus, but is doing so consistent with federal law and/or regulation and/or license. Provide a detailed description of how the Applicant's activity in Russia and/or Belarus is consistent with federal law, or is within the requirements of the federal license.

Authorized Signature

I understand that if the above statements are willfully false, I shall be subject to penalty.

Name of Applicant Authorized Representative

Title of Applicant Authorized Representative

Applicant FEIN or Taxpayer ID

Signature

Untitled

Sample

Certification of Application

PLEASE NOTE:

Eligibility of financial assistance by the New Jersey Economic Development Authority is determined by the information presented in this application and the required attachments and schedules. Any changes in the status of the proposed project from the facts presented herein could disqualify the project. Only Board Members of the governing board of the particular program for which you are applying, by resolution, may take action to determine project eligibility and to authorize the issuance of funds.

I, _____, THE UNDERSIGNED, BEING DULY SWORN UPON MY OATH SAY:

I affirm, represent, and warrant that the information contained in this application and in all associated attachments submitted herewith is to the best of my knowledge true and complete and that the funding applied for herein is not for personal, family, or household purposes.

I understand that if such information is willfully false, I am subject to criminal prosecution under N.J.S.A. 2C:28-2 and civil action by the NJEDA which may at its option terminate its financial assistance.

I authorize the New Jersey Department of Law and Public Safety to verify any answer(s) contained herein through a search of its records, or records to which it has access, and to release the results of said research to the NJEDA.

I authorize the NJEDA to provide information submitted to it by or on behalf of the applicant to any bank or State agency which might participate in the requested financing with the NJEDA.

I certify my understanding that an electronic signature of this Application and any Approval Letter or Agreement shall be a binding on the parties.

I certify that the applicant organization is not in default with any other program administered by the State of New Jersey.

Fee Acknowledgment

I acknowledge that there is a \$1,000 non-refundable application fee payable to NJEDA prior to this application being deemed complete.*

Pay by Credit Card Instructions

Application ID#: FRIDG-00

Amount Due: \$1,000.00

Please read this information carefully.

An email will be sent to . This email will provide instructions and a link to make the credit card fee payment. **The payment must be completed before the NJEDA will begin reviewing the application.**

The email will come from NJEDAFeePaymentRequest@njeda.com. Please check your spam/junk folders if you do not see the email in your inbox.

Sample

Electronic Signature

I agree to be bound by electronic signatures

Full Name

Title

Signature

Date

7/5/2023

Sample

Application Submission

Thank you for your interest in the Food Retail Innovation in Delivery Grant (FRIDG) Program.

If you are ready to submit this application to the NJEDA for review, please click the Submit button.

If you would like to make any changes to the application at this point, please click the Back button.

If there is any additional supporting documentation that you would like to provide, please use the upload button below.

Full Name

Title

Date

Sample