

Innovation Evergreen Fund

Tax Credit Auction Application

This sample application is an example for illustrative purposes only and is meant to give prospective applicants a **highly detailed**, step-by-step walkthrough of this application to best prepare for the full application process.

The length of this walkthrough is not equivalent to the length of the actual application, as several individual steps are broken down across multiple slides.



NJ Innovation Evergreen Fund – Tax Credit Auction Application

Auction Application Welcome

The New Jersey Innovation Evergreen Fund Program forms a platform to facilitate public and private sector engagement that will raise and invest capital in qualified New Jersey-based companies and promote strategic collaboration in the state's innovation economy. Funding and strategic support for the program will come from the sale of state corporate business tax credits in an annual competitive auction.

The state of New Jersey will sell up to \$300 million in aggregate corporate tax credits to eligible corporations throughout the life of the program. Corporations may purchase credits for a minimum of 75 percent of face value to offset New Jersey Corporation Business Tax or Insurance Premium Tax liability. For the 2025 auction year, \$50,000,000 of tax credits will be available for purchase (based on demand, the Authority may increase the amount of tax credits available for purchase). The auction will open September 2, 2025. **Completed applications, including initiating a refundable deposit, must be received by October 3, 2025.** In addition to their bid, purchasers must fulfill a self-defined strategic commitment to support the state's innovation economy and nominate a company representative to serve on the New Jersey Innovation Evergreen Advisory Board.

If the amount of tax credits requested for purchase exceeds the total amount available, the Authority may pro rate the amount of tax credits awarded based on applicant scores. Successful tax credit purchasers will not receive less than \$500,000 of program tax credits.¹

Due at the time of application, each applicant must initiate a wire transfer for a refundable deposit of 10% of the purchase offer, up to \$500,000. The deposit will be applied to the final amount paid. If the approved applicant does not close the transaction, the deposit will be refunded, but the applicant may be disallowed from participating in the auction the following year. **Applications will not be considered complete and may not be scored until deposit have been initiated. All wire transfers for the required deposit are due by the close of the application period. Please ensure the wire transfer is initiated and received on a timely basis.**

Eligibility Information:

To be awarded a tax credit under the New Jersey Innovation Evergreen Fund, a potential purchaser must meet various criteria contained in the [Program Regulations: Main Document](#), and explained in the [Program Board Memorandum](#), [Program Memo: Attachment B](#) and [Auction Bid Scoring Guidelines](#), including but not limited to:

- The amount of tax credits to purchase shall not be less than \$500,000;
- The percentage amount of the face value of the tax credits the bidder proposes paying shall not be less than 75 percent of the face value of credits;
- Each component of the strategic commitment, including the cost to the proposed purchaser of each such component, must be described in detail. The strategic commitment is open-ended. Examples may include mentorship hours, internship offerings, sales and distribution pipeline access;
- Commit to serve on the New Jersey Innovation Evergreen Advisory Board for one-year from the time of approval;
- Provide a refundable deposit for 10% of the tax credit purchase offer, not to exceed \$500,000, at the time of application (which will be applied to the final purchase amount paid);
- Purchasers must agree to publicize their involvement with the Evergreen Fund.

Corporations with NJ CBT or IPT liability may bid on discounted tax credits through the program.

¹ In the event of proration, bidders may be declined if it results in an award of less than \$500,000 tax credits.

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 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 *

Email Confirmed *

Please be sure the email address you enter is a valid email address, as this will be the primary address by which NJEDA contacts you on the status of this application.

Phone Number *

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

This section of the application collects applicant contact information.

Primary Point of Contact Pt2

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? *

No

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

No

Are you, the applicant company, using a consultant to assist with this application? *

Yes

Would you like to designate a legal counsel contact? *

Yes

Would you like to designate an accountant contact? *

Yes

Primary Contact Address

Street Address 1 *

1 Newark

Street Address 2

Suite, Apt, Floor?

City *

Newark

State *

New Jersey

Zip *

11111

Country *

United States

Authorized Representative

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 *

Email Confirmed *

Phone Number *



This section of the application confirms the applicant is authorized to represent the company.

Authorized Representative Address

Street Address 1 *

Street Address 2

Suite, Apt, Floor?

City *

State *

Zip *

Country *

[Previous](#) [Next](#)

Chief Executive Officer/ Owner

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 *

Email Confirmed *

Phone Number *

This section of the application collects information about the CEO of the company.

Chief Executive Officer/Owner/Equivalent Address

Street Address 1 *

Street Address 2

Suite, Apt, Floor?

City *

State *

Zip *

Country *

[Previous](#) [Next](#)

Consultant Information

Consultant Information

While not required, we understand that some applicants may choose to utilize consultants for support. While the NJEDA will direct all communications to the Primary Point of Contact, please also provide us with information about any consultants supporting you on this application.

Salutation

First Name *

Middle Initial

Last Name *

Suffix

Company *

Title *

Email *

Email Confirmed *

Phone Number *

Is the Consultant a Registered Governmental Affairs Agent? *

Government Affairs Registration Number *

If relevant, this section of the application collects contact information about any consultant supporting the company in its application completion.

Consultant Information Address

Street Address 1 *

Street Address 2

Suite, Apt, Floor?

City *

State *

Zip *

Country *

Previous

Next

Legal Counsel

Legal Counsel

If approved, NJEDA will utilize form contractual documents, such as an approval letter and a commitment agreement. Applicants will have limited opportunity to request non-standard modifications of the agreements. However, NJEDA will often work with an applicant's legal counsel to answer questions on these agreements. If you would like, please provide the contact information for the applicant company's Legal Counsel that will support on this project. This contact may be either internal or external counsel.

Salutation

First Name *

Middle Initial

Last Name *

Suffix

Company *

Title *

Email *

Email Confirmed *

Phone Number *

Is the Legal Counsel a Registered Governmental Affairs Agent? *

Government Affairs Registration Number *

If relevant, this section of the application collects contact information of the company's legal counsel.

Legal Counsel Address

Street Address 1 *

Street Address 2

Suite, Apt, Floor?

City *

State *

Zip *

Country *

Previous

Next

Accountant Information

Accountant Information

NJEDA often works with an applicant company's internal or external accountant to confirm information included in the application and support on project certification and ongoing compliance requirements. If you would like, please provide the contact information for the applicant company's Accountant that will support on this project.

Salutation

First Name *

Middle Initial

Last Name *

Suffix

Company *

Title *

Email *

Email Confirmed *

Phone Number *

If relevant, this section of the application collects contact information of the company's accountant.

Accountant Information Address

Street Address 1 *

Street Address 2

Suite, Apt, Floor?

State *

City *

Zip *

Country *

Previous

Next

Media Contact

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

Salutation

First Name *

Henry

Middle Initial

Last Name *

Allen

Suffix

Company *

Media Inc.

Title *

PR Specialist

Email *

a@a.com

Email Confirmed *

a@a.com

Phone Number *

(111) 111-1111

If relevant, this section of the application collects contact information of the company's media contact.

Media Contact Address

Street Address 1 *

6 Newark

Street Address 2

Suite, Apt, Floor?

City *

Newark

State *

New Jersey

Zip *

11111

Country *

United States

Previous Next

Application 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.

Applicant Organization Name *

Example Company

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)

Example

Does your business operate under a different name?

Applicant Entity Type *

Limited Liability Partnership

What is the ownership structure of the applicant?

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

No

Date Established *

11/11/1990

Please make sure this date matches the date on your entity's formation documents. MM/DD/YYYY

Applicant Country of Incorporation/Formation *

United States

Applicant State of Incorporation/Formation *

NJ

This section of the application collects information about the company applying for the program tax credit.

Application Organization Pt2

Applicant Federal Employer Identification Number (FEIN) *

11-1111111

Please enter applicant's 9 digit Federal Tax ID number.

Applicant New Jersey Tax ID Number *

11111111111

Applicant Organization's Phone Number *

(111) 111-1111

Applicant Organization's Website

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

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](#), and upload the completed form below.

Document	Files
Religious Affiliation Form	Add Files CEO Certification Evergreen 6-20-22.pdf

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. *

Example text

Application Organization Pt3

Mailing Address

Mailing Address Street Address 1 *

1 Newark

Mailing Address Street Address 2

Mailing Address City *

Newark

Mailing Address State *

New Jersey

Mailing Address County *

Essex County

Mailing Address Zip *

07101

Mailing Address Country *

United States

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.

North American Industry Classification System (NAICS) Code *

101010 - Not Labeled



Please select the magnifying glass to launch the NAICS search window. In the upper right hand of the window there is a search bar. In the search bar, you may enter your NAICS code (if you know it), the type of business you are, or the industry in which your business operates. If your search does not return a result, please try additional terms that describe your business until you return a result.

Please be sure to use the same code that is listed on your most recent business tax filings. For help, please see the [North American Industry Classification System \(NAICS\) U.S. Census Bureau website](#).

Application Organization Pt4

Tax Clearance Certificate

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

Document	Files
Tax Clearance Certificate Document(s) *	Add Files

Certificates may be requested through the State of New Jersey's online [Premiere 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? *

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

Has the applicant, or any related parties, previously received NJEDA 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 time frames in which the assistance was provided, and the status of any awards or agreements. *

Example Text

All applications must include a valid Tax Clearance Certificate.

Diversity, Equity, & Inclusion

Diversity, Equity, & Inclusion

In this section, we would like more information about the diversity of your company. The NJEDA will use this information for tracking purposes only.

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

- Minority
- Women
- Veteran
- LGBTQ
- Disabled
- None of the above are applicable / I do not wish to identify

Please indicate the majority owner's race(s)

- Black or African American
- American Indian and Alaskan Native
- Asian
- Native Hawaiian or Other Pacific Islander
- Some Other Race
- Prefer not to Answer

Please select the ethnicity or ethnicities that the majority owner most closely identifies with

- Black
- East Asian (e.g. Chinese, Korean)
- Latino/a/x or Hispanic
- Middle Eastern/Northern African (e.g. Egyptian, Iranian)
- North American Aboriginal, Alaska Native, First Nations, Metis, or Inuit
- South Asian (e.g. Indian, Sri Lankan)
- Southeast Asian (e.g. Thai, Vietnamese)
- Other
- 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 / I do not wish to identify

DE&I Documentation

Please provide documentation evidencing your entity's certification.

Document	Files
DE&I Documentation	<input type="button" value="Add Files"/> CEO Certification Evergreen 6-29-22.pdf

This section of the application collects information about DE&I initiatives of the company. This information is collected across NJEDA programs and will not impact bid scoring.

Diversity, Equity, & Inclusion Pt2

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.

Please describe whether your company'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).

Example text

Please describe whether your company'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 leadership team as it relates to groups that have been historically underrepresented (minority, woman, veteran, LGBTQ, disabled).

Example Text

Please describe any diversity initiatives, programs or plans the applicant company has established.

Example Text

Language Access

Is English your primary language?

No

If the NJEDA needs to contact you regarding your application, would you be interested in having an EDA provided interpreter in your native language? *

Yes

Please identify which of the following languages is your primary language: *

Other

This section of the application collects information about DE&I initiatives of the company. This information is collected across NJEDA programs and will not impact bid scoring.

Financial Bid

This section of the application collects information about the amount of tax credits requested and the bid price. The Financial Bid score element of the total score will equal the financial bid price.

Financial Bid

In this section of the application, the applicant will provide information about the amount of tax credits they would like to purchase. The applicant's total amount owed is a product of the face value of tax credit requested and the bid price. If approved, following purchase agreement execution, the applicant's total amount owed would be a product of the face value of the tax credit requested and the bid price. For example, an applicant may request \$10,000,000 of tax credits, with a bid price of 95% (95 cents on the dollar). In this case, the total financial bid, or amount owed, will be \$9,500,000 if the bid is successful.

1. Face Value of Tax Credits Requested (pre-discount) *

The amount of tax credits purchased by applicants must be at least \$500,000.

2. Financial Bid Price (%) *

Enter responses as a percent of face value. Bids must be at least 75% (75 cents on the dollar).

3. Total Financial Bid

The applicant organization commits to this bid as calculated *

In the event of an undersubscribed auction, would you like to be contacted to purchase additional tax credits? *

Note: in this scenario bidders may purchase additional program tax credits without increasing their strategic commitment. Priority will be assigned based on total bid scores.

If approved does the applicant plan to use the purchased tax credits against Corporation Business Tax Liability or Insurance Premium tax Liability? *

Please confirm that the application has tax liability for the tax indicated in the previous question. Tax credits purchased through the auction will be issued in the name of the applicant entity. Please refer to the Program regulations for guidance on the transferability of Program tax credits.

I confirm that Test has tax liability for the tax indicated in the previous question. *

Strategic Commitment Components

Strategic Commitment Components

In addition to the previous financial bid and to help foster engagement and collaboration, all applicants are required to make a strategic commitment to support New Jersey's innovation ecosystem. These strategic commitments support the New Jersey innovation ecosystem and recipients of NJ Innovation Evergreen Fund investment. Examples of strategic commitments may include mentorship hours, New Jersey innovation ecosystem investments, partnering with NJEDA Strategic Innovation Centers, and many other activities aimed at supporting New Jersey's innovation ecosystem. More information about tax credit bidder strategic commitments, including additional examples, is available in the [Evergreen Fund Strategic Commitment Flyer](#).

Applicants should fill out information for each component of their strategic commitment separately. Components of a strategic commitment represent portions of the commitment which can have their own deliverable result, date of completion and estimated cost. For example, if an applicant plans to host start-up networking events and also offer business development mentorship hours, these are each considered unique strategic commitment components. Applicants may add additional strategic commitment components after completing all relevant application fields.

If you have further questions, please contact staff for additional insight on how to put forward a strategic commitment at NJIEF@njeda.com.

This section of the application collects information about the applicant's proposed strategic commitment to support NJ's innovation ecosystem.

Strategic Commitment Components

Add Commitment Component

Title of Strategic Commitment Component ↑

Self-Valuation of the Commitment Component

There are no records to display.

Total Cost of Strategic Commitment

\$ 0.00

Strategic Commitment Component Info Pop-up

Strategic Commitment Component Info

1. Title of Strategic Commitment Component *

Title of Title

2. Please provide a 2-3 paragraph description of the strategic commitment component.

This should include a description of what is being offered and committed, the objective of the component, anticipated benefits and outcomes to the innovation ecosystem, details of how the strategic commitment component will be implemented, company resources being drawn upon, and any other useful information. *

Applicants with multiple strategic commitment components should fill out information for each component separately.

3. Total Cost of the Strategic Commitment Component *

\$ 0.00

The field should represent an applicant's estimate for the total cost of the strategic commitment

Applicants must provide detailed information about each commitment component, including a description of the initiative and related goals and the financial cost.

Strategic Commitment Component Info Pt2

4. In 1-2 paragraphs, please describe how the cost of the total strategic commitment component was calculated. *

Document	Files
Upload any supporting documents	<input type="button" value="Add Files"/>

Strategic Commitment Component Info Pt3

5. Completion Milestone: The completion milestone should describe an event that will mark the completion of a strategic commitment component. *

6. Expected Date of Milestone Completion *

 

7. List all documents to be provided to the authority to verify the completion of the component. Please consider, for any financial transaction resulting in the exchange of funds, the applicant must provide transaction documents and proof of funds transfer at a minimum. *

Additionally, applicants should describe relevant completion milestones, completion dates, and documents that will be used to verify completion. If this information is not complete, staff may contact you to gather missing documents. The more specific the better to support compliance efforts later.

Evergreen Board

New Jersey Innovation Evergreen Advisory Board

The New Jersey Innovation Evergreen Fund Program Rules establish an Advisory Board for the purposes of providing guidance and networking opportunities to qualified businesses. All applicants must designate a relevant individual in their organization to commit to participating on the Evergreen Advisory Board, if selected. Ideally, this individual will have a professional background and role in innovation, startups, or research and development, and serve in a mid- or senior-level position within the organization. The members of the New Jersey Innovation Evergreen Advisory Board shall serve in an uncompensated capacity, to be appointed through a process to be determined by the Chief Executive Officer of the Authority from among tax credit purchasers and other strategic partners, to support the State's innovation ecosystem.

Proposed Company Representative Name *

Proposed Company Representative Title *

Please describe the role of the Proposed Company Representative *

Proposed Company Representative Phone Number *

Proposed Company Representative Email Address *

Confirm Proposed Company Representative Email Address *

Commitment to providing a Representative

The members of the New Jersey Innovation Evergreen Advisory Board shall be required to attend at least the majority of meetings and events that the Authority schedules each year for participation by the members.

- The applicant organization commits to providing a representative to serve on the New Jersey Innovation Evergreen Advisory Board if selected and to comply with the requirements of such appointment. ***

All applicants must nominate a company representative to serve on the NJIEF Advisory Board for one year.

Previous

Next

Principal Bank Contact

Principal Bank Contact

Bank/ Institute Name *

Salutation

First Name *

Middle Initial

Last Name *

Suffix

Title *

Email *

Email Confirmed *

Phone Number *



This section of the application collects applicant banking information.

Principal Bank Contact Address

Street Address 1 *

Street Address 2

Suite, Apt, Floor?

City *

State *

Zip *

Country

[Previous](#) [Next](#)

Undue Financial Advantage

Companies that purchase program tax credits may not access program investment capital for one year.

Undue Financial Advantage

No undue financial advantage shall inure to a tax credit purchaser due to its participation in this program. During the twelve-month period after the approval of the award of tax credits to a tax credit purchaser, the Authority shall not approve a qualified investment or follow-on investment to a venture firm that is managed; beneficially owned, through rights, options, convertible interests, or otherwise, more than 15 percent of the voting securities or other voting ownership interests; or whose direction of investments are controlled by a tax credit purchaser.

Applicants must disclose all venture firms managed, beneficially owned, or controlled by the applicant.

Does the applicant manage, beneficially own, or control any venture firms? *

Add Venture Firm

Add Firm

Name of Venture Firm ↑	Relationship to Firm
Firm A	Manage

Undue Financial Advantage Info Pop-up

This section of the application collects information about venture firms owned, managed, or controlled by the applicant, if any.

 Edit ✕

Venture Firm Info

Name of Venture Firm *

Relationship to Firm

Sister Agency Check

This section of the application collects information to ensure applicants are in compliance with other NJ government agencies.

Sister Agency Check

Does the applicant have any permits, approvals, obligations, or responsibilities with any sister agency? *

Sister agencies include: New Jersey Department of Labor and Workforce Development, the Department of Environmental Protection, and the Department of Treasury

List all the New Jersey Department of Labor and Workforce Development, the Department of Environmental Protection, and the Department of Treasury permits and approvals or obligations and responsibilities which the applicant is associated with or has an interest in.

Add Sister Agency

Add Entity

Relevant State Entity ↑	Program Interest Number or License Number	
Department of Environmental Protection	1	▼

Sister Agency Check Info Pop-up

Sister Agency Info

Relevant State Entity *

Department of Environmental Protection

Relevant Corporate Entity Name *

Firm B

Relevant Corporate Entity EIN *

11-1111111

The 9 digit Federal Tax ID number of given organization.

Program Interest Number or License Number *

1

Description of relevant permit and approval or obligation and responsibilities *

Example text

ent of

ty permits and

Add Entity

▼

Development Subsidies

This portion of the application is included to capture information on any other grants the company has received from the NJEDA or other public bodies to stimulate economic development in New Jersey.

Development Subsidies

“Development subsidy” means the authorizing of the provision or providing to a recipient corporation of an amount of funds by or from a public body with a value of not less than \$25,000 for the purpose of stimulating economic development in New Jersey, including, but not limited to, any bond, grant, loan, loan guarantee, matching fund or any tax expenditure. “Development subsidy” does not refer to any contract under which a public body purchases or otherwise procures goods, services or construction on an unsubsidized basis, including any contract solely for the construction or renovation of a facility owned by a public body. “Development subsidy” does not mean any authorizing or providing of funds by or from a public body to a recipient corporation, including by means of a tax expenditure, for the exclusive purpose of the development or production of affordable housing, for the exclusive purpose of subsidizing site remediation, recycling, commuter transportation assistance, pollution reduction, energy conservation or other programs to improve the environment, or for the exclusive purpose of providing benefits to employees of the recipient corporation. “Development subsidy” does not mean any authorizing or providing of funds by or from a public body to a non-profit organization, including by means of a tax expenditure, for the exclusive purpose of subsidizing the development of facilities used to provide recreational, educational, arts or cultural programs or childcare or healthcare services.

Is the applicant requesting or in receipt of any development subsidies? ⓘ *

Add Development Subsidy ⓘ

Add Subsidy

Name of Granting Body ↑	Value of Development Subsidy
NJEDA	\$100,000.00

Aggregate value of all development subsidies applicant is requesting or receiving

Development Subsidies Info Pop-up

Development Subsidy Info

Name of Granting Body *

NJEDA

Anticipated or Committed *

Committed

Date *

11/11/1974

Value of Development Subsidy *

\$ 100,000.00

Describe Development Subsidy *

One of many programs supporting business development in the great state of New Jersey.

Save

Application Representation

This section of the application identifies applicants unable to legally represent their organization.

Application Representation

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

Yes

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

- 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? *

None of the above

Previous

Next

Upload Certifications

Upload Certifications

The New Jersey Economic Development Authority requires that the following information be completed and signed by one of the following

- 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.

Because you have identified that you are not one of the individuals listed above, it is required that you download each of the three forms listed below and have someone who meets this definition for the applicant company fill out and sign each of the forms. Once the forms have been completed and signed, please attach them at the end of this application, along with any other necessary application attachments.

Your application for assistance will not be reviewed until the NJEDA has each of the signed forms from someone who is legally authorized to make these representations on behalf of the applicant company.

[Legal Questionnaire](#)

[Certification of Non-Involvement in Prohibited Activities in Russia or Belarus Pursuant to P.L. 2022, C. 3](#)

[Certification of Application](#)

Document	Files
Legal Questionnaire	Add Files Evergreen Auction Application.pptx

Document	Files
Certification of Non-Involvement in Prohibited Activities in Russia or Belarus Pursuant to P.L. 2022, C. 3	Add Files Evergreen Auction Application.pptx

Document	Files
Certification of Application	Add Files Evergreen Auction Application.pptx

This section of the application is only visible to applicants unable to legally represent their organization. It requires an upload of form versions of the following sections, each signed by someone able to legally represent their organization.

Legal Questionnaire

Legal Questionnaire

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.

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.

This section of the application collects information for the Authority's legal debarment check.

Legal Questionnaire Pt2

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

No

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. *

No

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

No

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

No

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.). *

No

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. *

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. *

No

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

No

Legal Questionnaire Pt3

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, actual 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



Legal Questionnaire Pt4

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.
- vi. Laws banning anti-competitive dumping of goods.
- vii. Anti-terrorist laws.
- viii. Criminal laws involving commission of any felony or indictable offense under State or Federal law.
- ix. Laws banning human rights abuses.
- x. Laws banning the trade of goods or services to enemies of the United States.

No ▼

Legal Questionnaire Pt5

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. *

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.

Document	Files
Legal Questionnaire Addendum	Add Files CEO Certification Evergreen 6-29-22.pdf

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

"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.

Do you have affiliates to report? *

Yes

If yes, please provide a list of all entities (and EINs) or persons considered to be "Affiliates" of Applicant based upon the above definitions. *

Example text

Legal Questionnaire Pt6

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.

Legal Questionnaire Electronic Signature *

Title *

Legal Questionnaire Date Signed *



Russia/Belarus Certification

CERTIFICATION OF NON-INVOLVEMENT IN ACTIVITIES IN RUSSIA OR BELARUS

Program Name: Evergreen Tax Credit Program (Auction)

Applicant Name: Test

Applicant DBA: Test

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 identified on the Office of Foreign Assets Control (OFAC) Specially Designated Nationals and Blocked Persons list, available here: (<https://sanctionssearch.ofac.treas.gov/>). 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. By signing this certification, Applicant agrees that it has an affirmative ongoing obligation to disclose to NJEDA whether it appears on the OFAC list for any reason, during the application process and the agreement term.

Certification

I, the undersigned, have read and reviewed the Office of Foreign Assets Control (OFAC) Specially Designated Nationals and Blocked Persons list, 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 OFAC Specially Designated Nationals and Blocked Persons list on account of activity related to Russia and/or Belarus and is not engaged in activities related to Russia or Belarus. OR

 

B. That I am unable to certify as to "A" above because the Applicant is identified on the OFAC Specially Designated Nationals and Blocked Persons list on account of activity related to Russia and/or Belarus. OR

 

C. That I am unable to certify as to "A" or "B" above because the Applicant, though identified on the OFAC Specially Designated Nationals and Blocked Persons list on account of activity related to Russia and/or Belarus, is engaged in activities in Russia or Belarus consistent with federal law, regulation, license or exemption. A detailed, accurate and precise description of how the Applicant's activity related to Russia and/or Belarus is consistent with federal law is set forth below, including a copy of the license or listing the exemption. (Attach Additional Sheets If Necessary.)

 

Authorized Signature

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

Applicant Authorized Representative

Name
Steve Steve Mutchiga

Title
VP

Applicant FEIN
99-9999999

Applicants must certify they are not involved in any prohibited activities in Russia or Belarus.

Certification of Application

Certification of Application

Eligibility of financial assistance by the New Jersey Economic Development Authority (NJEDA) is determined by the information presented in this application. 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 firm is not in default with any other program administered by the State of New Jersey. ***

Application Confirmation Continued

Application Confirmation Continued

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 acknowledge that subject to the terms of the program, the tax credit bid application is binding for 120 days following submission of this application, and per the regulations of the program, the Authority may seek best and final offers. *

For this application, a certification by the chief executive officer, or equivalent officer for North American operations is required. Please see our Program FAQs for a list of roles with signing authority on behalf of the applicant that may be considered equivalent officers for North American operations for the purposes of certifying the Program applications. Please download the form for this certification below, and upload in the relevant field. Download [CEO or Equivalent Officer Certification Form here](#).

Upload CEO Certification Form

Document	Files
CEO Certification Form *	<input type="button" value="Add Files"/>

Deposit Required

This section of the application will provide wiring instruction for the applicant to wire a refundable deposit of 10% of the purchase offer, not to exceed \$500,000. Deposits are due at the time of application.

Deposit Required

The applicant must submit a refundable deposit of 10% of the purchase offer at the time of application, not to exceed \$500,000. This deposit will be applied to the final amount paid. If the approved applicant does not close the transaction the 10% deposit will be returned.

THIS DEPOSIT MUST BE INITIATED TO THE NJEDA BY 5PM ET OF THE FINAL DAY OF THE APPLICATION PERIOD, AS INDICATED ON THE PROGRAM WEBSITE. AN APPLICATION WILL NOT BE CONSIDERED COMPLETE UNLESS THE WIRE TRANSFER IS INITIATED BY THE DUE DATE.

Additionally, if the applicant increases their bid concurrently with the best and final offer bid period, an additional deposit would be required if the deposit would not exceed the maximum of \$500,000.

Wire transfer instructions for this program will be emailed to the applicant upon submission of this application but are also available below.

Bank Name: Wells Fargo
Bank Address: 50 East State St
Trenton, NJ 08625
Account #: 2100 00910 0456
Account Name: NJEDA Operating
ABA #: 121 000 248

Reference: Please include product code EVGRTC, applicant name and application ID#: CAPP-00030419

Deposit Required

- The applicant organization agrees to remit to the Authority via wire transfer of immediately available funds a refundable deposit in an amount equal to the lesser of ten percent of the tax credit purchase offer or \$500,000 and acknowledge the application will not be considered complete until such funds are received. ***

Electronic Signature

This section of the application will provide the final signature and Captcha for the application.

Electronic Signature

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.

- I agree to be bound by electronic signatures *
- I am an Authorized Signer for this organization and I accept the above terms and conditions *

Full Name *



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Submission Report

Full Application Submitted Page

Thank you for your interest in the New Jersey Innovation Evergreen Fund – Tax Credit Auction. We appreciate your patience while NJEDA reviews this application.

Your confirmation number is: **CAPP-00012581**

Any communications on the status of your application will be sent to: **a@a.com**

Please note that a deposit in the amount of **\$500,000.00** is required via wire transfer, prior to your application review. Please submit this wire transfer at you earliest convenience using the instructions below:

Reference: Please include product number **EVGRTC**, applicant name **Example Company** and application ID#: **CAPP-00012581**

For questions regarding your New Jersey Innovation Evergreen Fund – Tax Credit Auction application, please call or email NJEDA at 1-844-965-1125 or NJIEF@NJEDA.com

To learn about other NJEDA programs, visit njeda.com

Thank You,
NJEDA