

REQUEST FOR STATEMENTS OF QUALIFICATIONS

Arizona Water Company
3805 N. Black Canyon Hwy
Phoenix, AZ

NOTICE IS HEREBY GIVEN that Statements of Qualifications (SOQs) will be received by Arizona Water Company (AWC) for furnishing the following items or services as follows:

UNTIL: December 27, 2024 @ 2:00 PM

RFQ: 2024-6653

ITEM: Overfield Road Water Facility Construction Manager at Risk (CMAR)

Request for Statements of Qualifications shall be received, and firms that have submitted qualifications shall be announced by AWC. This is a qualifications-based selection process as authorized by A.R.S. § 34-601 through § 34-612. AWC intends to award one contract to the best-qualified respondent. An evaluation committee shall select, in order of preference and based on the criteria established, a short list of firms deemed qualified to provide the services required. The evaluation committee shall base its selections on demonstrated competence and qualifications only, and shall not consider fees, price man-hours, or other cost information when selecting firms for the short list. After a short list is selected, interviews of the top selected firms will be conducted and then negotiations may commence with one or more firms. The negotiations shall include consideration of compensation and other contract terms and conditions AWC determines to be fair and reasonable. In making this determination, AWC shall consider the estimated value, the scope, complexity and nature of the required services.

A pre-submittal conference will be held via Teams on Tuesday, December 10, 2024 at 10:00 AM MST. The link to this meeting can be found within this document. While this meeting is not mandatory, all interested firms are strongly encouraged to attend.

Dillion Greiwe, Project Manager
Arizona Water Company
Phoenix, Arizona

ARIZONA WATER COMPANY
Overfield Road Water Facility CMAR (2024)

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PART I. INTRODUCTION, BACKGROUND AND SCHEDULE

1.1 Introduction

Arizona Water Company (AWC) is seeking Statements of Qualifications (SOQ) from qualified, licensed firms interested in providing Construction Manager at Risk (CMAR) services involving site improvements, electrical improvements, well equipping, and construction of a coagulation/filtration arsenic removal facility (ARF). Future improvements at the site not part of this project will include water storage tanks, booster pumps, equipping of a second well and an ion exchange nitrate removal facility (NRF). Future improvements off site will include Overfield Road and West Lakeland Drive Road improvements.

AWC has engaged Civiltec Engineering, Inc. to provide the engineering design for the proposed project. A Preliminary Site Plan for the Overfield Road Water Facility Project is provided as Exhibit B. The selected CMAR contractor will work with Civiltec Engineering, AWC staff, and additional stakeholders towards a successful completion of design and construction. It is AWC's desire to engage the CMAR during the 30% - 60% design phase and it is expected that the selected firm will work closely with Civiltec Engineering.

1.2 Background

The project is in Casa Grande, Arizona, east of Interstate 10 at the intersection Overfield Road and West Lakeland Drive. The well in the southeast corner of the property has been drilled and tested. The well is depth is approximately 1,500 feet and produces approximately 1,100 gallons per minute (gpm). Arsenic is at 8.3 parts per million (ppm). Nitrate is at 1.7 ppm. The pH is 8.5. The arsenic removal facility will have an initial capacity of 3,000 gpm and be expandable to 7,500 gpm. The future nitrate removal facility will have a capacity of 500 gpm and utilize blending for treatment up to 7,500 gpm.

1.3 Schedule

NON-MANDATORY Pre-Submittal Conference:	December 10, 2024 10:00 A.M. (local-time, Phoenix, Arizona) Meeting ID: 297 599 960 745 Passcode: Ur4rse
Final Date for Inquiries	December 13, 2024
SOQ Due Date and Time:	December 27, 2024 2:00 p.m. (local-time, Phoenix, Arizona)
Interviews with short-listed firms (AWC's decision to hold interviews):	January 2025

PART II. RFQ PROCESS AND AWARD OF AGREEMENT

2.1 Purpose; Scope of Work

The general scope of work for the Project includes but is not limited to site improvements including grading and drainage, retention facilities and drywells, perimeter wall and entrance gate, internal driveways, yard piping, well equipping, ARF, electrical service, and electrical building and equipment.

This project is partially funded through an American Rescue Plan Act (ARPA) grant awarded to Pinal County and the City of Casa Grande. The project must adhere to the Build America, Buy America Act (BABA). NEPA requirements and Davis Bacon Act requirements are not mandatory but are encouraged. All contractors submitting qualification for the project must be registered on sam.gov.

The project must be completed and operational no later than May 2026.

2.2 Preparation/Submission of SOQ

Contractors are invited to participate in the competitive selection process for the services outlined in this RFQ. Responding parties shall review their SOQ submissions to ensure the following requirements are met.

2.2.1 Irregular or Non-responsive SOQ

AWC may consider as “irregular” or “non-responsive” and reject any SOQ not prepared and submitted in accordance with this RFQ, or any SOQ lacking sufficient information to enable AWC to make a reasonable determination of compliance with the minimum qualifications. Unauthorized conditions, limitations, or provisions may be cause for rejection. An SOQ may be deemed non-responsive at any time during the evaluation process if, in the sole opinion of AWC, any of the following are true:

1. Contractor does not meet the minimum required skill, experience or requirements to perform or provide the services.
2. Contractor has a record of failing to fully perform or fulfill contractual obligations.
3. Contractor cannot demonstrate financial stability.
4. Contractor’s SOQ contains false, inaccurate or misleading statements that, in the opinion of AWC or authorized designee, are intended to mislead AWC in its evaluation of the SOQ.

2.2.2 Submittal Method

All SOQ shall be submitted via email to soqsubmittal@azwater.com. SOQ submittals must include the Contractor’s name and “Overfield Road Water Facility” in the subject line. Late proposals will not be accepted. Contractors must register with sam.gov at <https://sam.gov/>

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RFQs are due no later than 2:00 PM local time on December 27, 2024, and will be publicly opened at that time. The RFQ opening can be viewed on Teams at the following link:

Teams Meeting
Meeting ID: 287 692 000 880
Passcode: PU2Nf6VZ

2.2.3 Required Submittal

The SOQ shall be submitted with the documents necessary to meet all the requirements of this solicitation, including the information required in Part II below and the following:

1. Cover letter introducing your company, summarizing your qualifications, and detailing any exceptions to this RFQ (please note that significant exceptions may make your proposal non-responsive). This letter should also provide principal contact information for this RFQ, including address, telephone number, e-mail address, and website (if applicable).
2. Contractor Information Form, with secure electronic signature.
3. References and list of known subcontractors or partners.
4. An itemized description of how your company meets each of the minimum mandatory qualifications outlined in Section 3.2.2.
5. Resumes, Licenses and Certifications (if required for the services).
6. Acknowledgment page, with secure electronic signature, for any Addendum received.

2.2.4 Contractor Responsibilities

All Contractors shall;

1. Examine the entire RFQ.
2. Seek clarification of any item or requirement that may not be clear.
3. Check all responses for accuracy before submitting an SOQ.
4. Submit the entire SOQ by the official SOQ Due Date and Time. A late SOQ will not be accepted.

2.2.5 Online Submittals

All SOQ shall be submitted via email to soqsubmittal@azwater.com. SOQ submittals must include the Contractor's name and "Overfield Road Water Facility" in the subject line. Late proposals will not be accepted by the system. Proposals must be received as set forth in Section 2.2.2 above. AWC is not responsible for the pre-opening of, post-opening of, or the failure to open, any SOQ not properly submitted.

2.2.6 Address of Owner

Arizona Water Company
3805 North Black Canyon Highway
Phoenix, Arizona 85015

2.2.7 Amendment or Withdrawal of SOQ

At any time prior to the specified SOQ Due Date and Time, a Contractor (or designated representative) may amend or withdraw its SOQ via email to soqsubmittal@azwater.com. SOQ amendments or withdrawals must reference the Contractor's name and "Overfield Road Water Facility" in the subject line. No SOQ may be altered, amended or withdrawn after the specified SOQ Due Date and Time.

2.3 Cost of SOQ Preparation

AWC does not reimburse the cost of developing, presenting or providing any response to this solicitation. An SOQ submitted for consideration should be prepared simply and economically, providing adequate information in a straightforward and concise manner. The Contractor is responsible for all costs incurred in responding to this RFQ. All materials and documents submitted in response to this RFQ become the property of AWC and will not be returned.

2.4 Inquiries

2.4.1 Written Inquiries

If a Contractor is in doubt as to the true meaning of any part of the RFQ documents, or finds discrepancies in or omissions from said documents, he/she shall submit to soqsubmittal@azwater.com a written request for an interpretation or correction thereof. It is the responsibility of all Contractors to examine the entire set of RFQ documents and seek clarification of any item or requirement that may not be clear and to check all responses for accuracy prior to submitting a SOQ. Negligence in preparing a SOQ confers no right of withdrawal after due date and time.

2.4.2 Inquiries Answered

Questions received after December 13, 2024 opening shall not be answered. Any interpretation or correction of the proposed documents will be made only by written addendum through December 20, 2024. AWC is not responsible for any other explanations or interpretations of the documents.

2.4.3 Pre-Submittal Conference

A non-mandatory Pre-Submittal Conference will be held via Teams on 10:00 AM, December 10, 2024 local time. The Pre-Submittal Conference can be accessed through the following Teams meeting information:

Meeting ID: 297 599 960 745
Passcode: Ur4rse

Contractors are strongly encouraged to attend the Pre-Submittal Conference. The purpose of this conference will be to clarify the contents of this RFQ to prevent any misunderstanding of AWC's requirements. Any doubt as to the requirements of this RFQ or any apparent omission or discrepancy should be presented to AWC at this conference. AWC may issue a written addendum to this RFQ. Oral statements or instructions are provided for informational purposes only and do not become a part of this RFQ. Any change to the RFQ shall be made in the form of a written addendum.

2.5 Addenda

Any addendum issued because of any change in this RFQ shall become part of the RFQ and must be acknowledged in the SOQ submittal. Failure to indicate receipt of the addendum may result in the SOQ being rejected as non-responsive. It shall be the Contractor's responsibility to check for addenda issued to this RFQ. Any addendum issued by AWC with respect to this RFQ will be available through AWC's website.

2.7 Confidential Information

If a Contractor believes that an SOQ or protest contains information that should be withheld from the public review, Contractor shall include in the submission a statement advising AWC of this fact and the information shall be clearly identified. The information identified by the Contractor as confidential shall not be disclosed until AWC, or authorized designee makes a written determination. AWC, or authorized designee shall review the statement and information with AWC Attorney and shall determine in writing whether the information shall be withheld. If AWC Attorney determines that it is proper to disclose the information, AWC shall inform the Contractor in writing of such a determination.

2.8 Contractor Licensing and Registration

Prior to the award of the Agreement, the successful Contractor shall be registered with the Arizona Corporation Commission and authorized to do business in Arizona. The Contractor shall provide licensure information with the SOQ. Corporations and limited liability companies shall be able to provide a Certificate of Good Standing from the Arizona Corporation Commission.

2.9 Certification

By submitting an SOQ, the Contractor certifies the following:

1. No Collusion. The submission of the SOQ did not involve collusion or other anti-competitive practices.
2. No Discrimination. It shall not discriminate against any employee or applicant for employment in violation of Federal Executive Order 11246 or State Executive Order 2009-09.

3. No Gratuity. It has not given, offered to give, nor intends to give at any time hereafter, any economic opportunity, future employment, gift, loan, gratuity, special discount, trip favor or service to a AWC employee, officer or agent in connection with the submitted SOQ. It (including the Contractor's employees, representatives, agents, lobbyists, attorneys, and subcontractors) has refrained, under penalty of disqualification, from direct or indirect contact for the purpose of influencing the selection or creating bias in the selection process with any person who may play a part in the selection process, including the Selection Committee described below, elected officials, AWC Management, Department Heads, and other AWC staff. Any attempt to influence the selection process by any means shall void the submitted SOQ and any resulting Agreement.
4. Financial Stability. Contractor is financially stable, solvent and has adequate cash reserves to meet all financial obligations including any potential costs resulting from an award of the Agreement.
5. No Signature/False or Misleading Statement. The signature on the cover letter of the SOQ and the Contractor Information Form is genuine, and the person signing has the authority to bind the Contractor. Failure to sign the cover letter and the Contractor Information Form, or signing either with a false or misleading statement, shall void the submitted SOQ and any resulting Agreement.
6. Sample Agreement. In addition to reviewing and understanding the submittal requirements, it has reviewed the Sample Construction Manager at Risk Agreement, including all Exhibits, located in Section B of this RFQ.

2.10 Award of Agreement

2.10.1 Evaluation and Selection

A Selection Committee shall select, in order of preference and based on the criteria established, a short list of firms deemed to be qualified to provide the services required. The selection must be based on demonstrated competence and qualifications only. The Selection Committee shall not consider fees, price, man-hours, or other cost information when selecting the short list. After a short list is selected, interviews with a minimum three and a maximum of five of the top selected firms will be conducted and then negotiations may commence for a contract with several firms for the required services. The contract negotiations shall include consideration of compensation and other contract terms and conditions AWC determines to be fair and reasonable. In making this determination, AWC shall consider the estimated value, scope, complexity, and nature of the required services.

2.10.2 Multiple Award

AWC, at its sole discretion, may elect to enter into Agreements with multiple Contractors who are qualified to provide the Services. The final terms and conditions of the proposed agreement will be negotiated by AWC with the successful offerors.

2.10.3 Form of Agreement

The selected Contractor will be required to execute AWC's standard Construction Manager at Risk Agreement in a form acceptable to AWC Attorney. A sample of AWC's standard

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Construction Manager at Risk Agreement is included in Section B of this RFQ. Approval of AWC's Management is required before any such agreement can take effect. AWC reserves the right to terminate the selection process at any time.

2.10.4 Waiver, Rejection, Reissuance

Notwithstanding any other provision of this RFQ, AWC expressly reserves the right to:

1. Waive any immaterial defect or informality.
2. Reject any or all SOQ or portions thereof.
3. Cancel or reissue this RFQ.

2.11 Offer

An SOQ submittal is an offer to contract with AWC based upon the terms, conditions and specifications contained in this RFQ, the attached Sample Construction Manager at Risk Agreement, and the Contractor's responsive SOQ, unless a written addendum or amendment modifies any of the terms, conditions, or specifications. Provided, however, that such offer shall not be deemed accepted, and no contractual relationship shall be established until AWC's has approved, and both parties have fully executed, a Construction Manager at Risk (CMAR) agreement between AWC and the Contractor in a form acceptable to AWC Attorney.

PART III. STATEMENT OF QUALIFICATIONS FORMAT AND SCORING

3.1 Evaluation Process

Each submittal will be reviewed for compliance with the submittal requirements and scored by the Selection Committee. Oral interviews shall be conducted by the Selection Committee with a minimum of three and a maximum of five of the highest ranked Contractors based upon the SOQ submittal scoring. The SOQ scoring will include a total of 100 possible points. The oral interviews will include a total of 400 possible points. The total scoring by the Selection Committee will include a total of 500 possible points.

3.2 SOQ Format and Scoring

The SOQ shall be organized and submitted in the format as outlined below. Failure to conform to the designated format, standards and minimum requirements shall result in a determination that the SOQ is non-responsive. Additionally, the Selection Committee will evaluate and award points to each SOQ based upon the evaluation criteria as outlined in this document. The points listed below are the maximum number of points possible for each criterion and not the minimum number that the Selection Committee may award.

General Information - 10 points.

1. One-page cover letter as described in Subsection 2.2.3.
2. Provide Contractor identification information. Explain the Contractor's legal organization including the legal name, address, UEI number (sam.gov) and legal form of the Contractor (e.g., partnership, corporation, joint venture, limited liability company, sole proprietorship). If a joint venture, identify the members of the joint venture and provide all the information required under this section for each member. If a limited liability company, provide the name of the member or members authorized to act on the company's behalf. If the Contractor is a wholly owned subsidiary of another company, identify the parent company. If the corporation is a nonprofit corporation, provide nonprofit documentation. Provide the name, address and telephone number of the person to contact concerning the SOQ.
3. Identify the location of the Contractor's principal office and the local work office, if different from the principal office. Include any documentation that supports the Contractor's authority to provide services in Arizona.
4. Provide a general description of the Contractor proposing to provide the Services, including years in business.
5. Identify any contract or subcontract held by the Contractor or officers of the Contractor that has been terminated within the last five years. Briefly describe the circumstances and the outcome.
6. Identify any claims arising from a contract that resulted in litigation or arbitration within the last five years. Briefly describe the circumstances and the outcome.

7. Contractor Information Form, Non-Collusion Affidavit, and Statement Regarding Responsibility and Compliance with Immigration and Anti-Terrorism Laws, each with a secure electronic signature (may be attached as separate appendices).

Experience and Qualifications of the Contractor - 30 points.

1. Provide a detailed description of the Contractor’s experience in providing similar services to water companies, municipalities, or other entities similar to AWC; specifically focusing on projects completed by utilizing the CMAR delivery method. A well-qualified Contractor will be expected to demonstrate ability and experience in the types of work related to construction of a water facility similar to this project including but not limited to site improvements including grading and drainage, retention facilities and drywells, perimeter wall and entrance gate, internal driveways, yard piping, well equipping, ARF, NRF, electrical service, and electrical building and equipment.

The following minimum mandatory qualifications should be addressed:

- a) Describe your firm’s experience dealing with typically anticipated construction conditions and issues, including scheduling and equipment purchasing considerations. The Contractor hired by AWC must be familiar with funding agency requirements, local community needs, construction standards for this type of work, typical challenges and solutions, local codes and site conditions. Additionally, the team must be accessible to design engineering team and AWC staff during the design and construction phase.
 - b) Resolution of issues may be part of the project work. Describe your response protocol and how the firm’s Project Manager (or responsible person in charge) will be accessible to design engineering team and AWC staff.
 - c) Explain why your firm is particularly qualified to perform services for this project. Demonstrate your firm’s knowledge and experience with similar projects and what differentiates your firm from other firms.
2. Contractor must demonstrate successful completion of at least three similar projects within the past 60 months. For this Solicitation, “successful completion” means completion of a project within the established schedule and budget and “similar projects” resemble this project in size, nature and scope. Provide a list of at least three organizations for which you successfully completed a similar project. This list shall include, at a minimum, the following information:
 - (a) Name of company or organization.
 - (b) Contact name.
 - (c) Contact address, telephone number and e-mail address.
 - (d) Type of services provided.
 - (e) Dates of contract initiation and project completion.

These references will be checked, and it is the Contractor’s responsibility to ensure that all information is accurate and current. Contractor authorizes AWC to verify all information

from these references and releases all those concerned from any liability in connection with the information they provide. The inability of AWC to verify references may result in the SOQ being considered non-responsive.

3. AWC may conduct any investigation deemed necessary to determine the Contractor's ability to perform the project. Contractors may be requested to submit additional documentation within 72 hours (or as specified) to assist AWC in its evaluation.

Key Positions - 30 points.

1. Identify each key personnel member that will render services to AWC including title and relevant experience required, including the proposed Project Manager and Project Staff.
2. Provide resumes of the CMAR Team that will be directly involved in the Project, including their experience with similar projects. Indicate specific experience with CMAR projects and specifically discuss the Project Manager's experience contributing input to a CMAR project and process. Indicate the number of years each team member has had with the firm. Work experience must state if it was completed at a different firm. Identify Professional Registrations or Contractor Licenses held by the Key Personnel.
3. Describe, in graphic and written form, the proposed Project assignments and lines of authority and communication for each team member, including subcontractors, to be directly involved in the Project. Indicate the estimated percentage of time these team members will be involved in the Project for Pre-construction and Construction Services. If your organizational structure changes for the Construction phase, then provide a description of the changes in graphic and written form. Please elaborate on your firm's understanding of the CMAR's role and responsibilities.
4. Any other information the Contractor believes relevant to this section that indicates the Project Team's unique qualifications and experience. Changes in personnel will require approval by AWC.

Project Approach - 30 points.

1. Describe the Contractor's approach to performing the required Services in the Scope of Work described in the Sample Construction Manager at Risk Agreement in Section B, including the following processes:
 - a) Describe the firm's ability to respond to short lead-time schedules and available resources to complete the work.
 - b) How will your firm incorporate this project into your standard workload? It is critical that you provide detailed information regarding your resources (equipment and staffing) to complete the planned project within the given timeframe.
 - c) Describe your firm's management philosophy for the CMAR construction

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delivery method.

- d) Describe how the team will handle quality control, specifically how design issues would be monitored and resolved, plans checked and cross-referenced, and bid documents ensured to be complete, accurate, omission-free and coordinated with subcontractors.
- e) Describe your contributions to value engineering and how they improved the project's quality, reduced the cost (without reducing the quality) and/or improved the timeline.
- f) During construction, what is the response time by a qualified person (decision-making authority) to meet in person and resolve concerns and to accommodate unforeseen issues?
- g) Describe any alternate approaches if it is believed that such an approach would best suit the needs of AWC. Include rationale for alternate approaches and indicate how the Contractor will ensure that all efforts are coordinated with AWC's Team.

Total Possible Points for SOQ Submittal: 100 points.

PART IV. ORAL INTERVIEWS AND SCORING

A minimum of three and a maximum of five Contractors shall be selected for oral interviews. The selected Contractors will be invited to participate in discussions with the Selection Committee. Contractors may be given additional information for these oral interviews, which will focus on the following topics:

1. Experience and Qualifications of Project Team working with similar projects of similar scope – **70 points**.
2. CMAR approach in design phase, followed by construction phase. Include methodology and ideas for value engineering – **70 points**.
3. Demonstrated ability to meet schedule, control cost and ensure quality – **60 points**.
4. Risk Assessment and solutions specific to this project – **60 points**.
5. Ability to communicate and interact with the evaluation team – **50 points**.
6. Past Performance with AWC and/or with other jurisdictions, including history of litigation or default – **50 points**.
7. Experience and approach working with federally funded projects including lessons learned – **40 points**.

Total Possible Points for Oral Interview: 400 points.

Total Possible Points for SOQ Submittal and Oral Interview: 500 points.

PART V. CONTRACTOR INFORMATION FORM

By submitting a Statement of Qualifications, the submitting Contractor certifies that it has reviewed the administrative information and the terms and conditions of the Sample Construction Manager at Risk Agreement and, if awarded the Agreement, agrees to be bound thereto.

CONTRACTOR SUBMITTING SOQ

PRINTED NAME AND TITLE

AUTHORIZED SIGNATURE

ADDRESS

TELEPHONE

CITY STATE ZIP

DATE

WEBSITE: _____

E-MAIL ADDRESS: _____

ARIZONA CORPORATION COMMISSION FILE NO. _____

PART VII. IMMIGRATION AND ANTI-TERRORISM

STATEMENT REGARDING RESPONSIBILITY AND COMPLIANCE WITH IMMIGRATION AND ANTI-TERRORISM LAWS

1. List any convictions of any person, subsidiary, or affiliate of the company, arising out of obtaining, or attempting to obtain a public or private contract or subcontract, or in the performance of such contract or subcontract.
-

2. List any convictions of any person, subsidiary, or affiliate of this company for offenses such as embezzlement, theft, fraudulent schemes, etc. or any other offenses indicating a lack of business integrity or business honesty which affects the responsibility of the Independent Contractor. (See procurement policy section 7.2 for types of offenses.)
-

3. List any convictions or civil judgments under state or federal antitrust statutes.
-

4. List any violations of contract provisions such as knowingly (without good cause) to perform, or unsatisfactory performance, in accordance with the specifications of a contract.
-

5. List any prior suspensions or debarments by any governmental agency.
-

6. List any contracts not completed on time.
-

7. List any penalties imposed for time delays and/or quality of materials and workmanship.
-

8. List any documented violations of federal or state labor laws, regulations, or standards, occupational safety and health rules.
-

9. Per A.R.S. §41-4401 offeror hereby certifies compliance with the Federal Immigration

and Nationality Act (FINA) and all other Federal immigration laws and regulations related to the immigration status of its employees and A.R.S. §23-214 which requires verification of each employee’s legal employability, after they are employed, using the “Basic Pilot Program” (also known as E-Verify).

I, _____, as _____
Name of individual Title & Authority

of _____,
Company Name

declare under oath that the above statements, including any supplemental responses attached hereto, are true.

Signature

State of _____

County of _____

Subscribed and sworn to before me on this _____ day of _____, 2024

by _____ representing him/herself to be
_____ of the company named herein.

Notary Public

My Commission expires