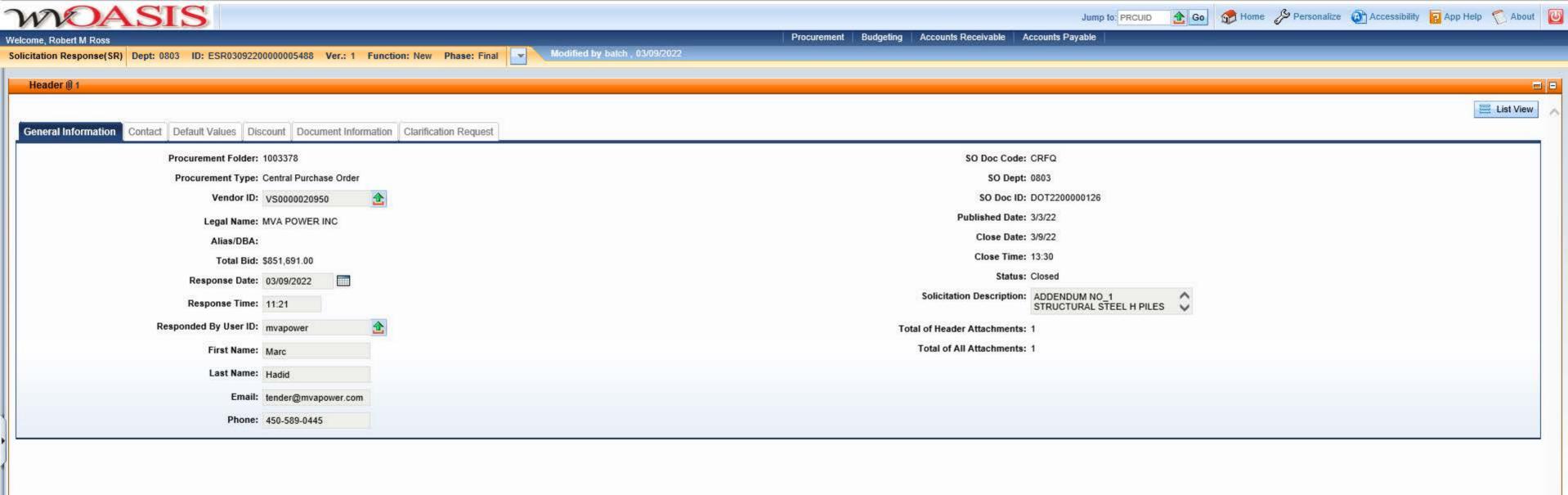
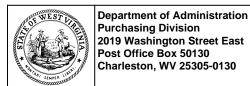


2019 Washington Street, East Charleston, WV 25305 Telephone: 304-558-2306 General Fax: 304-558-6026

Bid Fax: 304-558-3970

The following documentation is an electronically-submitted vendor response to an advertised solicitation from the *West Virginia Purchasing Bulletin* within the Vendor Self-Service portal at *wvOASIS.gov*. As part of the State of West Virginia's procurement process, and to maintain the transparency of the bid-opening process, this documentation submitted online is publicly posted by the West Virginia Purchasing Division at *WVPurchasing.gov* with any other vendor responses to this solicitation submitted to the Purchasing Division in hard copy format.





## State of West Virginia Solicitation Response

Proc Folder: 1003378

Solicitation Description: ADDENDUM NO\_1 STRUCTURAL STEEL H PILES

**Proc Type:** Central Purchase Order

 Solicitation Closes
 Solicitation Response
 Version

 2022-03-09 13:30
 SR 0803 ESR03092200000005488
 1

VENDOR
VS000020950
MVA POWER INC

Solicitation Number: CRFQ 0803 DOT2200000126

**Total Bid:** 851691 **Response Date:** 2022-03-09 **Response Time:** 11:21:25

Comments:

FOR INFORMATION CONTACT THE BUYER

John W Estep 304-558-2566 john.w.estep@wv.gov

Vendor Signature X FEIN# DATE

All offers subject to all terms and conditions contained in this solicitation

 Date Printed:
 Mar 9, 2022
 Page: 1
 FORM ID: WV-PRC-SR-001 2020/05

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Ln Total Or Contract Amount
1	STRUCTURAL STEEL H PILE 12X53X20FT	100.0000	0 EA	949.690000	94969.00

Comm Code	Manufacturer	Specification	Model #	
30101704				

#### **Commodity Line Comments:**

#### **Extended Description:**

STRUCTURAL STEEL H PILE 12X53X20FT

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Ln Total Or Contract Amount
2	STRUCTURAL STEEL H PILE 12X53X30FT	100.0000	0 EA	1426.620000	142662.00

Comm Code	Manufacturer	Specification	Model #	
30101704				

#### **Commodity Line Comments:**

#### **Extended Description:**

STRUCTURAL STEEL H PILE 12X53X30FT

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Ln Total Or Contract Amount
3	STRUCTURAL STEEL H PILE 12X53X50FT	100.0000	0 EA	2376.300000	237630.00

Comm Code	Manufacturer	Specification	Model #	
30101704				

#### **Commodity Line Comments:**

#### **Extended Description:**

STRUCTURAL STEEL H PILE 12X53X50FT

 Date Printed:
 Mar 9, 2022
 FORM ID: WV-PRC-SR-001 2020/05

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Ln Total Or Contract Amount
4	STRUCTURAL STEEL H PILE 12X84X50FT	100.0000	0 EA	3764.300000	376430.00

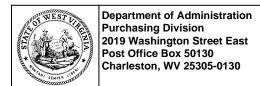
Comm Code	Manufacturer	Specification	Model #	
30101704				

**Commodity Line Comments:** 

**Extended Description:** 

STRUCTURAL STEEL H PILE 12X84X50FT

 Date Printed:
 Mar 9, 2022
 Page: 3
 FORM ID: WV-PRC-SR-001 2020/05



#### State of West Virginia **Centralized Request for Quote Highways**

**Proc Folder:** 1003378

Doc Description: ADDENDUM NO\_1 STRUCTURAL STEEL H PILES

**Reason for Modification:** 

Addendum No\_1 Vendor

Questions and responses

**Proc Type:** Central Purchase Order

Solicitation Closes Version Date Issued Solicitation No

2022-03-09 13:30 CRFQ 0803 DOT2200000126 2 2022-03-03

**BID RECEIVING LOCATION** 

**BID CLERK** 

DEPARTMENT OF ADMINISTRATION

PURCHASING DIVISION

2019 WASHINGTON ST E

CHARLESTON WV 25305

US

**VENDOR** 

**Vendor Customer Code:** 

Vendor Name: MVA POWER INC.

Address:

Street: 1 HOLLY ROAD

City: MONTREAL

Country: CANADA **Zip:** H3X 3K6 State: QUEBEC

Principal Contact: CHARLY-MARC

Extension: 222 Vendor Contact Phone: 1 450 589 0445

FOR INFORMATION CONTACT THE BUYER

John W Estep 304-558-2566

Vendor

john.w.estep@wv.gov

PLEASE SEE ATTACHED OUR W8

Charly-Marc DATE 9 March 2022 Signature X FEIN#

All offers subject to all terms and conditions contained in this solicitation

FORM ID: WV-PRC-CRFQ-002 2020/05 Date Printed: Mar 3, 2022 Page: 1

#### **ADDITIONAL INFORMATION**

#### **ADDENDUM**

Addendum No\_1 issued to publish and distribute the attached information to the Vendor Community.

#### REQUEST FOR QUOTATION:

The West Virginia Purchasing Division is soliciting bids on behalf of West Virginia Division of Highways to establish a contract for the one-time purchase Structural Steel H Piles. Per the Bid Requirements, Specifications, Terms and Conditions attached to this Solicitation.

INVOICE TO		SHIP TO	
DIVISION OF HIGHWAYS		DIVISION OF HIGHWAYS	
DISTRICT TWO		DISTRICT TWO BUILDINGS AND GROUNDS	
801 MADISON AVE		801 MADISON AVE	
HUNTINGTON	WV	HUNTINGTON	WV
US		US	

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
1	STRUCTURAL STEEL H PILE 12X53X20FT	100.00000	EA	949.69	94969.00

Comm Code	Manufacturer	Specification	Model #	
30101704				

#### **Extended Description:**

STRUCTURAL STEEL H PILE 12X53X20FT

INVOICE TO		SHIP TO	
DIVISION OF HIGHWAYS		DIVISION OF HIGHWAYS	
DISTRICT TWO		DISTRICT TWO - STORAGE LOT	
801 MADISON AVE		6200 RT 60 EAST	
HUNTINGTON	WV	BARBOURSVILLE	WV
US		US	

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
2	STRUCTURAL STEEL H PILE 12X53X30FT	100.00000	EA	1426.62	142662.00

Comm Code	Manufacturer	Specification	Model #
30101704		ASTM A572 GR50	

#### **Extended Description:**

STRUCTURAL STEEL H PILE 12X53X30FT

INVOICE TO		SHIP TO	
DIVISION OF HIGHWAYS		DIVISION OF HIGHWAYS	
DISTRICT TWO		DISTRICT TWO - STORAGE LOT	
801 MADISON AVE		6200 RT 60 EAST	
HUNTINGTON	WV	BARBOURSVILLE	WV
US		US	

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
3	STRUCTURAL STEEL H PILE 12X53X50FT	100.00000	EA	2376.30	237630.00

Comm Code	Manufacturer	Specification	Model #
30101704	,	ASTM A572 GR 50	

#### **Extended Description:**

STRUCTURAL STEEL H PILE 12X53X50FT

INVOICE TO		SHIP TO	
DIVISION OF HIGHWAYS		DIVISION OF HIGHWAYS	
DISTRICT TWO		DISTRICT TWO - STORAGE LOT	
801 MADISON AVE		6200 RT 60 EAST	
HUNTINGTON	WV	BARBOURSVILLE	WV
US		US	

Line	Comm Ln Desc	Qty	Unit Issue	Unit Price	Total Price
4	STRUCTURAL STEEL H PILE 12X84X50FT	100.00000	EA	3764.30	376430.00

Comm Code	Manufacturer	Specification	Model #
30101704		ASTM A572 GR50	

#### **Extended Description:**

STRUCTURAL STEEL H PILE 12X84X50FT

#### SCHEDULE OF EVENTS

<u>Line</u>	<u>Event</u>	Event Date
1	Tech Questions due by 10:00am	2022-02-28

 Date Printed:
 Mar 3, 2022
 Page: 3
 FORM ID: WV-PRC-CRFQ-002 2020/05

	Document Phase	Document Description	Page 4
DOT2200000126	l .	ADDENDUM NO_1 STRUCTURAL STEEL H PILES	

#### ADDITIONAL TERMS AND CONDITIONS

See attached document(s) for additional Terms and Conditions

### SOLICITATION NUMBER: CRFQ DOT2200000126 Addendum Number: 1

The purpose of this addendum is to modify the solicitation identified as CRFQ DOT22000000126 ("Solicitation") to reflect the change(s) identified and described below.

#### **Applicable Addendum Category:**

[]	Modify bid opening date and time
[]	Modify specifications of product or service being sought
[X]	Attachment of vendor questions and responses
[]	Attachment of pre-bid sign-in sheet
[]	Correction of error
[]	Other

#### **Additional Documentation:**

Vendor Questions and Responses

Bid Opening remains 03/09/2022 at 1:30pm

#### **Terms and Conditions:**

- 1. All provisions of the Solicitation and other addenda not modified herein shall remain in full force and effect.
- 2. Vendor should acknowledge receipt of all addenda issued for this Solicitation by completing an Addendum Acknowledgment, a copy of which is included herewith. Failure to acknowledge addenda may result in bid disqualification. The addendum acknowledgement should be submitted with the bid to expedite document processing.

#### Question 1

Can you please verify on the above that you need Wide Flange beam and not actual H Pile?

#### Response 1

We do need H Piles these will be used for pile driving (lagging walls)

Replace the Specification 3.1-3.4 with the following:

- 3.1.1 Structural Steel H Piles shall be 12 x 53 x 20 feet in length and shall meet the requirements of the "West Virginia Department of Transportation, Division of Highways Standard Specifications Road and Bridges, adopted 2010, as modified by any Supplemental Specifications. A copy of the above listed Sections and Section 603 of the West Virginia Division of Highways Standard Specifications Road and Bridges, adopted 2010 and the 2014 Supplemental Specifications can be found by visiting <a href="http://www.transportation.wv.gov/highways/contractadmin/specifications/2010StandSpec/Pages/default.aspx">http://www.transportation.wv.gov/highways/contractadmin/specifications/2010StandSpec/Pages/default.aspx</a>
- 3.1.2 Structural Steel H Piles shall be 12 x 53 x 30 feet in length and shall meet the requirements of the "West Virginia Department of Transportation, Division of Highways Standard Specifications Road and Bridges, adopted 2010, as modified by any Supplemental Specifications. A copy of the above listed Sections and Section 603 of the West Virginia Division of Highways Standard Specifications Road and Bridges, adopted 2010 and the 2014 Supplemental Specifications can be found by visiting <a href="http://www.transportation.wv.gov/highways/contractadmin/specifications/2010StandSpec/Pages/default.aspx">http://www.transportation.wv.gov/highways/contractadmin/specifications/2010StandSpec/Pages/default.aspx</a>
- 3.1.3 Structural Steel H Piles shall be 12 x 53 x 50 feet in length and shall meet the requirements of the "West Virginia Department of Transportation, Division of Highways Standard Specifications Road and Bridges, adopted 2010, as modified by any Supplemental Specifications. A copy of the above listed Sections and Section 603 of the West Virginia Division of Highways Standard Specifications Road and Bridges, adopted 2010 and the 2014 Supplemental Specifications can be found by visiting <a href="http://www.transportation.wv.gov/highways/contractadmin/specifications/2010StandSpec/Pages/default.aspx">http://www.transportation.wv.gov/highways/contractadmin/specifications/2010StandSpec/Pages/default.aspx</a>
- 3.1.4 Structural Steel H Piles shall be 12 x 84 x 50 feet in length and shall meet the requirements of the "West Virginia Department of Transportation, Division of Highways Standard Specifications Road and Bridges, adopted 2010, as modified by any Supplemental Specifications. A copy of the above listed Sections and Section 603 of the West Virginia Division of Highways Standard Specifications Road and Bridges, adopted 2010 and the 2014 Supplemental Specifications can be found by visiting http://www.transportation.wv.gov/highways/contractadmin/specifications/2010StandS

pec/Pages/default.aspx

## ADDENDUM ACKNOWLEDGEMENT FORM SOLICITATION NO.: CRFQ DOT2200000126

Instructions: Please acknowledge receipt of all addenda issued with this solicitation by completing this addendum acknowledgment form. Check the box next to each addendum received and sign below. Failure to acknowledge addenda may result in bid disqualification.

**Acknowledgment:** I hereby acknowledge receipt of the following addenda and have made the necessary revisions to my proposal, plans and/or specification, etc.

Addendum Numbers Received: (Check the box next to each addendum received)							
(0.000.000.000.000.000.000.000.000.000.							
[X]	Addendum No. 1	[	]	Addendum No. 6			
[ ]	Addendum No. 2	[	]	Addendum No. 7			
[ ]	Addendum No. 3	[	]	Addendum No. 8			
[ ]	Addendum No. 4	[	]	Addendum No. 9			
[]	Addendum No. 5	[	]	Addendum No. 10			
I understand that failure to confirm the receipt of addenda may be cause for rejection of this bid. I further understand that that any verbal representation made or assumed to be made during any oral discussion held between Vendor's representatives and any state personnel is not binding. Only the information issued in writing and added to the specifications by an official addendum is binding.  MVA POWER INC.							
				Compa	any		
				CHARLY-MARC	Charly-Mare		
		_		Autho	rized Signature		
				9 March 202	22		
	Date						

NOTE: This addendum acknowledgement should be submitted with the bid to expedite document processing.

## STATE OF WEST VIRGINIA Purchasing Division

#### **PURCHASING AFFIDAVIT**

**CONSTRUCTION CONTRACTS:** Under W. Va. Code § 5-22-1(i), the contracting public entity shall not award a construction contract to any bidder that is known to be in default on any monetary obligation owed to the state or a political subdivision of the state, including, but not limited to, obligations related to payroll taxes, property taxes, sales and use taxes, fire service fees, or other fines or fees.

ALL CONTRACTS: Under W. Va. Code §5A-3-10a, no contract or renewal of any contract may be awarded by the state or any of its political subdivisions to any vendor or prospective vendor when the vendor or prospective vendor or a related party to the vendor or prospective vendor is a debtor and: (1) the debt owed is an amount greater than one thousand dollars in the aggregate; or (2) the debtor is in employer default.

**EXCEPTION:** The prohibition listed above does not apply where a vendor has contested any tax administered pursuant to chapter eleven of the W. Va. Code, workers' compensation premium, permit fee or environmental fee or assessment and the matter has not become final or where the vendor has entered into a payment plan or agreement and the vendor is not in default of any of the provisions of such plan or agreement.

#### **DEFINITIONS:**

"Debt" means any assessment, premium, penalty, fine, tax or other amount of money owed to the state or any of its political subdivisions because of a judgment, fine, permit violation, license assessment, defaulted workers' compensation premium, penalty or other assessment presently delinquent or due and required to be paid to the state or any of its political subdivisions, including any interest or additional penalties accrued thereon.

"Employer default" means having an outstanding balance or liability to the old fund or to the uninsured employers' fund or being in policy default, as defined in W. Va. Code § 23-2c-2, failure to maintain mandatory workers' compensation coverage, or failure to fully meet its obligations as a workers' compensation self-insured employer. An employer is not in employer default if it has entered into a repayment agreement with the Insurance Commissioner and remains in compliance with the obligations under the repayment agreement.

"Related party" means a party, whether an individual, corporation, partnership, association, limited liability company or any other form or business association or other entity whatsoever, related to any vendor by blood, marriage, ownership or contract through which the party has a relationship of ownership or other interest with the vendor so that the party will actually or by effect receive or control a portion of the benefit, profit or other consideration from performance of a vendor contract with the party receiving an amount that meets or exceed five percent of the total contract amount.

AFFIRMATION: By signing this form, the vendor's authorized signer affirms and acknowledges under penalty of law for false swearing (*W. Va. Code* §61-5-3) that: (1) for construction contracts, the vendor is not in default on any monetary obligation owed to the state or a political subdivision of the state, and (2) for all other contracts, that neither vendor nor any related party owe a debt as defined above and that neither vendor nor any related party are in employer default as defined above, unless the debt or employer default is permitted under the exception above.

#### Form W-8BEN-E

(Rev. July 2017) Department of the Treasury Internal Revenue Service

## Certificate of Status of Beneficial Owner for United States Tax Withholding and Reporting (Entities) ► For use by entities. Individuals must use Form W-8BEN. ► Section references are to the Internal Revenue Code. ► Go to www.irs.gov/FormW8BENE for instructions and the latest information. ► Give this form to the withholding agent or payer. Do not send to the IRS.

OMB No. 1545-1621

Do NO	T use this form for:			Instead use F	orm:
• U.S. 6	entity or U.S. citizen or resident				W-9
• A fore	eign individual			W-8BEN (Individual) or Form	8233
	eign individual or entity claiming that income is efloss claiming treaty benefits) .	ectively connected with	h the conduct o		-8ECI
• A fore	eign partnership, a foreign simple trust, or a foreig	n grantor trust (unless	claiming treaty	benefits) (see instructions for exceptions) W-	8IMY
gover		is effectively connected	d U.S. income	xempt organization, foreign private foundation, or or that is claiming the applicability of section(s) 115(bitions)	, .
• Any p	person acting as an intermediary (including a quali	fied intermediary actino	g as a qualified	derivatives dealer)	8IMY
Par	Identification of Beneficial Ow	ner			
1	Name of organization that is the beneficial owner	,		2 Country of incorporation or organization	
3	Name of disregarded entity receiving the payment	nt (if applicable, see ins	tructions)		
4	Chapter 3 Status (entity type) (Must check one b	☐ Com	ooration nplex trust	☐ Disregarded entity ☐ Partnersl☐ Estate ☐ Governm	•
	☐ Central Bank of Issue ☐ Tax-exempt or	_	ate foundation	International organization	
	If you entered disregarded entity, partnership, si claim? If "Yes" complete Part III.	mple trust, or grantor tr	rust above, is th		lo
5	Chapter 4 Status (FATCA status) (See instruction  Nonparticipating FFI (including an FFI related FFI other than a deemed-compliant FFI, part exempt beneficial owner).	d to a Reporting IGA	☐ Nonrepor☐ Foreign g	cation below for the entity's applicable status.) rting IGA FFI. Complete Part XII. government, government of a U.S. possession, or for ank of issue. Complete Part XIII.	eign
	Participating FFI.		Internation	onal organization. Complete Part XIV.	
	Reporting Model 1 FFI.			retirement plans. Complete Part XV.	
	Reporting Model 2 FFI.		•	olly owned by exempt beneficial owners. Complete Part	t XVI.
	Registered deemed-compliant FFI (other that	n a reporting Model 1	_	financial institution. Complete Part XVII.	
	FFI, sponsored FFI, or nonreporting IGA FFI See instructions.	covered in Part XII).		d nonfinancial group entity. Complete Part XVIII. d nonfinancial start-up company. Complete Part XIX.	
	Sponsored FFI. Complete Part IV.			d nonfinancial entity in liquidation or bankruptcy.	
	Certified deemed-compliant nonregistering I Part V.	ocal bank. Complete	Complete 501(c) org	e Part XX. ganization. Complete Part XXI.	
	Certified deemed-compliant FFI with only low Complete Part VI.	w-value accounts.	☐ Publicly tr	t organization. Complete Part XXII. traded NFFE or NFFE affiliate of a publicly traded	
	Certified deemed-compliant sponsored, clos vehicle. Complete Part VII.	ely held investment		on. Complete Part XXIII. d territory NFFE. Complete Part XXIV.	
	Certified deemed-compliant limited life debt in Complete Part VIII.	vestment entity.		FFE. Complete Part XXV. NFFE. Complete Part XXVI.	
	Certain investment entities that do not maintain Complete Part IX.	n financial accounts.	☐ Excepted	d inter-affiliate FFI. Complete Part XXVII. porting NFFE.	
	<ul><li>☐ Owner-documented FFI. Complete Part X.</li><li>☐ Restricted distributor. Complete Part XI.</li></ul>		☐ Sponsore	ed direct reporting NFFE. Complete Part XXVIII. that is not a financial account.	
6	·	o., or rural route). <b>Do no</b>		ox or in-care-of address (other than a registered address	ss).
	City or town, state or province. Include postal co	de where appropriate.		Country	
7	Mailing address (if different from above)				
	City or town, state or province. Include postal co	de where appropriate.		Country	
8	U.S. taxpayer identification number (TIN), if required	9a GIIN		<b>b</b> Foreign TIN	
10	Reference number(s) (see instructions)				
Note: F	Please complete remainder of the form including s	signing the form in Part	XXX.		

Form W-8BEN-E (Rev. 7-2017) Disregarded Entity or Branch Receiving Payment. (Complete only if a disregarded entity with a GIIN or a Part II branch of an FFI in a country other than the FFI's country of residence. See instructions.) Chapter 4 Status (FATCA status) of disregarded entity or branch receiving payment 11 ☐ Branch treated as nonparticipating FFI. Reporting Model 1 FFI. U.S. Branch. Participating FFI. Reporting Model 2 FFI. Address of disregarded entity or branch (street, apt. or suite no., or rural route). Do not use a P.O. box or in-care-of address (other than a registered address). City or town, state or province. Include postal code where appropriate. Country GIIN (if any) Claim of Tax Treaty Benefits (if applicable). (For chapter 3 purposes only.) Part III I certify that (check all that apply): The beneficial owner is a resident of within the meaning of the income tax treaty between the United States and that country. The beneficial owner derives the item (or items) of income for which the treaty benefits are claimed, and, if applicable, meets the requirements of the treaty provision dealing with limitation on benefits. The following are types of limitation on benefits provisions that may be included in an applicable tax treaty (check only one; see instructions): Government Company that meets the ownership and base erosion test Tax exempt pension trust or pension fund Company that meets the derivative benefits test Other tax exempt organization Company with an item of income that meets active trade or business test ☐ Publicly traded corporation Favorable discretionary determination by the U.S. competent authority received ☐ Subsidiary of a publicly traded corporation Other (specify Article and paragraph): The beneficial owner is claiming treaty benefits for U.S. source dividends received from a foreign corporation or interest from a U.S. trade or business of a foreign corporation and meets qualified resident status (see instructions). 15 Special rates and conditions (if applicable—see instructions): The beneficial owner is claiming the provisions of Article and paragraph of the treaty identified on line 14a above to claim a % rate of withholding on (specify type of income): Explain the additional conditions in the Article the beneficial owner meets to be eligible for the rate of withholding: Part IV Sponsored FFI 16 Name of sponsoring entity: 17 Check whichever box applies. ☐ I certify that the entity identified in Part I: • Is an investment entity: • Is not a QI, WP (except to the extent permitted in the withholding foreign partnership agreement), or WT; and Has agreed with the entity identified above (that is not a nonparticipating FFI) to act as the sponsoring entity for this entity. ☐ I certify that the entity identified in Part I: • Is a controlled foreign corporation as defined in section 957(a); • Is not a QI, WP, or WT; • Is wholly owned, directly or indirectly, by the U.S. financial institution identified above that agrees to act as the sponsoring entity for this entity; and · Shares a common electronic account system with the sponsoring entity (identified above) that enables the sponsoring entity to identify all account holders and payees of the entity and to access all account and customer information maintained by the entity including, but not limited to, customer identification information, customer documentation, account balance, and all payments made to account holders or payees.

Form W-8BEN-E (Rev. 7-2017) Page 3 Part V **Certified Deemed-Compliant Nonregistering Local Bank** ☐ I certify that the FFI identified in Part I:

· Operates and is licensed solely as a bank or credit union (or similar cooperative credit organization operated without profit) in its country of

- incorporation or organization;
- · Engages primarily in the business of receiving deposits from and making loans to, with respect to a bank, retail customers unrelated to such bank and, with respect to a credit union or similar cooperative credit organization, members, provided that no member has a greater than 5% interest in such credit union or cooperative credit organization;
- Does not solicit account holders outside its country of organization;
- Has no fixed place of business outside such country (for this purpose, a fixed place of business does not include a location that is not advertised to the public and from which the FFI performs solely administrative support functions);
- Has no more than \$175 million in assets on its balance sheet and, if it is a member of an expanded affiliated group, the group has no more than \$500 million in total assets on its consolidated or combined balance sheets; and
- Does not have any member of its expanded affiliated group that is a foreign financial institution, other than a foreign financial institution that is incorporated or organized in the same country as the FFI identified in Part I and that meets the requirements set forth in this part.

#### Certified Deemed-Compliant FFI with Only Low-Value Accounts Part VI

- I certify that the FFI identified in Part I:
  - · Is not engaged primarily in the business of investing, reinvesting, or trading in securities, partnership interests, commodities, notional principal contracts, insurance or annuity contracts, or any interest (including a futures or forward contract or option) in such security, partnership interest, commodity, notional principal contract, insurance contract or annuity contract;
  - No financial account maintained by the FFI or any member of its expanded affiliated group, if any, has a balance or value in excess of \$50,000 (as determined after applying applicable account aggregation rules); and
  - · Neither the FFI nor the entire expanded affiliated group, if any, of the FFI, have more than \$50 million in assets on its consolidated or combined balance sheet as of the end of its most recent accounting year.

#### Certified Deemed-Compliant Sponsored, Closely Held Investment Vehicle

20 Name of sponsoring entity:

- 21 ☐ I certify that the entity identified in Part I:
  - Is an FFI solely because it is an investment entity described in Regulations section 1.1471-5(e)(4);
  - Is not a QI, WP, or WT;
  - Will have all of its due diligence, withholding, and reporting responsibilities (determined as if the FFI were a participating FFI) fulfilled by the sponsoring entity identified on line 20; and
  - 20 or fewer individuals own all of the debt and equity interests in the entity (disregarding debt interests owned by U.S. financial institutions, participating FFIs, registered deemed-compliant FFIs, and certified deemed-compliant FFIs and equity interests owned by an entity if that entity owns 100% of the equity interests in the FFI and is itself a sponsored FFI).

#### **Certified Deemed-Compliant Limited Life Debt Investment Entity** Part VIII

- I certify that the entity identified in Part I:
  - Was in existence as of January 17, 2013;
  - Issued all classes of its debt or equity interests to investors on or before January 17, 2013, pursuant to a trust indenture or similar agreement; and
  - Is certified deemed-compliant because it satisfies the requirements to be treated as a limited life debt investment entity (such as the restrictions with respect to its assets and other requirements under Regulations section 1.1471-5(f)(2)(iv)).

#### Certain Investment Entities that Do Not Maintain Financial Accounts

- 23 ☐ I certify that the entity identified in Part I:
  - Is a financial institution solely because it is an investment entity described in Regulations section 1.1471-5(e)(4)(i)(A), and
  - · Does not maintain financial accounts.

#### **Owner-Documented FFI** Part X

Note: This status only applies if the U.S. financial institution, participating FFI, or reporting Model 1 FFI to which this form is given has agreed that it will treat the FFI as an owner-documented FFI (see instructions for eligibility requirements). In addition, the FFI must make the certifications below.

- (All owner-documented FFIs check here) I certify that the FFI identified in Part I:
  - Does not act as an intermediary;
  - Does not accept deposits in the ordinary course of a banking or similar business;
  - Does not hold, as a substantial portion of its business, financial assets for the account of others;
  - Is not an insurance company (or the holding company of an insurance company) that issues or is obligated to make payments with respect to
  - Is not owned by or in an expanded affiliated group with an entity that accepts deposits in the ordinary course of a banking or similar business, holds, as a substantial portion of its business, financial assets for the account of others, or is an insurance company (or the holding company of an insurance company) that issues or is obligated to make payments with respect to a financial account;
  - Does not maintain a financial account for any nonparticipating FFI; and
  - · Does not have any specified U.S. persons that own an equity interest or debt interest (other than a debt interest that is not a financial account or that has a balance or value not exceeding \$50,000) in the FFI other than those identified on the FFI owner reporting statement.

Par	tΧ	Owner-Documented FFI (continued)	
Check	box 2	lb or 24c, whichever applies.	
b	☐ I certify that the FFI identified in Part I:		
Has provided, or will provide, an FFI owner reporting statement that contains:			
	(i)	The name, address, TIN (if any), chapter 4 status, and type of documentation provided (if required) of every individual and specified U.S. person that owns a direct or indirect equity interest in the owner-documented FFI (looking through all entities other than specified U.S. persons);	
		The name, address, TIN (if any), and chapter 4 status of every individual and specified U.S. person that owns a debt interest in the owner-documented FFI (including any indirect debt interest, which includes debt interests in any entity that directly or indirectly owns the payee or any direct or indirect equity interest in a debt holder of the payee) that constitutes a financial account in excess of \$50,000 (disregarding all such debt interests owned by participating FFIs, registered deemed-compliant FFIs, certified deemed-compliant FFIs, excepted NFFEs, exempt beneficial owners, or U.S. persons other than specified U.S. persons); and	
	(ii	i) Any additional information the withholding agent requests in order to fulfill its obligations with respect to the entity.	
		s provided, or will provide, valid documentation meeting the requirements of Regulations section 1.1471-3(d)(6)(iii) for each persor fied in the FFI owner reporting statement.	
С	fro re ar	certify that the FFI identified in Part I has provided, or will provide, an auditor's letter, signed within 4 years of the date of payment, or an independent accounting firm or legal representative with a location in the United States stating that the firm or representative has viewed the FFI's documentation with respect to all of its owners and debt holders identified in Regulations section 1.1471-3(d)(6)(iv)(A)(2) and that the FFI meets all the requirements to be an owner-documented FFI. The FFI identified in Part I has also provided, or will provide a FFI owner reporting statement of its owners that are specified U.S. persons and Form(s) W-9, with applicable waivers.	
Check	box 2	d if applicable (optional, see instructions).	
d		certify that the entity identified on line 1 is a trust that does not have any contingent beneficiaries or designated classes with unidentified eneficiaries.	
Part	ΧI	Restricted Distributor	
25a	_	All restricted distributors check here) I certify that the entity identified in Part I:	
		rates as a distributor with respect to debt or equity interests of the restricted fund with respect to which this form is furnished;	
		vides investment services to at least 30 customers unrelated to each other and less than half of its customers are related to each other;	
		equired to perform AML due diligence procedures under the anti-money laundering laws of its country of organization (which is an FATF- liant jurisdiction);	
		erates solely in its country of incorporation or organization, has no fixed place of business outside of that country, and has the same ry of incorporation or organization as all members of its affiliated group, if any;	
	• Doe	s not solicit customers outside its country of incorporation or organization;	
		no more than \$175 million in total assets under management and no more than \$7 million in gross revenue on its income statement for ost recent accounting year;	
		ot a member of an expanded affiliated group that has more than \$500 million in total assets under management or more than \$20 million is revenue for its most recent accounting year on a combined or consolidated income statement; and	
		s not distribute any debt or securities of the restricted fund to specified U.S. persons, passive NFFEs with one or more substantial U.S rs, or nonparticipating FFIs.	
Check	box 2	5b or 25c, whichever applies.	
		y that with respect to all sales of debt or equity interests in the restricted fund with respect to which this form is furnished that are made er 31, 2011, the entity identified in Part I:	
b	re	as been bound by a distribution agreement that contained a general prohibition on the sale of debt or securities to U.S. entities and U.S sident individuals and is currently bound by a distribution agreement that contains a prohibition of the sale of debt or securities to any pecified U.S. person, passive NFFE with one or more substantial U.S. owners, or nonparticipating FFI.	
С	pa re id fu	currently bound by a distribution agreement that contains a prohibition on the sale of debt or securities to any specified U.S. person assive NFFE with one or more substantial U.S. owners, or nonparticipating FFI and, for all sales made prior to the time that such a striction was included in its distribution agreement, has reviewed all accounts related to such sales in accordance with the procedures entified in Regulations section 1.1471-4(c) applicable to preexisting accounts and has redeemed or retired any, or caused the restricted nd to transfer the securities to a distributor that is a participating FFI or reporting Model 1 FFI securities which were sold to specified U.S. ersons, passive NFFEs with one or more substantial U.S. owners, or nonparticipating FFIs.	
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		(Hev. 7-2017)
Part	XII	Nonreporting IGA FFI
26	□lce	rtify that the entity identified in Part I:
	<ul><li>Meet</li></ul>	s the requirements to be considered a nonreporting financial institution pursuant to an applicable IGA between the United States and
		The applicable IGA is a $\square$ Model 1 IGA or a $\square$ Model 2 IGA; and
	is treat	
		icable, see instructions);
	-	are a trustee documented trust or a sponsored entity, provide the name of the trustee or sponsor
	The tru	stee is: U.S. Foreign
) out	VIII	Foreign Covernment Covernment of a U.S. Decession, or Foreign Control Bonk of logue
	XIII	Foreign Government, Government of a U.S. Possession, or Foreign Central Bank of Issue
27	type	rtify that the entity identified in Part I is the beneficial owner of the payment, and is not engaged in commercial financial activities of a engaged in by an insurance company, custodial institution, or depository institution with respect to the payments, accounts, or gations for which this form is submitted (except as permitted in Regulations section 1.1471-6(h)(2)).
Part	XIV	International Organization
heck	box 28a	or 28b, whichever applies.
28a	□lce	rtify that the entity identified in Part I is an international organization described in section 7701(a)(18).
b	☐ I ce	rtify that the entity identified in Part I:
		nprised primarily of foreign governments;
		ognized as an intergovernmental or supranational organization under a foreign law similar to the International Organizations Immunitie hat has in effect a headquarters agreement with a foreign government;
	• The b	enefit of the entity's income does not inure to any private person; and
	custod	beneficial owner of the payment and is not engaged in commercial financial activities of a type engaged in by an insurance companial institution, or depository institution with respect to the payments, accounts, or obligations for which this form is submitted (except a
		ed in Regulations section 1.1471-6(h)(2)).
Part		Exempt Retirement Plans
		ı, b, c, d, e, or f, whichever applies.
29a		rtify that the entity identified in Part I:
		ablished in a country with which the United States has an income tax treaty in force (see Part III if claiming treaty benefits);
	•	erated principally to administer or provide pension or retirement benefits; and
		itled to treaty benefits on income that the fund derives from U.S. sources (or would be entitled to benefits if it derived any such incom- sident of the other country which satisfies any applicable limitation on benefits requirement.
b	☐ I ce	rtify that the entity identified in Part I:
		ganized for the provision of retirement, disability, or death benefits (or any combination thereof) to beneficiaries that are formedees of one or more employers in consideration for services rendered;
	• No si	ngle beneficiary has a right to more than 5% of the FFI's assets;
		bject to government regulation and provides annual information reporting about its beneficiaries to the relevant tax authorities in the rink that it is established or operated; and
	(i)	Is generally exempt from tax on investment income under the laws of the country in which it is established or operates due to its statu as a retirement or pension plan;
	(ii)	Receives at least 50% of its total contributions from sponsoring employers (disregarding transfers of assets from other plans described in this part, retirement and pension accounts described in an applicable Model 1 or Model 2 IGA, other retirement funds described an applicable Model 1 or Model 2 IGA, or accounts described in Regulations section 1.1471-5(b)(2)(i)(A));
	(iii)	Either does not permit or penalizes distributions or withdrawals made before the occurrence of specified events related to retirement disability, or death (except rollover distributions to accounts described in Regulations section 1.1471-5(b)(2)(i)(A) (referring to retirement and pension accounts), to retirement and pension accounts described in an applicable Model 1 or Model 2 IGA, or to other retirement funds described in this part or in an applicable Model 1 or Model 2 IGA); <b>or</b>
С	_ ` `	Limits contributions by employees to the fund by reference to earned income of the employee or may not exceed \$50,000 annually. rtify that the entity identified in Part I:
		ganized for the provision of retirement, disability, or death benefits (or any combination thereof) to beneficiaries that are formed ees of one or more employers in consideration for services rendered;
		ewer than 50 participants;
		onsored by one or more employers each of which is not an investment entity or passive NFFE;
	• Empl	oyee and employer contributions to the fund (disregarding transfers of assets from other plans described in this part, retirement an accounts described in an applicable Model 1 or Model 2 IGA, or accounts described in Regulations section 1.1471-5(b)(2)(i)(A)) are by reference to earned income and compensation of the employee, respectively;
	Partic	ipants that are not residents of the country in which the fund is established or operated are not entitled to more than 20% of the fund's assets; and

• Is subject to government regulation and provides annual information reporting about its beneficiaries to the relevant tax authorities in the country in which the fund is established or operates.

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Part	XV Exempt Retirement Plans (continued)
d	I certify that the entity identified in Part I is formed pursuant to a pension plan that would meet the requirements of section 401(a), other
	than the requirement that the plan be funded by a trust created or organized in the United States.
е	☐ I certify that the entity identified in Part I is established exclusively to earn income for the benefit of one or more retirement funds
	described in this part or in an applicable Model 1 or Model 2 IGA, or accounts described in Regulations section 1.1471-5(b)(2)(i)(A) (referring to retirement and pension accounts), or retirement and pension accounts described in an applicable Model 1 or Model 2 IGA.
f	☐ I certify that the entity identified in Part I:
•	
	• Is established and sponsored by a foreign government, international organization, central bank of issue, or government of a U.S. possession (each as defined in Regulations section 1.1471-6) or an exempt beneficial owner described in an applicable Model 1 or Model 2 IGA to provide retirement, disability, or death benefits to beneficiaries or participants that are current or former employees of the sponsor (or persons designated by such employees); or
	• Is established and sponsored by a foreign government, international organization, central bank of issue, or government of a U.S. possession (each as defined in Regulations section 1.1471-6) or an exempt beneficial owner described in an applicable Model 1 or Model 2 IGA to provide retirement, disability, or death benefits to beneficiaries or participants that are not current or former employees of such sponsor, but are in consideration of personal services performed for the sponsor.
Part	XVI Entity Wholly Owned by Exempt Beneficial Owners
30	☐ I certify that the entity identified in Part I:
	• Is an FFI solely because it is an investment entity;
	• Each direct holder of an equity interest in the investment entity is an exempt beneficial owner described in Regulations section 1.1471-6 or in an applicable Model 1 or Model 2 IGA;
	• Each direct holder of a debt interest in the investment entity is either a depository institution (with respect to a loan made to such entity) or are exempt beneficial owner described in Regulations section 1.1471-6 or an applicable Model 1 or Model 2 IGA.
	• Has provided an owner reporting statement that contains the name, address, TIN (if any), chapter 4 status, and a description of the type of documentation provided to the withholding agent for every person that owns a debt interest constituting a financial account or direct equity interest in the entity; and
	• Has provided documentation establishing that every owner of the entity is an entity described in Regulations section 1.1471-6(b), (c), (d), (e) (f) and/or (g) without regard to whether such owners are beneficial owners.
Part	XVII Territory Financial Institution
31	☐ I certify that the entity identified in Part I is a financial institution (other than an investment entity) that is incorporated or organized under
	the laws of a possession of the United States.
Part 2	
32	I certify that the entity identified in Part I:
	• Is a holding company, treasury center, or captive finance company and substantially all of the entity's activities are functions described in Regulations section 1.1471-5(e)(5)(i)(C) through (E);
	• Is a member of a nonfinancial group described in Regulations section 1.1471-5(e)(5)(i)(B);
	• Is not a depository or custodial institution (other than for members of the entity's expanded affiliated group); and
	• Does not function (or hold itself out) as an investment fund, such as a private equity fund, venture capital fund, leveraged buyout fund, or any investment vehicle with an investment strategy to acquire or fund companies and then hold interests in those companies as capital assets for investment purposes.
Part	XIX Excepted Nonfinancial Start-Up Company
33	☐ I certify that the entity identified in Part I:
	• Was formed on (or, in the case of a new line of business, the date of board resolution approving the new line of business)
	(date must be less than 24 months prior to date of payment);
	• Is not yet operating a business and has no prior operating history or is investing capital in assets with the intent to operate a new line of business other than that of a financial institution or passive NFFE;
	• Is investing capital into assets with the intent to operate a business other than that of a financial institution; and
	• Does not function (or hold itself out) as an investment fund, such as a private equity fund, venture capital fund, leveraged buyout fund, or any investment vehicle whose purpose is to acquire or fund companies and then hold interests in those companies as capital assets for investment purposes.
Part	
34	☐ I certify that the entity identified in Part I:  • Filed a plan of liquidation, filed a plan of reorganization, or filed for bankruptcy on  ;
	• During the past 5 years has not been engaged in business as a financial institution or acted as a passive NFFE;
	• Is either liquidating or emerging from a reorganization or bankruptcy with the intent to continue or recommence operations as a nonfinancia entity; and
	• Has, or will provide, documentary evidence such as a bankruptcy filing or other public documentation that supports its claim if it remains in bankruptcy or liquidation for more than 3 years.

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Part	
35	☐ I certify that the entity identified in Part I is a 501(c) organization that:
	• Has been issued a determination letter from the IRS that is currently in effect concluding that the payee is a section 501(c) organization that is dated; or
	• Has provided a copy of an opinion from U.S. counsel certifying that the payee is a section 501(c) organization (without regard to whether the payee is a foreign private foundation).
Part	XXII Nonprofit Organization
36	I certify that the entity identified in Part I is a nonprofit organization that meets the following requirements.
	• The entity is established and maintained in its country of residence exclusively for religious, charitable, scientific, artistic, cultural or educational purposes;
	• The entity is exempt from income tax in its country of residence;
	• The entity has no shareholders or members who have a proprietary or beneficial interest in its income or assets;
	• Neither the applicable laws of the entity's country of residence nor the entity's formation documents permit any income or assets of the entity to be distributed to, or applied for the benefit of, a private person or noncharitable entity other than pursuant to the conduct of the entity's charitable activities or as payment of reasonable compensation for services rendered or payment representing the fair market value of property which the entity has purchased; and
	• The applicable laws of the entity's country of residence or the entity's formation documents require that, upon the entity's liquidation of dissolution, all of its assets be distributed to an entity that is a foreign government, an integral part of a foreign government, a controlled entity of a foreign government, or another organization that is described in this part or escheats to the government of the entity's country of residence or any political subdivision thereof.
Part 2	Publicly Traded NFFE or NFFE Affiliate of a Publicly Traded Corporation
Check	box 37a or 37b, whichever applies.
37a	☐ I certify that:
	• The entity identified in Part I is a foreign corporation that is not a financial institution; and
	The stock of such corporation is regularly traded on one or more established securities markets, including
	(name one securities exchange upon which the stock is regularly traded).
b	☐ I certify that:
	<ul> <li>The entity identified in Part I is a foreign corporation that is not a financial institution;</li> <li>The entity identified in Part I is a member of the same expanded affiliated group as an entity the stock of which is regularly traded on ar established securities market;</li> </ul>
	• The name of the entity, the stock of which is regularly traded on an established securities market, is; and
	• The name of the securities market on which the stock is regularly traded is
Part 2	XXIV Excepted Territory NFFE
38	☐ I certify that:
	• The entity identified in Part I is an entity that is organized in a possession of the United States;
	• The entity identified in Part I:
	(i) Does not accept deposits in the ordinary course of a banking or similar business;
	(ii) Does not hold, as a substantial portion of its business, financial assets for the account of others; or
	(iii) Is not an insurance company (or the holding company of an insurance company) that issues or is obligated to make payments with respect to a financial account; and
	• All of the owners of the entity identified in Part I are bona fide residents of the possession in which the NFFE is organized or incorporated.
Part	
39	☐ I certify that:
	The entity identified in Part I is a foreign entity that is not a financial institution;
	• Less than 50% of such entity's gross income for the preceding calendar year is passive income; and
	• Less than 50% of the assets held by such entity are assets that produce or are held for the production of passive income (calculated as a weighted average of the percentage of passive assets measured quarterly) (see instructions for the definition of passive income).
Part 2	
40a	I certify that the entity identified in Part I is a foreign entity that is not a financial institution (other than an investment entity organized in a
<del>4</del> 0a	possession of the United States) and is not certifying its status as a publicly traded NFFE (or affiliate), excepted territory NFFE, active NFFE, direct reporting NFFE, or sponsored direct reporting NFFE.
Check	s box 40b or 40c, whichever applies.
b	☐ I further certify that the entity identified in Part I has no substantial U.S. owners (or, if applicable, no controlling U.S. persons); or
С	☐ I further certify that the entity identified in Part I has provided the name, address, and TIN of each substantial U.S. owner (or, if applicable, controlling U.S. person) of the NFFE in Part XXIX.

Form W-8BEN-E (Rev. 7-2017) Page 8 Part XXVII Excepted Inter-Affiliate FFI ☐ I certify that the entity identified in Part I: • Is a member of an expanded affiliated group; Does not maintain financial accounts (other than accounts maintained for members of its expanded affiliated group); • Does not make withholdable payments to any person other than to members of its expanded affiliated group; • Does not hold an account (other than depository accounts in the country in which the entity is operating to pay for expenses) with or receive payments from any withholding agent other than a member of its expanded affiliated group; and Has not agreed to report under Regulations section 1.1471-4(d)(2)(ii)(C) or otherwise act as an agent for chapter 4 purposes on behalf of any financial institution, including a member of its expanded affiliated group. Part XXVIII Sponsored Direct Reporting NFFE (see instructions for when this is permitted) Name of sponsoring entity: 42 43 ☐ I certify that the entity identified in Part I is a direct reporting NFFE that is sponsored by the entity identified on line 42. Substantial U.S. Owners of Passive NFFE As required by Part XXVI, provide the name, address, and TIN of each substantial U.S. owner of the NFFE. Please see the instructions for a definition of substantial U.S. owner. If providing the form to an FFI treated as a reporting Model 1 FFI or reporting Model 2 FFI, an NFFE may also use this part for reporting its controlling U.S. persons under an applicable IGA. Address TIN Name Part XXX Certification Under penalties of perjury, I declare that I have examined the information on this form and to the best of my knowledge and belief it is true, correct, and complete. I further certify under penalties of perjury that: • The entity identified on line 1 of this form is the beneficial owner of all the income to which this form relates, is using this form to certify its status for chapter 4 purposes, or is a merchant submitting this form for purposes of section 6050W; • The entity identified on line 1 of this form is not a U.S. person; • The income to which this form relates is: (a) not effectively connected with the conduct of a trade or business in the United States, (b) effectively connected but is not subject to tax under an income tax treaty, or (c) the partner's share of a partnership's effectively connected income; and • For broker transactions or barter exchanges, the beneficial owner is an exempt foreign person as defined in the instructions. Furthermore, I authorize this form to be provided to any withholding agent that has control, receipt, or custody of the income of which the entity on line 1 is the beneficial owner or any withholding agent that can disburse or make payments of the income of which the entity on line 1 is the beneficial owner. I agree that I will submit a new form within 30 days framy certification on this form becomes incorrect. Sign Here Signature of individual authorized to sign for beneficial owner Print Name Date (MM-DD-YYYY) I certify that I have the capacity to sign for the entity identified on line 1 of this form.



# **CERTIFICATE**OF REGISTRATION

This is to certify that the management system of:

# MVA Puissance Inc / MVA Power Inc

Main Site: 734 rue Saint Étienne, L'Assomption, Québec, J5W 1Z1, Canada

has been registered by Intertek as conforming to the requirements of:

ISO 9001:2015

The management system is applicable to:

Company specialized in:

-detailed design, manufacturing and supply of structures for the power transmission, power distribution, power substations, telecommunications, and light rail networks;

-design, manufacture and supply of equipment, materials and components for the high voltage and medium voltage power networks, light rail and fiber optic networks individually or for turnkey packages.

**Certificate Number:** 

0097401

**Initial Certification Date:** 

19 December 2019

**Date of Certification Decision:** 

19 December 2019

**Issuing Date:** 

06 January 2020

Valid Until:

18 December 2022





Intertek



Calin Moldovean

President, Business Assurance

Intertek Testing Services NA, Inc. 900 Chelmsford Street, Lowell MA 01851, USA



