

Certification and Release

I, the undersigned authorized representative of the organization identified in the Application (the “Applicant”), on behalf of the Applicant and its Affiliates, hereby request, represent, certify, understand, acknowledge and agree a follows:

I request that this Application, together with all materials and data submitted in support of this Application (collectively, these “Application Materials”), be submitted for review to The City University of New York (hereafter referred to as “the Agency”), in order to obtain an expression of intent to provide the benefits requested herein for the Solarize NYC Project (hereafter referred to as “the Project”).

I represent that I am an authorized representative of the Applicant and that I have the authority to sign these Applications Materials on behalf of, and to bind, the Applicant and its affiliates.

I certify to the best of my knowledge and belief, after due investigation, the information contained in these Application Materials is accurate, true and correct and does not contain a misstatement of material fact or omit to state a material fact necessary to make the statement contained herein not misleading. I understand that an intentional misstatement of fact, or, whether intentional or not, material misstatement of fact, or the providing of materially misleading information, or the omission of material may cause the Agency to reject the request made in the Application Materials.

I understand the following:

That the preparation of this Application and other actions taken in connection with the proposed Solarize NYC Campaign (hereafter referred to as “the Campaign”) shall be entirely at the Applicant’s sole cost and expense;

That under the New York State Freedom of Information Law (“FOIL”), the Agency may be required to disclose Application Materials and information;

That the Agency shall be under no obligation to present the Campaign to the NYC Solar Partnership for approval. If the Agency presents the Campaign to the NYC Solar Partnership for approval, the Agency does not guaranty that such approval will be obtained. If the Agency presents the Campaign to the NYC Solar Partnership for approval, and it is approved, such approval shall not constitute a guaranty from the Agency that the Applicant will receive a cash grant to support community engagement and outreach;

That each of the Applicant and each of its affiliates (collectively, the “Indemnitors”) hereby releases the Agency, the NYC Solar Partnership and their respective directors, officers, employees and agents (collectively, the “Indemnitees”) from and against any and all claims that any Indemnitor has or could assert and which arise out of, or are related to, any Application Materials, any actions taken in connection therewith or any other actions taken in connection with the Campaign (collectively, the “Actions”). Each Indemnitor hereby indemnifies and holds harmless each of the Indemnitees from and against any and all claims and damages brought or asserted by third parties, including reasonable attorneys’ fees, arising from or in connection to the Actions; and

That if the Agency discloses the Application Materials in response to a request made pursuant to FOIL, the Applicant hereby authorizes the Agency to make such disclosure and hereby releases the Agency from any claim or action that the Applicant may have or might bring against the Agency and the NYC Solar Partnership and their respective directors, officers, agents, employees and attorneys harmless (including without limitation for the cost of reasonable attorney's fees) against claims arising out of such disclosure as such claims may be made by any party including the Applicant, Affiliate, Owner or Principal, or by the officers, directors, employees and agents thereof.

I acknowledge and agree that the Agency reserves its right in its sole and absolute discretion to request additional information, waive any requirements set forth herein, and/or amend the form of this Application, to the full extent permitted by law.

Requested, Represented, Certified, Acknowledged,
Understood and Agreed by Applicant.

I certify that, using due care, I know of no mis-
statement of material fact in the Application
Materials, and know of no material fact
required to be stated in the Application
Materials to make the statements made therein
not misleading. Certified by Preparer,

This __ day of _____ 201__ . _____

This __ day of _____ 201__ . _____

Name of Applicant:

Name of Applicant:

Signatory:

Signatory:

Title of Signatory:

Title of Signatory:

Signature: _____

Signature: _____