



20 March 2025

Ref No: **23422**

**Mr. Hithin Moorkoth**

Project Manager, OILC  
Colliers Project Leaders

Attn: Hithin Moorkoth

**Re: Certification of Substantial Performance**  
**Your Reference No: 11018862 – 274030 Noth Bay Courthouse CSD Ergonomics**

In accordance with Section 32 of the Construction Act, R.S.O. 1990, we have certified that Kenalex Construction Company Ltd. had substantially performed the work of above-noted project on 17 March 2025. A copy of the Certificate of Substantial Performance is attached.

This determination of Substantial Performance is based on the agreement between the Owner and the Contractor.

On the basis of our periodic review, we have evaluated the Work and to the best of our knowledge, information and belief, determined that the construction has been carried out in general conformity with the Architectural documents.

Based on this certification we hereby advise you that in accordance with Section 31 of the Construction Act, R.S.O. 1990, the release of the basic holdback shall be due on the 61<sup>st</sup> day after publication of the certification by Kenalex Construction Company Ltd.. Once we have received proof of publication, we will issue a Certificate for Payment for the holdback amount.

We trust that the above is understood. Should you have any questions with regard to the above or are aware of any information that would alter our recommendation please contact the undersigned.

Sincerely,

President

Heman Shih, Licensed Architect, OAA, HKIA, LEED® AP, CACB

Attachment: Certificate of Substantial Performance of the Contract

**FORM 9**  
**CERTIFICATE OF SUBSTANTIAL PERFORMANCE OF THE**  
**CONTRACT UNDER SECTION 32 OF THE ACT**

*Construction Act*

City of North Bay

(County/District/Regional Municipality/Town/City in which premises are situated)

360 Plouffe St., North bay, ON P1B 9L5

(street address and city, town, etc., or, if there is no street address, the location of the premises)

This is to certify that the contract for the following improvement:

North Bay Courthouse CSD Ergonomics

(short description of the improvement)

to the above premises was substantially performed on 17 March 2025

(date substantially performed)

Date certificate signed: 20 March 2025

Heman Shih

(payment certifier where there is one)



(owner and contractor, where there is no payment certifier)

Name of owner: Infrastructure Ontario

Address for service: 1 Dundas St. West, Suite 2000, Toronto, Ontario M5G 2L5

Name of contractor: Kenalex Construction Company Ltd.

Address for service: 1017 Jet Ave., North Bay, Ontario, P1B 6G7

Name of payment certifier (where applicable): Heman Shih Architect Inc.

Address: 26 Trish Drive, Richmond Hill, ON L4E 5C5

(Use A or B, whichever is appropriate)

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A. Identification of premises for preservation of liens:

(if a lien attaches to the premises, a legal description of the premises, including all property identifier numbers and addresses for the premises)

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B. Office to which claim for lien must be given to preserve lien:

President & CEO, Infrastructure Ontario, Suite 2000, 1 Dundas West, Toronto, Ontario

(if the lien does not attach to the premises, the name and address of the person or body to whom the claim for lien must be given)