

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

*Construction Act*

**Niagara Falls**

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

**15 Lock Hart Dr., St.Catharines**

(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:

**ND1 Modifications to PRV**

(short description of the improvement)

to the above premises was substantially performed on **April 3, 2024**

(date substantially performed)

Date certificate signed: **May 28,2024**

*Soji Joseph*

(payment certifier where there is one)

*David D'Munna*

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

Name of owner: **Ontario Power Generation**

Address for service: **14000 Niagara Pkwy Niagara-on-the-lake Niagara Falls On.**

Name of contractor: **ES Fox Limited**

Address for service: **14000 Niagara Pkwy Niagara-on-the-lake Niagara Falls On.**

Name of payment certifier (where applicable):

Address:

(Use A or B, whichever is appropriate)

A. Identification of premises for preservation of liens:

14000 Niagara River Parkway

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

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

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