

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

*Construction Act*

North York, Ontario, Canada

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

69 Torbarrie Rd., North York

(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:

11,116.80 M2, (4) Storey Storage Facility

(short description of the improvement)

to the above premises was substantially performed on Friday June 12th 2020

(date substantially performed)

Date certificate signed:

7/29/20

Wayne Johnson

(payment certifier where there is one - signature required)

[Signature]

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

Name of owner: SSGT 69 Torbarrie Rd., LLC

Address for service: 10 Terrace Rd., Ladera Ranch, CA 92694

Name of contractor: Penalta Group Ltd.

Address for service: 504 Iroquois Shore Rd., Unit 12B, Oakville, ON L6H 3K4

Name of payment certifier (where applicable): WAYNE JOHNSON

Address: 10 Terrace Rd., Ladera Ranch, CA 92694

(Use A or B, whichever is appropriate)

☒ A. Identification of premises for preservation of liens:

Part of Lots 47 & 48; Plan 3725 City of North York

(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, the name and address of the person or body to whom the claim for lien must be given)



## Form 9 – Substantial Performance

### Calculation

Hello Jack,

See below for calculation stating that Penalta Group Ltd. Is currently substantially completed regarding 69 Torbarrie Rd. North York:

3% of \$500,000.00 =	\$15,000.00
2% of \$500,000.00 =	\$10,000.00
1% of \$9,912,880.00 =	<u>\$99,128.80</u>
	\$124,128.80

Our current amount to complete is \$80,000.00

Thank you,

A handwritten signature in black ink, appearing to read "Mohsen Zakaria", written over a horizontal line.

Mohsen Zakaria