**HOUSING DEVELOPMENT FUND CORPORATION (HDFC) INCORPORATION**

 **OMNIBUS CERTIFICATION FOR SPONSOR CORPORATION**

**(November 2021)**

I (meaning each individual and/or corporate entity that signs this Omnibus Certification (“Certification”) hereby submit this Certification to the New York State Housing Trust Fund Corporation (“HTFC”) and/or the New York State Division of Housing and Community Renewal (“DHCR”), as the case may be (each, an “Agency” and, collectively, the “Agencies”), in connection with such Agency’s “credit and financial background review” of the corporation and its principals seeking to obtain DHCR’s consent to the incorporation of the Housing Development Fund Company (“HDFC”) and serve as sponsor corporation of the HDFC pursuant to Article 573 of Private Housing Finance Law, referenced herein:

Name of HDFC:

Name(s) of Sponsor Corporation and its Principals (for a not-for-profit corporation, Board Chairperson, President, Executive Director/CEO):

I hereby certify to HTFC and/or DHCR, as the case may be, that:

1. I am duly authorized to file this submission on my own behalf;
2. if I am signing this Certification in my capacity as an authorized officer of any corporation, that I am duly authorized to file this submission on behalf of such corporation, and;
3. all statements, representations, certifications and information in this Certification (including any other attachments to this Certification) are, to the best of my knowledge and based on due inquiry, true, accurate and complete.

I agree to immediately inform the Agencies of any material change in the information provided herein and/or any change in circumstances which may, or which does, cause any of the statements made herein to be untrue, incomplete or inaccurate. I hereby acknowledge that any false statement or certification made herein or failure to disclose any material information required by this Certification shall be grounds for the termination of any award (including the revocation of any award already granted) and/or the disqualification of myself listed herein from participation in a project and may subject me to criminal or civil liability.

Certification Questions:

For the period beginning ten (10) years prior to the date of this Certification:

Yes [ ]  No [ ]  Have you been a material participant in a project in which a loan or mortgage has ever been in default, assigned or foreclosed or for which relief by a lender has been granted?

Yes [ ]  No [ ]  Have you been a material participant in a project that has experienced a default or non-compliance under any HUD, OSHA, USDA, ESDC, HFA, AHC, DHCR, HTFC or any other federal, state or local government loan or grant?

Yes [ ]  No [ ]  Have there been any findings of inadequate performance as a result of audits, management reviews or other investigations by federal, state or local government entities concerning you or any projects in which you are, or have been, a material participant ?

Yes [ ]  No [ ]  Have you been convicted of a felony or misdemeanor, or are you presently the subject of a complaint or indictment charging a felony or misdemeanor pertaining to a project in which you were a material participant?

Yes [ ]  No [ ]  Have you been suspended, debarred or otherwise restricted by any department, agency or authority of the federal government or any state or local government from doing business with such department, agency or authority?

Yes [ ]  No [ ]  Are you the subject of any bankruptcy or insolvency proceeding or have you been a subject of a bankruptcy or insolvency proceeding for the time period covering this Certification?

Yes [ ]  No [ ]  Have you defaulted on an obligation covered by any surety or performance bond or have you been the subject of a claim under an employee fidelity bond?

Yes [ ]  No [ ]  Are you the subject of any litigation, liens and/or judgments related to: (i) your ownership (whether directly or indirectly) or operation of any real estate which could materially impact the financial condition of the Project or the borrowing entity for the Project (the “Applicant”), and (ii) any entity in which you own a significant interest (25% or greater), which could materially and adversely impact the entity’s financial condition?

Yes [ ]  No [ ]  Are there any hazardous violations or immediately hazardous violations filed against a Project you materially participated in for failure to comply with local building, housing maintenance and/or construction codes, the New York Multiple Dwelling Law, or the New York Multiple Residence Law?

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 **\* If the answer to any question is YES, please provide a detailed explanation and supporting documentation to this attachment. Clearly label any explanation and supporting documentation with the name and title of whom the information pertains to.**

An original executed copy of this document must be maintained by the sponsor corporation and made available to the Agencies at our request.

Provide the names and titles of all officers, directors, executive staff, financial officers and board members of the Sponsor: (add lines if needed)

Name Title

Omnibus certification completed by:

Print Name & signature:  Date:

Title:

Name of the Sponsor:

Tax ID# of the Sponsor: