



DECLARATION OF FOREIGN ECONOMIC OPERATOR

I, _____ the _____ undersigned
Benjamin Baumann

born _____ in _____ Pontiac, Michigan _____ on
June 20, 1978

in _____ my _____ capacity _____ as
Chief Operating Officer

of _____ the _____ economic _____ operator
OpenClinica, LLC

in the case of a bid submitted by a special attorney indicate the details of the notarial deed

with registered office in 163 Highland Ave. # 1173 Needham, MA 02494 USA registered e-mail
legal@openclinica.com

Taxpayer/VAT number of the economic operator
20-4402510

for the purpose of participation in the tender in question, under its own responsibility, pursuant to Article 38, paragraph 3 and Articles 46, 47, 77 bis, Italian Presidential Decree D.P.R. No. 445/2000, as amended, being aware of the criminal sanctions provided for in Article 76 of the aforementioned Presidential Decree No. 445/2000 for false statements and forgery of documents specified therein, in addition to the sanction of exclusion of the competitor from the tender,

DECLARE HEREBY

- ✓ That in accordance with the principle of equivalence of foreign law to Italian law, with respect to the economic operator specified above, there are no grounds for exclusion under Articles 94 and 95 of the Italian Legislative Decree D.Lgs. 36/2023;
- ✓ That I accept, with no condition or reservation whatsoever, all the rules and provisions contained in the documentation attached to the assignment/tender procedure;
- ✓ That I am in possession of documented past experience, similar to the subject of assignment, suitable for the performance of the contract services;
- ✓ That I am aware of the obligations arising from the Code of Conduct referred to in the Italian Presidential Decree D.P.R. No. 62/2013, as well as the Code of Conduct of the University adopted by the contracting entity through D.R. No. 463 dated 18 February 2016 available at the link <https://www.unipa.it/codicedicomportamento> and that I undertake, in case of assignment, to observe and to have its employees and collaborators observe, to the extent applicable, the aforementioned Code, under penalty of termination of the contract;
- ✓ That participation in this procedure does NOT result in any situation of conflict of interest, even potential, pursuant to Articles 6 and 7 of the Italian Presidential Decree D.P.R. 62/2013 and Article 16, of the Italian Legislative Decree D.Lgs. 36/2023 and that I undertake to promptly communicate the existence of potential conflicts of interest with



respect to the subjects that will act in the bidding process and to provide anything useful to allow the assessment by the contracting entity;

- ✓ That I am in compliance with the regulations governing the right to work of the disabled, in force in Italy;
- ✓ That I am informed, pursuant to and for the purposes of Article 13 of the Italian Legislative Decree No. 196 of 30 June 2003, and Article 13 of EU Reg. GDPR 679 of 2016 that the personal data collected will be processed, including by computer, exclusively in the context of this procedure, as well as the existence of the rights referred to in Article 7 of the same legislative decree and that I have read the information on the protection of personal data available at the following link:
<https://www.unipa.it/privacy/informativa/informazioni-sul-trattamento-dei-dati-personali---procedure-di-affidamento-e-contratti/index.html>;
- ✓ That, pursuant to Article 53 paragraph 16 ter of the Italian Legislative Decree D.Lgs 165/2001, no person who has held positions at the University of Palermo, by virtue of which he or she has exercised authoritative and negotiating powers in the last three years does not work or work professionally for the declaring economic operator.
- ✓ That I undertake, in the event of assignment, to provide certification of payment of stamp duty in accordance with paragraph 10 of Art. 18 of the Italian Legislative Decree D.Lgs 36/23 and Art. 3 of Annex I.4 of the Italian Legislative Decree D.Lgs 36/23 made in the manner set forth in the Italian Revenue Agency letter No. 22/E dated 28 July 2023 for the amounts specified in the aforementioned article;

Furthermore, being aware that the assignment in question relates to Public Investments financed in whole or in part with PNRR and/or PNC resources in compliance with the provisions of Article 47 of DL 77/2021 converted into Law 108/2021,

DECLARE HEREBY

1) EMPLOYMENT (Tick the box of interest):

- ☐ That my company employs more than 50 employees; therefore, it encloses a gender report on the situation of male and female staff and undertakes in case of award, on the fulfillment of the regulations governing the right to employment of the disabled,

or alternatively,

- ✓ That my company has between 15 and 50 employees and, therefore, undertakes in case of assignment, to deliver within 6 months after the contract has been entered into a gender report on the situation of male and female staff and a report on the fulfillment of the rules governing the right to work of the disabled,

or alternatively,

- ☐ That my company has less than 15 employees

2) DNSH (Tick the boxes of interest):

- ✓ That the proposed good/service is produced in compliance with any environmental, social, and labor obligations established by European and national legislation, collective agreements or international labor law provisions set forth in Annex X to Directive 2014/24/EU of the European Parliament and of the Council dated 26 February 2014.



Finanziato
dall'Unione europea
NextGenerationEU



Ministero
dell'Università
e della Ricerca



Italiadomani
PIANO NAZIONALE
DI RIPRESA E RESILIENZA



Università
degli Studi
di Palermo

THIS AFFIDAVIT MUST BE MADE BEFORE THE COMPETENT JUDICIAL OR ADMINISTRATIVE AUTHORITY, A NOTARY PUBLIC, OR A PROFESSIONAL BODY QUALIFIED TO RECEIVE IT IN THE COUNTRY OF ORIGIN.

Benjamin Baumann

Digital signature of legal representative

Benjamin Baumann

Chief Operating Officer

DESCRIPTION OF ATTACHED DOCUMENT

Title or Type of Document: Certificate of Acknowledgement

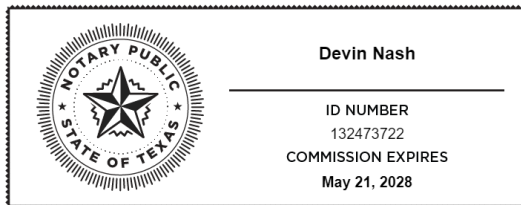
Document Date: 01/31/2025

Number of Pages (including notarial certificate): 4

State of Texas

County of Ellis

This instrument was acknowledged before me by means of an interactive two-way audio and video communication on 01/31/2025 by Benjamin Baumann as Chief Operating Officer



Devin Nash
Notary Public, State of Texas

Electronically signed and notarized online using the Proof platform.