

USMCA – United States, Mexico and Canada Agreement

Certification of Origin Form

(Instructions on Reverse)

Type this form in computer or manually, print legibly on letterhead from the certifying entity.

1. Type of Certifier Exporter: <input type="checkbox"/> Producer: <input checked="" type="checkbox"/> Importer: <input type="checkbox"/>		2. Blanket Period (Format: mm/dd/yyyy) From: 01/10/2020 To: 12/31/2020			
3. Certifier Data Certifier name: Christopher Karek Title: Business Support Manager Address (including country): 1200 Maple Rd Elma, Ny 14059 Telephone number: 716-805-1318 E-mail address: ckarek@elmhurstmilked.com E-mail address of entity certifier: Tax ID: 81-4594642		4. Exporter Name: Address (including country): Telephone number: E-mail address: Tax ID:			
5. Producer Name: Steuben Foods Address (including country): 1150 Maple Rd Elma, NY 14059 Telephone number: 716-655-4000 E-mail address: bsardo@steubenfoods.com Tax ID: 22-2407431		6. Importer Name: Beverage World Address (including country): 590 South Service Rd. Stoney Creek, ON L8E 2W1 Telephone number: 905-791-1885 E-mail address: skergl@beverageworld.ca Tax ID: 869824938RM0001			
7. Description of good(s) and number of related invoice(s):		8. HS Tariff Classification Number	9. Origin Criteria	10. Exporter (A/B)	11. Country of Origin
PLANT BASAED BEVERAGES, ALMOND, WALNUT, OAT, CASHEW, OAT CREAMERS, BARISAT BEENDS		2202.99090.9 0	B	B	USA
<p>I certify that the goods described in this document qualify as originating from one or more parties of the USMCA and the information contained in this document is true and accurate. I assume responsibility for proving such representations and agree to maintain the documentation necessary to support this certification. The information can and will be presented upon request, whether during a physical site verification, electronically or other.</p> <p>The producer or exporter of the USMCA is aware of the criminal, civil and/or administrative sanctions by violations of their laws and regulations related to Chapter 5 of the USMCA, for the above, are liable for any false statements or material omissions made on or in connection with this document.</p> <p>This certification consists of <u>1</u> pages including the appendix.</p>					
12. Authorized digital, electronic or manually signature: <i>Christopher Karek</i>		Date of Certification: MM/DD/YY 07/22/2020			

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(Filling Instructions)

For purposes of obtaining preferential tariff treatment, this certification of origin form contains a set of minimum data elements as set out in Annex 5-A of the USMCA (Minimum Data Elements), that must be completed legibly and in full by the certifier (exporter, importer or producer), indicating that the goods are originating from declared country and meet the requirements of Chapter 5 of the USMCA. The filling and submitted of the certification of origin form can be digital, electronic or manually on letterhead of the certifier.

FIELD 1: Indicate whether the certifier is the producer, exporter or importer in accordance with Article 5.2 (Claims for Preferential Tariff Treatment).

FIELD 2: Complete field if the certification of origin covers multiple shipments of identical goods described in the Field #7 and that are imported into a country of the USMCA for a specified period of up to one year. The word "FROM" is the date upon which Certificate becomes applicable to the good covered by the period (it may be prior to the date of signing this Certificate). The word "TO" is the date upon which the period expires. The importation of a good for which preferential treatment is claimed based on this certificate of origin, must occur between these dates.

FIELD 3: Indicate the certifier's name, title, address (including country), telephone number, email address of certifier, email address of the certifier entity and tax ID registration.

FIELD 4: Indicate the exporter's name, title, address (including country), telephone number, email address and tax ID registration, if is different of the certifier. This information is not required if the producer is completing the certification of origin and does not know the identity of the exporter. The address of the exporter shall be the place of export of the good in a party's territory.

The legal taxation ID number is; in Canada, employer number or importer/exporter number assigned by Revenue Canada; in Mexico, federal taxpayer's registry number (RFC); and in the United States, employer's identification number or Social Security Number.

FIELD 5: Indicate the producer's name, title, address (including country), telephone number, email address and tax ID registration, if different from the certifier or exporter or, if there are multiple producers, state "Various" or provide a list of producers. A person who wishes for this information to remain confidential may state "Available upon request by the importing authorities". The address of a producer shall be the place of production of the good in a Party's territory.

FIELD 6: Indicate the importer's name, title, address, (including country), telephone number, email address and tax ID registration. The address of the importer shall be in a Party's territory.

FIELD 7: Provide a full description of each good. The description should be sufficient to relate it to the invoice description and to the Harmonized System (H.S.) description of the good. If the Certificate covers a single shipment of a good, include the invoice number as shown on the commercial invoice. If not known, indicate another unique reference number, such as the shipping order number.

FIELD 8: Indicate for each good described in Field #7, the H.S. code of tariff classification to six digits.

FIELD 9: Indicate the origin criteria under which the good qualifies as originating of some parties of the USMCA, as set out in Article 4.2 (Originating Goods). In order to be entitled to preferential tariff treatment, each good must meet at least one of the criteria below.

Preference Criteria:

(a) wholly obtained or produced entirely in the territory of one or more of the Parties, as defined in Article 4.3 (Wholly Obtained or Produced Goods);

(b) produced entirely in the territory of one or more of the Parties using non-originating materials provided the good satisfies all applicable requirements of Annex 4-B (Product-Specific Rules of Origin);

(c) produced entirely in the territory of one or more of the Parties exclusively from originating materials; or

(d) except for a good provided for in Chapter 61 to 63 of the Harmonized System:

(i) produced entirely in the territory of one or more of the Parties;

(ii) one or more of the non-originating materials provided for as parts under the Harmonized System used in the production of the good cannot satisfy the requirements set out in Annex 4-B (Product-Specific Rules of Origin) because both the good and its materials are classified in the same sub-heading or same heading that is not further subdivided into subheadings or, the good was imported into the territory of a Party in an unassembled or a disassembled form but was classified as an assembled good pursuant to rule 2(a) of the General Rules of Interpretation of the Harmonized System; and

(iii) the regional value content of the good, determined in accordance with Article 4.5 (Regional Value Content), is not less than 60 percent if the transaction value method is used, or not less than 50 percent if the net cost method is used; and the good satisfies all other applicable requirements of this Chapter.

FIELD 10: Indicate if the exporter is not the producer of the good, the certification of origin may be completed by the exporter of the good based on:

(A) Having information, including documents, that demonstrate that the good is originating; or

(B) Reasonable reliance on the producer's written representation, such as in a certification of origin, that the good is originating.

FIELD 11: Indicate the name of the country "MX" or "US" for goods exported to Canada; "US" or "CA" for all goods exported to Mexico; or "CA" or "MX" for all goods exported to the United States.

FIELD 12: The form of certification of origin must be signed though digital, electronic or manually signature and dated by the certifier.

NOTICE: Responsibilities and obligations for producers or exporters certifiers of goods:

A) Recordkeeping requirements: Any producer or exporter who completes and provide a written certification of origin for a good exported to any country under the USMCA, must keep all records and supporting documents related to the origin of the good (including the certification or copies thereof) and records related to:

1. the purchase of, cost of, value of, shipping of, and payment for, the good or material;

2. the purchase of, cost of, value of, shipping of, and payment for all materials, including indirect materials, used in the production of the good or material; and

3. the production of the good in the form in which the good is exported or the production of the material in the form in which it was sold.

The producer or exporter who completes a form for certification of origin must maintain, for a period of five years after the date on which the certification of origin was completed, all the necessary records to demonstrate that the certified merchandise is originating from the parts of the USMCA and must submit it for examination and inspection or request.

B) Origin Verification procedures: For the purpose of determining whether a good imported into its territory is an originating good, the importing Party may, through its customs administration, conduct a verification of a claim for preferential tariff treatment by one or more of the following:

(1) a written request or questionnaire seeking information, including documents, from the importer, exporter, or producer of the good;

(2) a verification visit to the premises of the exporter or producer of the good in order to request information, including documents, and to observe the production process and the related facilities;

(3) for a textile or apparel good, the procedures set out in Article 6.6 (Verification); or.

(4) any other procedure as may be decided by the Parties.

Is responsibility of the producer or exporter certifier of good to attend and respond in a timely manner to any origin verification contact (physical visit to facilities and/or request of information), by the customs authority from any party of the USMCA, related to this statement of certification of origin.

C) Immediate communication with the Importer: The producer or exporter of goods who receives a questionnaire or request of information, procedure or official letter from the customs authorities of any country that is part of the USMCA, and whose purpose is that the producer or exporter provide information or attend a physical visit to their facilities to verify the origin of the goods that was sold to Walmart, you must notify Walmart immediately in the following link: VerificationO@wal-mart.com