

**(DO NOT SUBMIT THIS PAGE WITH YOUR EDS. The purpose of this page is for you to recertify your EDS prior to submission to City Council or on the date of closing. If unable to recertify truthfully, the Undersigned must complete a new EDS with correct or corrected information)**

**RECERTIFICATION**

**Generally, for use with City Council matters. Not for City procurements unless requested.**

This recertification is being submitted in connection with Redevelopment Agreement, planned development and vacation between Applicant and the City of Chicago in connection with the development of a Jewel-Osco store at the Southwest corner of Kinzie Street and Des Plaines Avenue. [identify the Matter]. Under penalty of perjury, the person signing below: (1) warrants that he/she is authorized to execute this EDS recertification on behalf of the Undersigned, (2) warrants that all certifications and statements contained in the Undersigned's original EDS are true, accurate and complete as of the date furnished to the City and continue to be true, accurate and complete as of the date of this recertification, and (3) reaffirms its acknowledgments.

JEWEL FOOD STORES, INC., a New York corporation  
(Print or type name of individual or legal entity submitting this recertification)

Date: 3/16/06

By: *William H. Arnold*  
(sign here)

Print or type name of signatory:

William H. Arnold

Title of signatory:

Vice President

Subscribed to before me on [date] March 16, 2006 at Ada County, Idaho [state].

*B. A. Leone* Notary Public.

Commission expires: 10/28/10



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Title of signatory:

Vice President

Subscribed to before me on [date] March 16, 2006 at Ada County,  
Idaho [state].

*B. A. Leone* Notary Public.

Commission expires: 10/28/10



Applicant

Jewel Food  
Stores, INC.  
(New York)

03/06/06

FOR CITY USE

AFFIDAVIT NO. \_\_\_\_\_

**CITY OF CHICAGO  
ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT**

The City of Chicago (the "City") requires disclosure of the information requested in this Economic Disclosure Statement and Affidavit ("EDS") before any City agency, department or City Council action regarding the matter that is the subject of this EDS. Please fully complete each statement, with all information current as of the date this EDS is signed. If a question is not applicable, answer with "N.A." **An incomplete EDS will be returned and any City action will be interrupted.**

Please **print or type** all responses clearly and legibly. Add additional pages if needed, being careful to identify the portion of the EDS to which each additional page refers.

**WHO MUST SUBMIT AN EDS:**

1. **Applicants:** Any individual or entity (the "**Applicant**") making an application to the City for action requiring City Council or other City agency approval must file this EDS.
2. **Entities holding an interest in the Applicant:** Generally, whenever an ownership interest in the Applicant (for example, shares of stock of the Applicant or a limited partnership interest in the Applicant) is held or owned by a legal entity (for example, a corporation or partnership, rather than an individual) each such legal entity must also file an EDS on its own behalf, and any parent of that legal entity must do so until individual owners are disclosed. **However**, if an entity filing an EDS is a corporation whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, only those shareholders that own 10% or more of that filing entity's stock must file EDSs on their own behalf.

**ACKNOWLEDGMENT OF POSSIBLE CREDIT AND OTHER CHECKS:** By completing and filing this EDS, the Undersigned acknowledges and agrees, on behalf of itself and the entities or individuals named in this EDS, that the City may investigate the creditworthiness of some or all of the entities or individuals named in this EDS.

NOTE: As a result of an ordinance passed on June 23, 2004, the definition of "business relationship" (Found at page 7, section Two (A) (2) of this form) has been amended to include the term "or domestic partner" after "spouse." "Domestic partner" is defined in section 2-152-072 of the Municipal Code. In completing this EDS, the undersigned's certifications in Section Two will be deemed to incorporate the definition of "business relationship" as so amended.

**CERTIFYING THIS EDS:** Execute the certification on the date of the initial submission of this EDS. You may be asked to re-certify this EDS on the last page as of the date of submission of any related ordinance to the City Council, or as of the date of the closing of your transaction.

**PUBLIC DISCLOSURE:** It is the City's policy to make this document available to the public on its Internet site and/or upon request.

**GENERAL INFORMATION**

Date this EDS is completed: March 7, 2006

A. Who is submitting this EDS? That individual or entity will be the "Undersigned" throughout this EDS. Jewel Food Stores, Inc.

**NOTE: The Undersigned is the individual or entity submitting this EDS, whether the Undersigned is an Applicant or is an entity holding an interest in the Applicant. This EDS requires certain disclosures and certifications from Applicants that are not required from entities holding an interest in the Applicant. When completing this EDS, please observe whether the section you are completing applies only to Applicants.**

- Check here if the Undersigned is filing this EDS as an Applicant.
- Check here if the Undersigned is filing as an entity holding an interest in an Applicant.

Also, please identify the Applicant in which this entity holds an interest:  
\_\_\_\_\_

- B. Business address of the Undersigned: 250 Parkcenter Blvd.  
PO Box 20  
Boise ID 83726
- C. Telephone: (708)492-3082 Fax: (708) 492-3039 Email: joseph.mckeska@albertsons.com
- D. Name of contact person: Joseph M. McKeska
- E. Tax identification number (optional): 36-1282500

F. Brief description of contract, transaction or other undertaking (referred to below as the "Matter") to which this EDS pertains. (Include project number and location if applicable):

Redevelopment Agreement, planned development and vacation between Applicant and the City of Chicago in connection with the development of a Jewel-Osco store at the Southwest corner of Kinzie Street and Des Plaines Avenue.

G. Is the Matter a procurement?  Yes  No

H. If a procurement, Specification # \_\_\_\_\_ and Contract # \_\_\_\_\_.

I. If not a procurement:

1. City Agency requesting EDS: Department of Planning and Development and Chicago Department of Transportation

2. City action requested (e.g. loan, grant, sale of property):

Redevelopment Agreement, planned development and vacation of public right-of-way

3. If property involved, list property location:

Southwest corner of Kinzie & Des Plaines

### **SECTION ONE: DISCLOSURE OF OWNERSHIP INTERESTS**

#### **A. NATURE OF ENTITY**

1. Indicate whether the Undersigned is an individual or legal entity:

- |  |  |
|--|--|
| <input type="checkbox"/> Individual                      | <input type="checkbox"/> Limited Liability Company       |
| <input checked="" type="checkbox"/> Business corporation | <input type="checkbox"/> Joint venture                   |
| <input type="checkbox"/> Sole proprietorship             | <input type="checkbox"/> Not-for-profit corporation      |
|  | (Is the not-for-profit corporation also a 501 (c)(3))?   |
|  | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| <input type="checkbox"/> General partnership             | <input type="checkbox"/> Other entity (please specify)   |
| <input type="checkbox"/> Limited partnership             | _____  |

2. State of incorporation or organization, if applicable:

New York

3. For legal entities not organized in the State of Illinois: Is the organization authorized to do business in the State of Illinois as a foreign entity?

Yes  No  N.A.

**B. ORGANIZATION INFORMATION**

1. IF THE UNDERSIGNED IS A CORPORATION:

a. List below the names and titles of all executive officers and all directors of the corporation. For not-for-profit corporations, also list below any executive director of the corporation, and indicate all members, if any, who are legal entities. If there are no such members, write "no members."

Name	Title
<u>See attached Schedule 1.</u>	

b(1). If the Matter is a procurement and the Undersigned is a corporation whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, please provide the following information concerning shareholders who own shares equal to or in excess of 7.5% of the corporation's outstanding shares.

Name	Business Address	Percentage Interest
<u>N.A.</u>		

b(2). If the Matter is not a procurement, and the Undersigned is a corporation whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, please provide the following information concerning shareholders who own shares equal to or in excess of 10% of the corporation's outstanding shares.

Name	Business Address	Percentage Interest
<u>N.A.</u>		

**SCHEDULE 1  
JEWEL FOOD STORES, INC.**

Active Subsidiary of JCI

(Name changed from JEWEL COMPANIES, INC. on 9/3/90)

(Name changed from JEWEL TEA CO., INC. on 6/14/66)

Incorporated in New York on 1/14/16

Employer I.D. # 36-1282500

**Authorized Capital:**            5,000,000 shares \$1 Series Preferred - par value 1  
  10,500 shares \$100 Series Preferred - par value 100  
  50,000,000 shares Common - par value 1  
**Outstanding Capital:**        12,539,826 shares Common - par value 1 (held by JEWEL COMPANIES, INC., a 1985 Delaware Corporation)

**Other states in which qualified to do business:**    Alabama 1/25/16, Arizona 12/16/62, Arkansas 1/26/16, California 11/2/36, Colorado 1/25/16, Connecticut 1/15/62, Delaware 1/25/16, District of Columbia 1/12/55, Florida 3/18/16, Georgia 9/23/38, Idaho 4/19/47, Illinois 1/24/16, Indiana 2/14/16, Iowa 7/27/21, Kansas 1/26/16, Kentucky 2/6/24, Louisiana 7/6/71, Maine 7/5/62, Maryland 4/11/45, Massachusetts 1/6/37, Michigan 12/30/16, Minnesota 1/1/16, Mississippi 7/6/65, Missouri 2/12/16, Montana 3/7/66, Nebraska 10/30/36, Nevada 4/19/67, New Hampshire 7/2/60, New Jersey 2/16/16, New Mexico 11/26/46, North Carolina 5/22/37, North Dakota 7/22/66, Ohio 2/3/16, Oklahoma 12/20/16, Oregon 6/17/64, Pennsylvania 9/30/33, Rhode Island 7/5/62, South Carolina 11/4/36, South Dakota 2/1/16, Tennessee 10/31/36, Texas 11/2/36, Utah 12/2/36, Vermont 11/27/36, Virginia 10/31/36, Washington 7/29/66, West Virginia 11/2/36, Wisconsin 1/26/16, Wyoming 12/7/36

**OFFICERS:**

President                                Larry D. Wahlstrom

Senior Vice President - Marketing & Edward N. Hanson  
Merchandising

Senior Vice President - Operations, Keith I. Nielsen  
Midwest Division

Vice President	William H. Arnold Charles F. Cole Linda K. Massman Ronald T. Mendes
	Paul G. Rowan Barbara G. Russell
Vice President & Secretary	Colleen R. Batcheler
Vice President & Treasurer	John F. Boyd
Vice President - Central Area	Gregory E. Gullickson
Vice President - Fresh Food Merchandising	Nancy E. Chagares
Vice President - GM & Grocery Merchandising	Douglas M. Cygan
Vice President - Human Resources	Timothy A. Corry
Vice President - Labor Relations, Midwest Division/Drug Division	Thomas J. Walter
Vice President - North Area	Roy C. Whitmore
Vice President - Pharmacy Operations East	Gerald D. Bay
Vice President - Real Estate, Midwest Division	Joseph M. McKeska



Vice President - South Area

Robert L. Hughes

Vice President - Supply Chain

John C. Owen

Assistant Secretary

Julie Thomson Backe

Ronald T. Mendes

Barbra A. Nunziato

Carol L. Wood

Constance Zaio

**DIRECTORS:**

John F. Boyd

Paul G. Rowan

c. For corporations that **are not** registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, list below the name, business address and percentage of ownership interest of each shareholder.

Name	Business Address	Percentage Interest
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Jewel Food Stores, Inc. is wholly-owned by Jewel Companies, Inc.

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2. IF THE UNDERSIGNED IS A PARTNERSHIP OR JOINT VENTURE:

For general or limited partnerships or joint ventures: list below the name, business address and percentage of ownership interest of each partner. For limited partnerships, indicate whether each partner is a general partner or a limited partner.

Name	Business Address	Percentage Interest
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N.A.

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3. IF THE UNDERSIGNED IS A LIMITED LIABILITY COMPANY:

a. List below the name, business address and percentage of ownership interest of each (i) member and (ii) manager. If there are no managers, write "no managers," and indicate how the company is managed.

Name	Business Address	Percentage Interest
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N.A.

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b. List below the names and titles of all officers, if any. If there are no officers, write "no officers."

Name Title

N.A.  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

4. IF THE UNDERSIGNED IS A LAND TRUST, BUSINESS TRUST, ESTATE OR OTHER SIMILAR ENTITY:

a. List below the name and business address of each individual or legal entity holding legal title to the property that is the subject of the trust.

Name Business Address

N.A.  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

b. List below the name, business address and percentage of beneficial interest of each beneficiary on whose behalf title is held.

Name Business Address Percentage Interest

N.A.  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

5. IF THE UNDERSIGNED IS ANY OTHER LEGAL ENTITY, first describe the entity, then provide the name, business address, and the percentage of interest of all individuals or legal entities having an ownership or other beneficial interest in the entity.

Describe the entity:

N.A.  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Name	Business Address	Percentage Interest
N.A.		

**SECTION TWO: BUSINESS RELATIONSHIPS WITH CITY ELECTED OFFICIALS**

**A. DEFINITIONS AND DISCLOSURE REQUIREMENT**

1. The Undersigned must indicate whether it had a "business relationship" with a City elected official in the 12 months before the date this EDS is signed.
2. Pursuant to Chapter 2-156 of the Municipal Code of Chicago (the "Municipal Code"), a "**business relationship**" means any "contractual or other private business dealing" of an official, or his or her spouse, or of any entity in which an official or his or her spouse has a "financial interest," with a person or entity which entitles an official to compensation or payment in the amount of \$2,500 or more in a calendar year; but a "financial interest" does not include: (i) any ownership through purchase at fair market value or inheritance of less than 1% of the shares of a corporation, or any corporate subsidiary, parent or affiliate thereof, regardless of the value of or dividends on such shares, if such shares are registered on a securities exchange pursuant to the Securities Exchange Act of 1934, as amended, (ii) the authorized compensation paid to an official or employee for his office or employment; (iii) any economic benefit provided equally to all residents of the City; (iv) a time or demand deposit in a financial institution; or (v) an endowment or insurance policy or annuity contract purchased from an insurance company. A "contractual or other private business dealing" does not include any employment relationship of an official's spouse with an entity when such spouse has no discretion concerning or input relating to the relationship between that entity and the City.

**B. CERTIFICATION**

1. Has the Undersigned had a "business relationship" with any City elected official in the 12 months before the date this EDS is signed?  
 Yes                       No

If yes, please identify below the name(s) of such City elected official(s) and describe such relationship(s):

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**SECTION THREE: DISCLOSURE OF RETAINED PARTIES**

**A. DEFINITIONS AND DISCLOSURE REQUIREMENTS**

1. The Undersigned must disclose certain information about attorneys, lobbyists, accountants, consultants, subcontractors, and any other person whom the Undersigned has retained or expects to retain in connection with the Matter. In particular, the Undersigned must disclose the name of each such person, his/her business address, the nature of the relationship, and the total amount of the fees paid or estimated to be paid. The Undersigned is not required to disclose employees who are paid solely through the Undersigned's regular payroll.

"Lobbyist" means any person (i) who, for compensation or on behalf of any person other than himself, undertakes to influence any legislative or administrative action, or (ii) any part of whose duty as an employee of another includes undertaking to influence any legislative or administrative action.

2. If the Undersigned is uncertain whether a disclosure is required under this Section, the Undersigned must either ask the City whether disclosure is required or make the disclosure.

**B. CERTIFICATION**

Each and every attorney, lobbyist, accountant, consultant, subcontractor, or other person retained or anticipated to be retained directly by the Undersigned with respect to or in connection with the Matter is listed below [begin list here, add sheets as necessary]:

Name (indicate whether retained or anticipated to be retained)	Business Address	Relationship to Undersigned (attorney, lobbyist, etc.)	Fees (indicate whether paid or estimated)
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Burke, Warren, MacKay & Seritella – 330 N Wabash Ave., Chicago, IL 60611 – Attorney - \$10,000 +

Webster/McGrath/Ahlberg, Ltd. – 207 S Naperville Rd., Wheaton, IL 60187 – Civil Engineer - \$10,000 +

Camburas & Theodore, Ltd. – 2454 E Dempster St., Des Plaines, IL 60016 – Architect - \$10,000 +

Gewalt Hamilton Associates – 3100 Dundee Rd., Suite 404, Northbrook, IL 60062 - Traffic Consultants - \$5,000 (est)

Harlem-Irving Companies – 4104 N Harlem Ave., Chicago, IL 60634-1203 - Development Consultant - purchase option in lieu of fee

Piper Rudnick Gray Cary - 203 North LaSalle Street, Suite 1900, Chicago, IL 60601-1293 - Attorney - \$35,000 (est)

Louik/Schneider - 54 W Hubbard St., Ste 210, Chicago, IL 60610 - TIF Consultant - \$90,000 (est)

Knight E/A, Inc. - 221 North LaSalle St., Ste 300, Chicago, IL 60601-1211- Engineer - \$30,000 (est)

Terracon, Inc. - 135 Ambassador Drive, Naperville, IL 60540 - Geotechnical - \$32,000 (est)

Webster/McGrath/Ahlberg, Ltd. - 207 S. Naperville Rd., Wheaton, IL 60187 - Civil Engineer - \$50,000 (est)

**[ ] CHECK HERE IF NO SUCH INDIVIDUALS HAVE BEEN RETAINED BY THE UNDERSIGNED OR ARE ANTICIPATED TO BE RETAINED BY THE UNDERSIGNED.**

## **SECTION FOUR: CERTIFICATIONS**

### **I. CERTIFICATION OF COMPLIANCE**

For purposes of the certifications in A, B, and C below, the term "affiliate" means any individual or entity that, directly or indirectly: controls the Undersigned, is controlled by the Undersigned, or is, with the Undersigned, under common control of another individual or entity. Indicia of control include, without limitation: interlocking management or ownership; identity of interests among family members; shared facilities and equipment; common use of employees; or organization of a business entity following the ineligibility of a business entity to do business with the federal government or a state or local government, including the City, using substantially the same management, ownership, or principals as the ineligible entity.

A. The Undersigned is not delinquent in the payment of any tax administered by the Illinois Department of Revenue, nor are the Undersigned or its affiliates delinquent in paying any fine, fee, tax or other charge owed to the City. This includes all water charges, sewer charges, license fees, parking tickets, property taxes or sales taxes. If there are any such delinquencies, note them below:

To the knowledge of the Undersigned, all water charges, sewer charges, license fees, parking tickets, property taxes and sales taxes owed by the Undersigned have been paid or shall be paid when due, subject to any right to appeal or contest the same.

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If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Undersigned certified to the above statements.

B. The Undersigned and its affiliates have not, in the past five years, been found in violation of any City, state or federal environmental law or regulation. If there have been any such violations, note them below:

In response to EPA allegations of a Clean Air violation involving refrigerant record keeping, Jewel Food Stores reached agreement and entered into a Consent Decree with the Agency on April 12, 2005. The agreement requires Jewel to pay a \$100,000 civil penalty, commit to retrofitting at least 37 of its supermarkets in and around the City of Chicago with systems that use non-ozone-depleting refrigerant, and implement an EPA-approved refrigerant management plan. As of February 10, 2006, Jewel has paid the penalty, completed 28 of the 37 required retrofits, and fully implemented its refrigerant management plan.

Jewel currently operates 27 fuel centers in the State of Illinois and has infrequently received Notices of Violation from the Illinois State Fire Marshall related to its underground storage tank systems. During 2005 Jewel received four such notices: #3068 (Westmont) and #3343 (South Elgin) for failure to have a dispenser within 100' view of an attendant; #3240 (Aurora) for failure to have the proper warning signs and fire extinguisher not clearly marked; and #3122 (Moline) for failure to have annual test documentation readily available onsite. All violations were promptly resolved.

If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Undersigned certified to the above statements.

C. If the Undersigned is the Applicant, the Undersigned and its affiliates will not use, nor permit their subcontractors to use, any facility on the U.S. EPA's List of Violating Facilities in connection with the Matter for the duration of time that such facility remains on the list.

D. If the Undersigned is the Applicant, the Undersigned will obtain from any contractors/subcontractors hired or to be hired in connection with the Matter certifications equal in form and substance to those in Section Four, I, (A-C) above and will not, without the prior written consent of the City, use any such contractor/subcontractor that does not provide such certifications or that the Undersigned has reason to believe has not provided or cannot provide truthful certifications.

If the Undersigned is unable to make the certifications required in Section Four, paragraph I (C) and (D) above, provide an explanation:

N.A.  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Undersigned certified to the above statements.

**II. CHILD SUPPORT OBLIGATIONS - CERTIFICATION REGARDING COURT-ORDERED CHILD SUPPORT COMPLIANCE**

For purposes of this part, "Substantial Owner" means any individual who, directly or indirectly, owns or holds a 10% or more interest in the Undersigned. *Note: This may include individuals disclosed in Section One (Disclosure of Ownership Interests), and individuals disclosed in an EDS filed by an entity holding an interest in the Applicant.*

If the Undersigned's response below is #1 or #2, then all of the Undersigned's Substantial Owners must remain in compliance with any such child support obligations until the Matter is completed. Failure of the Undersigned's Substantial Owners to remain in compliance with their child support obligations in the manner set forth in either #1 or #2 constitutes an event of default.

**Check one:**

1. No Substantial Owner has been declared in arrearage on any child support obligations by the Circuit Court of Cook County, Illinois or by another Illinois court of competent jurisdiction.
2. The Circuit Court of Cook County, Illinois or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations. All such Substantial Owners, however, have entered into court-approved agreements for the payment of all such child support owed, **and** all such Substantial Owners are in compliance with such agreements.
3. The Circuit Court of Cook County, Illinois or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations **and** (a) at least one such Substantial Owner has not entered into a court-approved agreement for the payment of all such child support owed; **or** (b) at least one such Substantial Owner is not in compliance with a court-approved agreement for the payment of all such child support owed; **or** both (a) and (b).
4. There are no Substantial Owners.

**III. FURTHER CERTIFICATIONS**

A. The Undersigned and, *if* the Undersigned is a legal entity, its principals (officers, directors, partners, members, managers, executive director):

1. are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from any transactions by any federal, state or local unit of government;
2. have not, within a five-year period preceding the date of this EDS, been convicted of a criminal offense, adjudged guilty, or had a civil judgment rendered against them in connection with: obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction; a violation of federal or state antitrust statutes; fraud; embezzlement; theft; forgery; bribery; falsification or destruction of records; making false statements; or receiving stolen property;



3. are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (federal, state or local) with commission of any of the offenses enumerated in clause (A)(2) of this section;
4. have not, within a five-year period preceding the date of this EDS, had one or more public transactions (federal, state or local) terminated for cause or default; and
5. have not, within a five-year period preceding the date of this EDS, been convicted, adjudged guilty, or found liable in a civil proceeding, in any criminal or civil action instituted by the City or by the federal government, any state, or any other unit of local government.

B. The certifications in subparts B and D concern:

- the Undersigned;
- any party participating in the performance of the Matter ("an **Applicable Party**");
- any "**Affiliated Entity**" (meaning an individual or entity that, directly or indirectly: controls the Undersigned, is controlled by the Undersigned, or is, with the Undersigned, under common control of another individual or entity. Indicia of control include, without limitation: interlocking management or ownership; identity of interests among family members, shared facilities and equipment; common use of employees; or organization of a business entity following the ineligibility of a business entity to do business with federal or state or local government, including the City, using substantially the same management, ownership, or principals as the ineligible entity); with respect to Applicable Parties, the term Affiliated Entity means an individual or entity that directly or indirectly controls the Applicable Party, is controlled by it, or, with the Applicable Party, is under common control of another individual or entity;
- any responsible official of the Undersigned, any Applicable Party or any Affiliated Entity or any other official, agent or employee of the Undersigned, any Applicable Party or any Affiliated Entity, acting pursuant to the direction or authorization of a responsible official of the Undersigned, any Applicable Party or any Affiliated Entity (collectively "Agents").

Neither the Undersigned, nor any Applicable Party, nor any Affiliated Entity of either the Undersigned or any Applicable Party nor any Agents have, during the five years before the date this EDS is signed, or, with respect to an Applicable Party, an Affiliated Entity, or an Affiliated Entity of an Applicable Party during the five years before the date of such Applicable Party's or Affiliated Entity's contract or engagement in connection with the Matter:

1. bribed or attempted to bribe, or been convicted or adjudged guilty of bribery or attempting to bribe, a public officer or employee of the City, the State of Illinois, or any agency of the federal government or of any state or local government in the United States of America, in that officer's or employee's official capacity;
  2. agreed or colluded with other bidders or prospective bidders, or been a party to any such agreement, or been convicted or adjudged guilty of agreement or collusion among bidders or prospective bidders, in restraint of freedom of competition by agreement to bid a fixed price or otherwise; or
  3. made an admission of such conduct described in (1) or (2) above that is a matter of record, but have not been prosecuted for such conduct; or
  4. violated the provisions of Section 2-92-610 of the Municipal Code (**Living Wage Ordinance**).
- C. The Undersigned understands and shall comply with (1) the applicable requirements of the Governmental Ethics Ordinance of the City, Title 2, Chapter 2 -156 of the Municipal Code; and (2) all the applicable provisions of Chapter 2-56 of the Municipal Code (Office of the Inspector General).
- D. Neither the Undersigned, Affiliated Entity or Applicable Party, or any of their employees, officials, agents or partners, is barred from contracting with any unit of state or local government as a result of engaging in or being convicted of (1) bid-rigging in violation of 720 ILCS 5133E-3; (2) bid-rotating in violation of 720 ILCS 5/33E-4; or (3) any similar offense of any state or of the United States of America that contains the same elements as the offense of bid-rigging or bid-rotating.
- E. If the Undersigned is unable to certify to any of the above statements in this Part III, the Undersigned must explain below:

As of III A 5 above, in the preceding five years Jewel Food Stores, Inc. or its affiliates have received "Administrative Notice[s] of Ordinance Violation" alleging violations of various Chicago ordinances involving "regulatory violations" such as mislabeling, pricing errors, etc. We investigate the allegations and either pay the proposed administrative penalty, negotiate a reduction of penalty, or convince the agency to dismiss the matter. Unless the matter is dismissed, failure to pay the penalty can result in the charge being referred to District Court. The undersigned is not aware of any such "Administrative Notice[s] of Ordinance Violation" being referred to District court in the past five years.

If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Undersigned certified to the above statements.

**IV. CERTIFICATION OF STATUS AS FINANCIAL INSTITUTION**

For purposes of this Part IV, under Section 2-32-455(b) of the Municipal Code, the term "financial institution" means a bank, savings and loan association, thrift, credit union, mortgage banker, mortgage broker, trust company, savings bank, investment bank, securities broker, municipal securities broker, securities dealer, municipal securities dealer, securities underwriter, municipal securities underwriter, investment trust, venture capital company, bank holding company, financial services holding company, or any licensee under the Consumer Installment Loan Act, the Sales Finance Agency Act, or the Residential Mortgage Licensing Act. However, "financial institution" specifically shall not include any entity whose predominant business is the providing of tax deferred, defined contribution, pension plans to public employees in accordance with Sections 403(b) and 457 of the Internal Revenue Code. [Additional definitions may be found in Section 2-32-455(b) of the Municipal Code.]

**A. CERTIFICATION**

The Undersigned certifies that the Undersigned [check one]:

is  
 is not

a "financial institution" as defined in Section 2-32-455(b) of the Municipal Code.

**B. If the Undersigned IS a financial institution, then the Undersigned pledges:**

"We are not and will not become a predatory lender as defined in Chapter 2 -32 of the Municipal Code. We further pledge that none of our affiliates is, and none of them will become, a predatory lender as defined in Chapter 2-32 of the Municipal Code. We understand that becoming a predatory lender or becoming an affiliate of a predatory lender may result in the loss of the privilege of doing business with the City."

If the Undersigned is unable to make this pledge because it or any of its affiliates (as defined in Section 2-32-455(b) of the Municipal Code) is a predatory lender within the meaning of Chapter 2-32 of the Municipal Code, explain here (attach additional pages if necessary):

N.A.  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Undersigned certified to the above statements.

**V. CERTIFICATION REGARDING INTEREST IN CITY BUSINESS**

Any words or terms that are defined in Chapter 2-156 of the Municipal Code have the same meanings when used in this Part V.

1. In accordance with Section 2-156-110 of the Municipal Code:  
Does any official or employee of the City have a financial interest in his or her own name or in the name of any other person in the Matter?  
 Yes  No

**NOTE: If you answered "No" to Item V(1), you are not required to answer Items V(2) or (3) below. Instead, review the certification in Item V(4) and then proceed to Part VI. If you answered "Yes" to Item V(1), you must first respond to Item V(2) and provide the information requested in Item V(3). After responding to those items, review the certification in Item V(4) and proceed to Part VI.**

2. Unless sold pursuant to a process of competitive bidding, no City elected official or employee shall have a financial interest in his or her own name or in the name of any other person in the purchase of any property that (i) belongs to the City, or (ii) is sold for taxes or assessments, or (iii) is sold by virtue of legal process at the suit of the City (collectively, "City Property Sale"). Compensation for property taken pursuant to the City's eminent domain power does not constitute a financial interest within the meaning of this Part V.

Does the Matter involve a City Property Sale?  
 Yes  No

3. If you answered "yes" to Item V(1), provide the names and business addresses of the City officials or employees having such interest and identify the nature of such interest:
- | Name | Business Address | Nature of Interest |
|------|------------------|--------------------|
|------|------------------|--------------------|

N.A.  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

4. The Undersigned further certifies that no prohibited financial interest in the Matter will be acquired by any City official or employee.

**VI. CERTIFICATION REGARDING SLAVERY ERA BUSINESS**

The Undersigned has searched any and all records of the Undersigned and any and all predecessor entities for records of investments or profits from slavery, the slave industry, or slaveholder insurance policies from the slavery era (including insurance policies issued to slaveholders that provided coverage for damage to or injury or death of their slaves) and has disclosed in this EDS any and all such records to the City. In addition, the Undersigned must disclose the names of any and all slaves or slaveholders described in those records. Failure to comply with these disclosure requirements may make the Matter to which this EDS pertains voidable by the City.

**Please check either (1) or (2) below. If the Undersigned checks (2), the Undersigned must disclose below or in an attachment to this EDS all requisite information as set forth in that paragraph (2).**

  X   1. The Undersigned verifies that (a) the Undersigned has searched any and all records of the Undersigned and any and all predecessor entities for records of investments or profits from slavery, the slave industry, or slaveholder insurance policies, and (b) the Undersigned has found no records of investments or profits from slavery, the slave industry, or slaveholder insurance policies and no records of names of any slaves or slaveholders.

       2. The Undersigned verifies that, as a result of conducting the search in step (1)(a) above, the Undersigned has found records relating to investments or profits from slavery, the slave industry, or slaveholder insurance policies and/or the names of any slaves or slaveholders. The Undersigned verifies that the following constitutes full disclosure of all such records:

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---

---

**SECTION FIVE: CERTIFICATIONS FOR FEDERALLY FUNDED MATTERS**

**I. CERTIFICATION REGARDING LOBBYING**

A. List below the names of all individuals registered under the federal Lobbying Disclosure Act of 1995 who have made lobbying contacts on behalf of the Undersigned with respect to the Matter: [Begin list here, add sheets as necessary]:

N.A.  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

***[If no explanation appears or begins on the lines above, or if the letters "NA" or if the word "None" appear, it will be conclusively presumed that the Undersigned means that NO individuals registered under the Lobbying Disclosure Act of 1995 have made lobbying contacts on behalf of the Undersigned with respect to the Matter.]***

B. The Undersigned has not spent and will not expend any federally appropriated funds to pay any individual listed in Paragraph (A) above for his or her lobbying activities or to pay any individual to influence or attempt to influence an officer or employee of any agency, as defined by applicable federal law, a member of Congress, an officer or employee of Congress, or an employee of a member of Congress, in connection with the award of any federally funded contract, making any federally funded grant or loan, entering into any cooperative agreement, or to extend, continue, renew, amend, or modify any federally funded contract, grant, loan, or cooperative agreement.

C. The Undersigned will submit an updated certification at the end of each calendar quarter in which there occurs any event that materially affects the accuracy of the statements and information set forth in paragraphs I(A) and I(B) above.

If the Matter is federally funded and any funds other than federally appropriated funds have been or will be paid to any individual for influencing or attempting to influence an officer or employee of any agency (as defined by applicable federal law), a member of Congress, an officer or employee of Congress, or an employee of a member of Congress in connection with the Matter, the Undersigned must complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions. The form may be obtained online from the federal Office of Management and Budget (OMB) web site at <http://www.whitehouse.gov/omb/grants/sflllin.pdf>, linked on the page [http://www.whitehouse.gov/omb/grants/grants\\_forms.html](http://www.whitehouse.gov/omb/grants/grants_forms.html).

D. The Undersigned certifies that either (i) it is not an organization described in section 501(c)(4) of the Internal Revenue Code of 1986; or. (ii) it is an organization described in section 501(c)(4) of the Internal Revenue Code of 1986 but has not engaged and will not engage in "Lobbying Activities".

E. If the Undersigned is the Applicant, the Undersigned must obtain certifications equal in form and substance to paragraphs I(A) through I(D) above from all subcontractors before it awards any subcontract and the Undersigned must maintain all such subcontractors' certifications for the duration of the Matter and must make such certifications promptly available to the City upon request.

## **II. CERTIFICATION REGARDING NONSEGREGATED FACILITIES**

A. If the Undersigned is the Applicant, the Undersigned does not and will not maintain or provide for its employees any segregated facilities at any of its establishments, and it does not and will not permit its employees to perform their services at any location under its control where segregated facilities are maintained.

**"Segregated facilities,"** as used in this provision, means any waiting rooms, work areas, restrooms, washrooms, restaurants and other eating areas, time clocks, locker rooms and other storage or dressing areas, parking lots, drinking fountains, recreation or entertainment areas, transportation, and housing provided for employees, that are segregated by explicit directive or are in fact segregated on the basis of race, color, religion, sex, or national origin because of habit, local or employee custom, or otherwise.

However, separated or single-user restrooms and necessary dressing or sleeping areas must be provided to assure privacy between the sexes.

B. If the Undersigned is the Applicant and the Matter is federally funded, the Undersigned will, before the award of subcontracts (if any), obtain identical certifications from proposed subcontractors under which the subcontractor will be subject to the Equal Opportunity Clause. Contracts and subcontracts exceeding \$10,000, or having an aggregate value exceeding \$10,000 in any 12-month period, are generally subject to the Equal Opportunity Clause. See 41 CFR Part 60 for further information regarding the Equal Opportunity Clause. The Undersigned must retain the certifications required by this paragraph (B) for the duration of the contract (if any) and must make such certifications promptly available to the City upon request.

C. If the Undersigned is the Applicant and the Matter is federally funded, the Applicant will forward the notice set forth below to proposed subcontractors:

**NOTICE TO PROSPECTIVE SUBCONTRACTORS OF REQUIREMENTS FOR CERTIFICATIONS OF NONSEGREGATED FACILITIES**

Subcontractors must submit to the Contractor a Certification of Nonsegregated Facilities before the award of any subcontract under which the subcontractor will be subject to the federal Equal Opportunity Clause. The subcontractor may submit such certifications either for each subcontract or for all subcontracts during a period (e.g., quarterly, semiannually, or annually).

**III. CERTIFICATION REGARDING EQUAL EMPLOYMENT OPPORTUNITY**

Federal regulations require prospective contractors for federally funded Matters (e.g., the Applicant) and proposed subcontractors to submit the following information with their bids or in writing at the outset of negotiations. (NOTE: This Part III is to be completed only if the Undersigned is the Applicant.)

- A. Have you developed and do you have on file affirmative action programs pursuant to applicable federal regulations? (See 41 CFR Part 60-2.)  
 Yes                       No                       N.A.
- B. Have you participated in any previous contracts or subcontracts subject to the equal opportunity clause?  
 Yes                       No                       N.A.
- C. Have you filed with the Joint Reporting Committee, the Director of the Office of Federal Contract Compliance Programs, or the Equal Employment Opportunity Commission all reports due under the applicable filing requirements?  
 Yes                       No                       N.A.

**SECTION SIX: \_\_\_\_\_ NOTICE AND ACKNOWLEDGMENT REGARDING CITY GOVERNMENTAL ETHICS AND CAMPAIGN FINANCE ORDINANCES**

The City's Governmental Ethics and Campaign Financing Ordinances, Chapters 2-156 and 2-164 of the Municipal Code, impose certain duties and obligations on individuals or entities seeking City contracts, work, business, or transactions. The Board of Ethics has developed an ethics training program for such individuals and entities. The full text of these ordinances and the training program is available on line at [www.cityofchicago.org/Ethics/](http://www.cityofchicago.org/Ethics/), and may also be obtained from the City's Board of Ethics, 740 N. Sedgwick St., Suite 500, Chicago, IL 60610, (312) 744-9660. The following is descriptive only and does not purport to cover every



aspect of Chapters 2-156 and 2-164 of the Municipal Code. The Undersigned must comply fully with the applicable ordinances.

**[x] BY CHECKING THIS BOX THE UNDERSIGNED ACKNOWLEDGES THAT THE UNDERSIGNED UNDERSTANDS THAT THE CITY'S GOVERNMENTAL ETHICS AND CAMPAIGN FINANCING ORDINANCES, AMONG OTHER THINGS:**

- 1) Provide that any contract negotiated, entered into or performed in violation of the City's ethics laws can be voided by the City.
- 2) Limit the gifts and favors any individual or entity can give, or offer to give, to any City official, employee, contractor or candidate for elected City office or the spouse or minor child of any of them, including:
  - a. any cash gift or any anonymous gift; and
  - b. any gift based on a mutual understanding that the City official's or employee's or City contractor's actions or decisions will be influenced in any way by the gift.
- 3) Prohibit any City elected official or City employee from having a financial interest, directly or indirectly, in any contract, work, transaction or business of the City, if that interest has a cost or present value of \$5,000 or more, or if that interest entitles the owner to receive more than \$2,500 per year.
- 4) Prohibit any appointed City official from engaging in any contract, work, transaction or business of the City, unless the matter is wholly unrelated to the appointed official's duties or responsibilities.
- 5) Provide that City employees and officials, or their spouses or minor children, cannot receive compensation or anything of value in return for advice or assistance on matters concerning the operation or business of the City, unless their services are wholly unrelated to their City duties and responsibilities.
- 6) Provide that former City employees and officials cannot, for a period of one year after their City employment ceases, assist or represent another on any matter involving the City if, while with the City, they were personally and substantially involved in the same matter.

- 7) Provide that former City employees and officials cannot ever assist or represent another on a City contract if, while with the City, they were personally involved in or directly supervised the formulation, negotiation or execution of that contract.

**SECTION SEVEN: CONTRACT INCORPORATION, COMPLIANCE, PENALTIES, DISCLOSURE**

**The Undersigned understands and agrees that:**

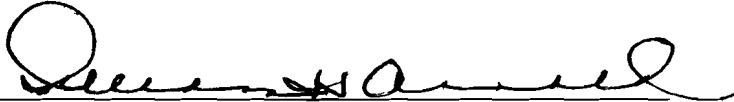
- A. The certifications, disclosures, and acknowledgments contained in this EDS will become part of any contract or other agreement between the Applicant and the City in connection with the Matter, whether procurement, City assistance, or other City action, and are material inducements to the City's execution of any contract or taking other action with respect to the Matter. The Undersigned understands that it must comply with all statutes, ordinances, and regulations on which this EDS is based.
- B. If the City determines that any information provided in this EDS is false, incomplete or inaccurate, any contract or other agreement in connection with which it is submitted may be rescinded or be void or voidable, and the City may pursue any remedies under the contract or agreement (if not rescinded, void or voidable), at law, or in equity, including terminating the Undersigned's participation in the Matter and/or declining to allow the Undersigned to participate in other transactions with the City.
- C. Some or all of the information provided on this EDS and any attachments to this EDS may be made available to the public on the Internet, in response to a Freedom of Information Act request, or otherwise. By completing and signing this EDS, the Undersigned waives and releases any possible rights or claims which it may have against the City in connection with the public release of information contained in this EDS and also authorizes the City to verify the accuracy of any information submitted in this EDS.
- D. The Undersigned has not withheld or reserved any disclosures as to economic interests in the Undersigned, or as to the Matter, or any information, data or plan as to the intended use or purpose for which the Applicant seeks City Council or other City agency action.
- E. The information provided in this EDS must be kept current. In the event of changes, the Undersigned must supplement this EDS up to the time the City takes action on the Matter.

**CERTIFICATION**

Under penalty of perjury, the person signing below: (1) warrants that he/she is authorized to execute this EDS on behalf of the Undersigned, and (2) warrants that all certifications and statements contained in this EDS are true, accurate and complete as of the date furnished to the City.

JEWEL FOOD STORES, INC., a New York corporation  
(Print or type name of individual or legal entity submitting this EDS)

Date: 3/16/06




(sign here)  
Print or type name of signatory:

William H. Arnold

Title of signatory:

Vice President

Subscribed to before me on [date] March 6, 2006, at Ada County, Idaho [state].

 Notary Public.

Commission expires: 10/28/10



**(DO NOT SUBMIT THIS PAGE WITH YOUR EDS. The purpose of this page is for you to recertify your EDS prior to submission to City Council or on the date of closing. If unable to recertify truthfully, the Undersigned must complete a new EDS with correct or corrected information)**

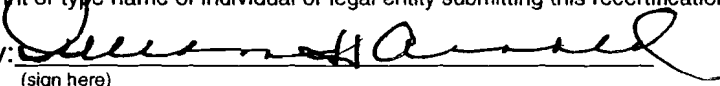
**RECERTIFICATION**

**Generally, for use with City Council matters. Not for City procurements unless requested.**

This recertification is being submitted in connection with Redevelopment Agreement, planned development and vacation between Applicant and the City of Chicago in connection with the development of a Jewel-Osco store at the Southwest corner of Kinzie Street and Des Plaines Avenue. [identify the Matter]. Under penalty of perjury, the person signing below: (1) warrants that he/she is authorized to execute this EDS recertification on behalf of the Undersigned, (2) warrants that all certifications and statements contained in the Undersigned's original EDS are true, accurate and complete as of the date furnished to the City and continue to be true, accurate and complete as of the date of this recertification, and (3) reaffirms its acknowledgments.

JEWEL FOOD STORES, INC., a New York corporation  
(Print or type name of individual or legal entity submitting this recertification)

Date: \_\_\_\_\_

By:   
(sign here)

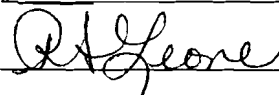
Print or type name of signatory:

William H. Arnold

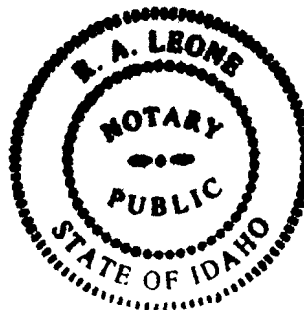
Title of signatory:

Vice President

Subscribed to before me on [date] March 6, 2006 at Ada County, Idaho [state].

 Notary Public.

Commission expires: 10/28/10



**(DO NOT SUBMIT THIS PAGE WITH YOUR EDS. The purpose of this page is for you to recertify your EDS prior to submission to City Council or on the date of closing. If unable to recertify truthfully, the Undersigned must complete a new EDS with correct or corrected information)**

**RECERTIFICATION**

**Generally, for use with City Council matters. Not for City procurements unless requested.**

This recertification is being submitted in connection with Redevelopment Agreement, planned development and vacation between Applicant and the City of Chicago in connection with the development of a Jewel-Osco store at the Southwest corner of Kinzie Street and Des Plaines Avenue. [identify the Matter]. Under penalty of perjury, the person signing below: (1) warrants that he/she is authorized to execute this EDS recertification on behalf of the Undersigned, (2) warrants that all certifications and statements contained in the Undersigned's original EDS are true, accurate and complete as of the date furnished to the City and continue to be true, accurate and complete as of the date of this recertification, and (3) reaffirms its acknowledgments.

JEWEL COMPANIES, INC., a 1985 Delaware corporation  
(Print or type name of individual or legal entity submitting this recertification)

Date: 3/16/06

By: 

(sign here)

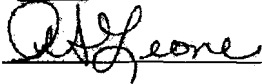
Print or type name of signatory:

William H. Arnold

Title of signatory:

Vice President

Subscribed to before me on [date] March 16, 2006 at Ada County, Idaho [state].



Notary Public.

Commission expires: 10/28/10



**(DO NOT SUBMIT THIS PAGE WITH YOUR EDS. The purpose of this page is for you to recertify your EDS prior to submission to City Council or on the date of closing. If unable to recertify truthfully, the Undersigned must complete a new EDS with correct or corrected information)**

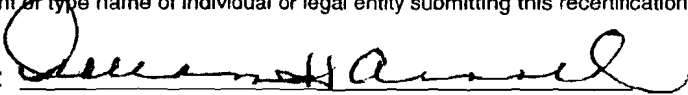
**RECERTIFICATION**

**Generally, for use with City Council matters. Not for City procurements unless requested.**

This recertification is being submitted in connection with Redevelopment Agreement, planned development and vacation between Applicant and the City of Chicago in connection with the development of a Jewel-Osco store at the Southwest corner of Kinzie Street and Des Plaines Avenue. [identify the Matter]. Under penalty of perjury, the person signing below: (1) warrants that he/she is authorized to execute this EDS recertification on behalf of the Undersigned, (2) warrants that all certifications and statements contained in the Undersigned's original EDS are true, accurate and complete as of the date furnished to the City and continue to be true, accurate and complete as of the date of this recertification, and (3) reaffirms its acknowledgments.

JEWEL COMPANIES, INC., a 1985 Delaware corporation  
(Print or type name of individual or legal entity submitting this recertification)

Date: 3/16/06

By:   
(sign here)

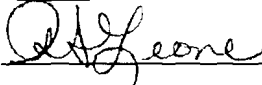
Print or type name of signatory:

William H. Arnold

Title of signatory:

Vice President

Subscribed to before me on [date] March 16, 2006 at Ada County, Idaho [state].

 Notary Public.

Commission expires: 10/28/10



JEWEL COMPANIES INC. (DELAWARE)	FOR CITY USE AFFIDAVIT NO. _____
03/06/06	

**CITY OF CHICAGO  
ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT**

The City of Chicago (the "City") requires disclosure of the information requested in this Economic Disclosure Statement and Affidavit ("EDS") before any City agency, department or City Council action regarding the matter that is the subject of this EDS. Please fully complete each statement, with all information current as of the date this EDS is signed. If a question is not applicable, answer with "N.A." **An incomplete EDS will be returned and any City action will be interrupted.**

Please **print or type** all responses clearly and legibly. Add additional pages if needed, being careful to identify the portion of the EDS to which each additional page refers.

**WHO MUST SUBMIT AN EDS:**

1. **Applicants:** Any individual or entity (the "**Applicant**") making an application to the City for action requiring City Council or other City agency approval must file this EDS.
2. **Entities holding an interest in the Applicant:** Generally, whenever an ownership interest in the Applicant (for example, shares of stock of the Applicant or a limited partnership interest in the Applicant) is held or owned by a legal entity (for example, a corporation or partnership, rather than an individual) each such legal entity must also file an EDS on its own behalf, and any parent of that legal entity must do so until individual owners are disclosed. **However**, if an entity filing an EDS is a corporation whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, only those shareholders that own 10% or more of that filing entity's stock must file EDSs on their own behalf.

**ACKNOWLEDGMENT OF POSSIBLE CREDIT AND OTHER CHECKS:** By completing and filing this EDS, the Undersigned acknowledges and agrees, on behalf of itself and the entities or individuals named in this EDS, that the City may investigate the creditworthiness of some or all of the entities or individuals named in this EDS.

NOTE: As a result of an ordinance passed on June 23, 2004, the definition of "business relationship" (Found at page 7, section Two (A) (2) of this form) has been amended to include the term "or domestic partner" after "spouse." "Domestic partner" is defined in section 2-152-072 of the Municipal Code. In completing this EDS, the undersigned's certifications in Section Two will be deemed to incorporate the definition of "business relationship" as so amended.

**CERTIFYING THIS EDS:** Execute the certification on the date of the initial submission of this EDS. You may be asked to re-certify this EDS on the last page as of the date of submission of any related ordinance to the City Council, or as of the date of the closing of your transaction.

**PUBLIC DISCLOSURE:** It is the City's policy to make this document available to the public on its Internet site and/or upon request.

**GENERAL INFORMATION**

Date this EDS is completed: March ~~February~~ 7, 2006

A. Who is submitting this EDS? That individual or entity will be the "Undersigned" throughout this EDS. Jewel Companies, Inc.

**NOTE: The Undersigned is the individual or entity submitting this EDS, whether the Undersigned is an Applicant or is an entity holding an interest in the Applicant. This EDS requires certain disclosures and certifications from Applicants that are not required from entities holding an interest in the Applicant. When completing this EDS, please observe whether the section you are completing applies only to Applicants.**

- Check here if the Undersigned is filing this EDS as an Applicant.
- Check here if the Undersigned is filing as an entity holding an interest in an Applicant.

Also, please identify the Applicant in which this entity holds an interest:

Jewel Food Stores, Inc.

- B. Business address of the Undersigned: 250 Parkcenter Blvd.  
PO Box 20  
Boise ID 83726
- C. Telephone: (708)492-3082 Fax: (708) 492-3039 Email: joseph.mckeska@albertsons.com
- D. Name of contact person: Joseph M. McKeska
- E. Tax identification number (optional): 87-0438653



F. Brief description of contract, transaction or other undertaking (referred to below as the "Matter") to which this EDS pertains. (Include project number and location if applicable):

Redevelopment Agreement, planned development and vacation between Applicant and the City of Chicago in connection with the development of a Jewel-Osco store at the Southwest corner of Kinzie Street and Des Plaines Avenue.

G. Is the Matter a procurement?  Yes  No

H. If a procurement, Specification # \_\_\_\_\_ and Contract # \_\_\_\_\_.

I. If not a procurement:

1. City Agency requesting EDS: Department of Planning and Development and Chicago Department of Transportation

2. City action requested (e.g. loan, grant, sale of property):

Redevelopment Agreement, planned development and vacation of public right-of-way

3. If property involved, list property location:

Southwest corner of Kinzie & Des Plaines

## **SECTION ONE: DISCLOSURE OF OWNERSHIP INTERESTS**

### **A. NATURE OF ENTITY**

1. Indicate whether the Undersigned is an individual or legal entity:

- |  |  |
|--|--|
| <input type="checkbox"/> Individual                      | <input type="checkbox"/> Limited Liability Company       |
| <input checked="" type="checkbox"/> Business corporation | <input type="checkbox"/> Joint venture                   |
| <input type="checkbox"/> Sole proprietorship             | <input type="checkbox"/> Not-for-profit corporation      |
|  | (Is the not-for-profit corporation also a 501 (c)(3))?   |
|  | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| <input type="checkbox"/> General partnership             | <input type="checkbox"/> Other entity (please specify)   |
| <input type="checkbox"/> Limited partnership             | _____  |

2. State of incorporation or organization, if applicable:

Delaware

3. For legal entities not organized in the State of Illinois: Is the organization authorized to do business in the State of Illinois as a foreign entity?

Yes  No  N.A.

**B. ORGANIZATION INFORMATION**

**1. IF THE UNDERSIGNED IS A CORPORATION:**

a. List below the names and titles of all executive officers and all directors of the corporation. For not-for-profit corporations, also list below any executive director of the corporation, and indicate all members, if any, who are legal entities. If there are no such members, write "no members."

Name	Title
------	-------

See attached Schedule 1.  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

b(1). If the Matter **is** a procurement and the Undersigned is a corporation whose shares **are** registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, please provide the following information concerning shareholders who own shares equal to or in excess of 7.5% of the corporation's outstanding shares.

Name	Business Address	Percentage Interest
------	------------------	---------------------

N.A.  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

b(2). If the Matter **is not** a procurement, and the Undersigned is a corporation whose shares **are** registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, please provide the following information concerning shareholders who own shares equal to or in excess of 10% of the corporation's outstanding shares.

Name	Business Address	Percentage Interest
------	------------------	---------------------

N.A.  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

## SCHEDULE 1

### **JEWEL COMPANIES, INC., a 1985 Delaware Corporation**

Subsidiary of American Stores Company

(Name changed from Jewel Holdings, Inc. on 7/7/92)

(Name changed from Jewel Companies, Inc. on 4/17/91)

(Name changed from American Superstores, Inc. on 9/9/90)

(Name changed from U.S. Satellite Corporation on 9/21/86)

Incorporated in Delaware on 6/26/85

Employer I.D. # 87-0438653

**Authorized Capital:** 1,000 shares Common - par value 1  
**Outstanding Capital:** 700 shares Common - par value 1 (held by AMERICAN STORES COMPANY, LLC)

**Other states in which qualified to do business:** Utah 1/22/96

#### **OFFICERS:**

President	Paul G. Rowan
Vice President	William H. Arnold Charles F. Cole
Vice President & Secretary	Colleen R. Batcheler
Vice President & Treasurer	John F. Boyd
Assistant Secretary	Julie Thomson Backe Carol L. Wood

#### **DIRECTORS:**

John F. Boyd  
Paul G. Rowan

c. For corporations that **are not** registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, list below the name, business address and percentage of ownership interest of each shareholder.

Name	Business Address	Percentage Interest
------	------------------	---------------------

Jewel Companies, Inc. is wholly-owned by American Stores Company, LLC.  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

2. IF THE UNDERSIGNED IS A PARTNERSHIP OR JOINT VENTURE:  
For general or limited partnerships or joint ventures: list below the name, business address and percentage of ownership interest of each partner. For limited partnerships, indicate whether each partner is a general partner or a limited partner.

Name	Business Address	Percentage Interest
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N.A.  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

3. IF THE UNDERSIGNED IS A LIMITED LIABILITY COMPANY:  
a. List below the name, business address and percentage of ownership interest of each (i) member and (ii) manager. If there are no managers, write "no managers," and indicate how the company is managed.

Name	Business Address	Percentage Interest
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N.A.  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

b. List below the names and titles of all officers, if any. If there are no officers, write "no officers."

Name	Title
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N.A.

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**4. IF THE UNDERSIGNED IS A LAND TRUST, BUSINESS TRUST, ESTATE OR OTHER SIMILAR ENTITY:**

a. List below the name and business address of each individual or legal entity holding legal title to the property that is the subject of the trust.

Name	Business Address
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N.A.

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b. List below the name, business address and percentage of beneficial interest of each beneficiary on whose behalf title is held.

Name	Business Address	Percentage Interest
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N.A.

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**5. IF THE UNDERSIGNED IS ANY OTHER LEGAL ENTITY, first describe the entity, then provide the name, business address, and the percentage of interest of all individuals or legal entities having an ownership or other beneficial interest in the entity.**

Describe the entity:

N.A.

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Name Business Address Percentage Interest

N.A.  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**SECTION TWO: BUSINESS RELATIONSHIPS WITH CITY ELECTED OFFICIALS**

**A. DEFINITIONS AND DISCLOSURE REQUIREMENT**

1. The Undersigned must indicate whether it had a "business relationship" with a City elected official in the 12 months before the date this EDS is signed.

2. Pursuant to Chapter 2-156 of the Municipal Code of Chicago (the "Municipal Code"), a "business relationship" means any "contractual or other private business dealing" of an official, or his or her spouse, or of any entity in which an official or his or her spouse has a "financial interest," with a person or entity which entitles an official to compensation or payment in the amount of \$2,500 or more in a calendar year; but a "financial interest" does not include: (i) any ownership through purchase at fair market value or inheritance of less than 1% of the shares of a corporation, or any corporate subsidiary, parent or affiliate thereof, regardless of the value of or dividends on such shares, if such shares are registered on a securities exchange pursuant to the Securities Exchange Act of 1934, as amended, (ii) the authorized compensation paid to an official or employee for his office or employment; (iii) any economic benefit provided equally to all residents of the City; (iv) a time or demand deposit in a financial institution; or (v) an endowment or insurance policy or annuity contract purchased from an insurance company. A "contractual or other private business dealing" does not include any employment relationship of an official's spouse with an entity when such spouse has no discretion concerning or input relating to the relationship between that entity and the City.

**B. CERTIFICATION**

1. Has the Undersigned had a "business relationship" with any City elected official in the 12 months before the date this EDS is signed?

Yes  No

If yes, please identify below the name(s) of such City elected official(s) and describe such relationship(s):

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**SECTION THREE: DISCLOSURE OF RETAINED PARTIES**

**A. DEFINITIONS AND DISCLOSURE REQUIREMENTS**

1. The Undersigned must disclose certain information about attorneys, lobbyists, accountants, consultants, subcontractors, and any other person whom the Undersigned has retained or expects to retain in connection with the Matter. In particular, the Undersigned must disclose the name of each such person, his/her business address, the nature of the relationship, and the total amount of the fees paid or estimated to be paid. The Undersigned is not required to disclose employees who are paid solely through the Undersigned's regular payroll.

"Lobbyist" means any person (i) who, for compensation or on behalf of any person other than himself, undertakes to influence any legislative or administrative action, or (ii) any part of whose duty as an employee of another includes undertaking to influence any legislative or administrative action.

2. If the Undersigned is uncertain whether a disclosure is required under this Section, the Undersigned must either ask the City whether disclosure is required or make the disclosure.

**B. CERTIFICATION**

Each and every attorney, lobbyist, accountant, consultant, subcontractor, or other person retained or anticipated to be retained directly by the Undersigned with respect to or in connection with the Matter is listed below [begin list here, add sheets as necessary]:

Name (indicate whether retained or anticipated to be retained)	Business Address	Relationship to Undersigned (attorney, lobbyist, etc.)	Fees (indicate whether paid or estimated)
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Burke, Warren, MacKay & Seritella – 330 N Wabash Ave., Chicago, IL 60611 – Attorney - \$10,000 +  
Webster/McGrath/Ahlberg, Ltd. – 207 S Napvr Rd., Wheaton, IL 60187 – Civil Engineer - \$10,000 +  
Camburas & Theodore, Ltd. – 2454 E Dempster St., Des Plaines, IL 60016 – Architect - \$10,000 +  
Gewalt Hamilton Associates – 3100 Dundee Rd., Suite 404, Northbrook .IL 60062 - Traffic Consultants - \$5,000 (est)  
Harlem-Irving Companies – 4104 N Harlem Ave., Chicago, IL 60634-1203 - Development Consultant - purchase option in lieu of fee  
Piper Rudnick Gray Cary - 203 North LaSalle Street, Suite 1900, Chicago, IL 60601-1293 - Attorney - \$35,000 (est)  
Louik/Schneider - 54 W Hubbard St., Ste 210, Chicago, IL 60610 - TIF Consultant - \$90,000 (est)  
Knight E/A, Inc. - 221 North LaSalle St., Ste 300, Chicago, IL 60601-1211- Engineer - \$30,000 (est)  
Terracon, Inc. - 135 Ambassador Drive, Naperville, IL 60540 - Geotechnical - \$32,000 (est)  
Webster/McGrath/Ahlberg, Ltd. - 207 S. Naperville Rd., Wheaton, IL 60187 - Civil Engineer - \$50,000 (est)

**[ ] CHECK HERE IF NO SUCH INDIVIDUALS HAVE BEEN RETAINED BY THE UNDERSIGNED OR ARE ANTICIPATED TO BE RETAINED BY THE UNDERSIGNED.**

**SECTION FOUR: CERTIFICATIONS**

**I. CERTIFICATION OF COMPLIANCE**

For purposes of the certifications in A, B, and C below, the term "affiliate" means any individual or entity that, directly or indirectly: controls the Undersigned, is controlled by the Undersigned, or is, with the Undersigned, under common control of another individual or entity. Indicia of control include, without limitation: interlocking management or ownership; identity of interests among family members; shared facilities and equipment; common use of employees; or organization of a business entity following the ineligibility of a business entity to do business with the federal government or a state or local government, including the City, using substantially the same management, ownership, or principals as the ineligible entity.

A. The Undersigned is not delinquent in the payment of any tax administered by the Illinois Department of Revenue, nor are the Undersigned or its affiliates delinquent in paying any fine, fee, tax or other charge owed to the City. This includes all water charges, sewer charges, license fees, parking tickets, property taxes or sales taxes. If there are any such delinquencies, note them below:

To the knowledge of the Undersigned, all water charges, sewer charges, license fees, parking tickets, property taxes and sales taxes owed by the Undersigned have been paid or shall be paid when due, subject to any right to appeal or contest the same.

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If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Undersigned certified to the above statements.

B. The Undersigned and its affiliates have not, in the past five years, been found in violation of any City, state or federal environmental law or regulation. If there have been any such violations, note them below:

In response to EPA allegations of a Clean Air violation involving refrigerant record keeping, Jewel Food Stores reached agreement and entered into a Consent Decree with the Agency on April 12, 2005. The agreement requires Jewel to pay a \$100,000 civil penalty, commit to retrofitting at least 37 of its supermarkets in and around the City of Chicago with systems that use non-ozone-depleting refrigerant, and implement an EPA-approved refrigerant management plan. As of February 10, 2006, Jewel has paid the penalty, completed 28 of the 37 required retrofits, and fully implemented its refrigerant management plan.

Jewel currently operates 27 fuel centers in the State of Illinois and has infrequently received Notices of Violation from the Illinois State Fire Marshall related to its underground storage tank systems. During 2005 Jewel received four such notices: #3068 (Westmont) and #3343 (South Elgin) for failure to have a dispenser within 100' view of an attendant; #3240 (Aurora) for failure to have the proper warning signs and fire extinguisher not clearly marked; and #3122 (Moline) for failure to have annual test documentation readily available onsite. All violations were promptly resolved.

If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Undersigned certified to the above statements.



C. If the Undersigned is the Applicant, the Undersigned and its affiliates will not use, nor permit their subcontractors to use, any facility on the U.S. EPA's List of Violating Facilities in connection with the Matter for the duration of time that such facility remains on the list.

D. If the Undersigned is the Applicant, the Undersigned will obtain from any contractors/subcontractors hired or to be hired in connection with the Matter certifications equal in form and substance to those in Section Four, I, (A-C) above and will not, without the prior written consent of the City, use any such contractor/subcontractor that does not provide such certifications or that the Undersigned has reason to believe has not provided or cannot provide truthful certifications.

If the Undersigned is unable to make the certifications required in Section Four, paragraph I (C) and (D) above, provide an explanation:

N.A.

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If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Undersigned certified to the above statements.

**II. CHILD SUPPORT OBLIGATIONS - CERTIFICATION REGARDING COURT-ORDERED CHILD SUPPORT COMPLIANCE**

For purposes of this part, "Substantial Owner" means any individual who, directly or indirectly, owns or holds a 10% or more interest in the Undersigned. *Note: This may include individuals disclosed in Section One (Disclosure of Ownership Interests), and individuals disclosed in an EDS filed by an entity holding an interest in the Applicant.*

If the Undersigned's response below is #1 or #2, then all of the Undersigned's Substantial Owners must remain in compliance with any such child support obligations until the Matter is completed. Failure of the Undersigned's Substantial Owners to remain in compliance with their child support obligations in the manner set forth in either #1 or #2 constitutes an event of default.

**Check one:**

1. No Substantial Owner has been declared in arrearage on any child support obligations by the Circuit Court of Cook County, Illinois or by another Illinois court of competent jurisdiction.
2. The Circuit Court of Cook County, Illinois or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations. All such Substantial Owners, however, have entered into court-approved agreements for the payment of all such child support owed, **and** all such Substantial Owners are in compliance with such agreements.
3. The Circuit Court of Cook County, Illinois or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations **and** (a) at least one such Substantial Owner has not entered into a court-approved agreement for the payment of all such child support owed; **or** (b) at least one such Substantial Owner is not in compliance with a court-approved agreement for the payment of all such child support owed; **or** both (a) and (b).
4. There are no Substantial Owners.

**III. FURTHER CERTIFICATIONS**

A. The Undersigned and, *if* the Undersigned is a legal entity, its principals (officers, directors, partners, members, managers, executive director):

1. are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from any transactions by any federal, state or local unit of government;
2. have not, within a five-year period preceding the date of this EDS, been convicted of a criminal offense, adjudged guilty, or had a civil judgment rendered against them in connection with: obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction; a violation of federal or state antitrust statutes; fraud; embezzlement; theft; forgery; bribery; falsification or destruction of records; making false statements; or receiving stolen property;

3. are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (federal, state or local) with commission of any of the offenses enumerated in clause (A)(2) of this section;
4. have not, within a five-year period preceding the date of this EDS, had one or more public transactions (federal, state or local) terminated for cause or default; and
5. have not, within a five-year period preceding the date of this EDS, been convicted, adjudged guilty, or found liable in a civil proceeding, in any criminal or civil action instituted by the City or by the federal government, any state, or any other unit of local government.

B. The certifications in subparts B and D concern:

- the Undersigned;
- any party participating in the performance of the Matter ("an **Applicable Party**");
- any "**Affiliated Entity**" (meaning an individual or entity that, directly or indirectly: controls the Undersigned, is controlled by the Undersigned, or is, with the Undersigned, under common control of another individual or entity. Indicia of control include, without limitation: interlocking management or ownership; identity of interests among family members, shared facilities and equipment; common use of employees; or organization of a business entity following the ineligibility of a business entity to do business with federal or state or local government, including the City, using substantially the same management, ownership, or principals as the ineligible entity); with respect to Applicable Parties, the term Affiliated Entity means an individual or entity that directly or indirectly controls the Applicable Party, is controlled by it, or, with the Applicable Party, is under common control of another individual or entity;
- any responsible official of the Undersigned, any Applicable Party or any Affiliated Entity or any other official, agent or employee of the Undersigned, any Applicable Party or any Affiliated Entity, acting pursuant to the direction or authorization of a responsible official of the Undersigned, any Applicable Party or any Affiliated Entity (collectively "Agents").

Neither the Undersigned, nor any Applicable Party, nor any Affiliated Entity of either the Undersigned or any Applicable Party nor any Agents have, during the five years before the date this EDS is signed, or, with respect to an Applicable Party, an Affiliated Entity, or an Affiliated Entity of an Applicable Party during the five years before the date of such Applicable Party's or Affiliated Entity's contract or engagement in connection with the Matter:

1. bribed or attempted to bribe, or been convicted or adjudged guilty of bribery or attempting to bribe, a public officer or employee of the City, the State of Illinois, or any agency of the federal government or of any state or local government in the United States of America, in that officer's or employee's official capacity;
  2. agreed or colluded with other bidders or prospective bidders, or been a party to any such agreement, or been convicted or adjudged guilty of agreement or collusion among bidders or prospective bidders, in restraint of freedom of competition by agreement to bid a fixed price or otherwise; or
  3. made an admission of such conduct described in (1) or (2) above that is a matter of record, but have not been prosecuted for such conduct; or
  4. violated the provisions of Section 2-92-610 of the Municipal Code (**Living Wage Ordinance**).
- C. The Undersigned understands and shall comply with (1) the applicable requirements of the Governmental Ethics Ordinance of the City, Title 2, Chapter 2 -156 of the Municipal Code; and (2) all the applicable provisions of Chapter 2-56 of the Municipal Code (Office of the Inspector General).
- D. Neither the Undersigned, Affiliated Entity or Applicable Party, or any of their employees, officials, agents or partners, is barred from contracting with any unit of state or local government as a result of engaging in or being convicted of (1) bid-rigging in violation of 720 ILCS 5133E-3; (2) bid-rotating in violation of 720 ILCS 5/33E-4; or (3) any similar offense of any state or of the United States of America that contains the same elements as the offense of bid-rigging or bid-rotating.
- E. If the Undersigned is unable to certify to any of the above statements in this Part III, the Undersigned must explain below:

As of III A 5 above, in the preceding five years Jewel Companies, Inc. or its affiliates have received "Administrative Notice[s] of Ordinance Violation" alleging violations of various Chicago ordinances involving "regulatory violations" such as mislabeling, pricing errors, etc. We investigate the allegations and either pay the proposed administrative penalty, negotiate a reduction of penalty, or convince the agency to dismiss the matter. Unless the matter is dismissed, failure to pay the penalty can result in the charge being referred to District Court. The undersigned is not aware of any such "Administrative Notice[s] of Ordinance Violation" being referred to District court in the past five years.

If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Undersigned certified to the above statements.

**IV. CERTIFICATION OF STATUS AS FINANCIAL INSTITUTION**

For purposes of this Part IV, under Section 2-32-455(b) of the Municipal Code, the term "financial institution" means a bank, savings and loan association, thrift, credit union, mortgage banker, mortgage broker, trust company, savings bank, investment bank, securities broker, municipal securities broker, securities dealer, municipal securities dealer, securities underwriter, municipal securities underwriter, investment trust, venture capital company, bank holding company, financial services holding company, or any licensee under the Consumer Installment Loan Act, the Sales Finance Agency Act, or the Residential Mortgage Licensing Act. However, "financial institution" specifically shall not include any entity whose predominant business is the providing of tax deferred, defined contribution, pension plans to public employees in accordance with Sections 403(b) and 457 of the Internal Revenue Code. [Additional definitions may be found in Section 2-32-455(b) of the Municipal Code.]

**A. CERTIFICATION**

The Undersigned certifies that the Undersigned [check one]:

is  
 is not

a "financial institution" as defined in Section 2-32-455(b) of the Municipal Code.

**B. If the Undersigned IS a financial institution, then the Undersigned pledges:**

"We are not and will not become a predatory lender as defined in Chapter 2 -32 of the Municipal Code. We further pledge that none of our affiliates is, and none of them will become, a predatory lender as defined in Chapter 2-32 of the Municipal Code. We understand that becoming a predatory lender or becoming an affiliate of a predatory lender may result in the loss of the privilege of doing business with the City."

If the Undersigned is unable to make this pledge because it or any of its affiliates (as defined in Section 2-32-455(b) of the Municipal Code) is a predatory lender within the meaning of Chapter 2-32 of the Municipal Code, explain here (attach additional pages if necessary):

N.A.  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Undersigned certified to the above statements.

**V. CERTIFICATION REGARDING INTEREST IN CITY BUSINESS**

Any words or terms that are defined in Chapter 2-156 of the Municipal Code have the same meanings when used in this Part V.

1. In accordance with Section 2-156-110 of the Municipal Code:  
Does any official or employee of the City have a financial interest in his or her own name or in the name of any other person in the Matter?  
 Yes  No

**NOTE: If you answered "No" to Item V(1), you are not required to answer Items V(2) or (3) below. Instead, review the certification in Item V(4) and then proceed to Part VI. If you answered "Yes" to Item V(1), you must first respond to Item V(2) and provide the information requested in Item V(3). After responding to those items, review the certification in Item V(4) and proceed to Part VI.**

2. Unless sold pursuant to a process of competitive bidding, no City elected official or employee shall have a financial interest in his or her own name or in the name of any other person in the purchase of any property that (i) belongs to the City, or (ii) is sold for taxes or assessments, or (iii) is sold by virtue of legal process at the suit of the City (collectively, "City Property Sale"). Compensation for property taken pursuant to the City's eminent domain power does not constitute a financial interest within the meaning of this Part V.

Does the Matter involve a City Property Sale?  
 Yes  No

3. If you answered "yes" to Item V(1), provide the names and business addresses of the City officials or employees having such interest and identify the nature of such interest:
- | Name | Business Address | Nature of Interest |
|------|------------------|--------------------|
|------|------------------|--------------------|

N.A.  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

4. The Undersigned further certifies that no prohibited financial interest in the Matter will be acquired by any City official or employee.

**VI. CERTIFICATION REGARDING SLAVERY ERA BUSINESS**

The Undersigned has searched any and all records of the Undersigned and any and all predecessor entities for records of investments or profits from slavery, the slave industry, or slaveholder insurance policies from the slavery era (including insurance policies issued to slaveholders that provided coverage for damage to or injury or death of their slaves) and has disclosed in this EDS any and all such records to the City. In addition, the Undersigned must disclose the names of any and all slaves or slaveholders described in those records. Failure to comply with these disclosure requirements may make the Matter to which this EDS pertains voidable by the City.

**Please check either (1) or (2) below. If the Undersigned checks (2), the Undersigned must disclose below or in an attachment to this EDS all requisite information as set forth in that paragraph (2).**

  X   1. The Undersigned verifies that (a) the Undersigned has searched any and all records of the Undersigned and any and all predecessor entities for records of investments or profits from slavery, the slave industry, or slaveholder insurance policies, and (b) the Undersigned has found no records of investments or profits from slavery, the slave industry, or slaveholder insurance policies and no records of names of any slaves or slaveholders.

       2. The Undersigned verifies that, as a result of conducting the search in step (1)(a) above, the Undersigned has found records relating to investments or profits from slavery, the slave industry, or slaveholder insurance policies and/or the names of any slaves or slaveholders. The Undersigned verifies that the following constitutes full disclosure of all such records:

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**SECTION FIVE: CERTIFICATIONS FOR FEDERALLY FUNDED MATTERS**

**I. CERTIFICATION REGARDING LOBBYING**

A. List below the names of all individuals registered under the federal Lobbying Disclosure Act of 1995 who have made lobbying contacts on behalf of the Undersigned with respect to the Matter: [Begin list here, add sheets as necessary]:

N.A. \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

***[If no explanation appears or begins on the lines above, or if the letters "NA" or if the word "None" appear, it will be conclusively presumed that the Undersigned means that NO individuals registered under the Lobbying Disclosure Act of 1995 have made lobbying contacts on behalf of the Undersigned with respect to the Matter.]***

B. The Undersigned has not spent and will not expend any federally appropriated funds to pay any individual listed in Paragraph (A) above for his or her lobbying activities or to pay any individual to influence or attempt to influence an officer or employee of any agency, as defined by applicable federal law, a member of Congress, an officer or employee of Congress, or an employee of a member of Congress, in connection with the award of any federally funded contract, making any federally funded grant or loan, entering into any cooperative agreement, or to extend, continue, renew, amend, or modify any federally funded contract, grant, loan, or cooperative agreement.

C. The Undersigned will submit an updated certification at the end of each calendar quarter in which there occurs any event that materially affects the accuracy of the statements and information set forth in paragraphs I(A) and I(B) above.

If the Matter is federally funded and any funds other than federally appropriated funds have been or will be paid to any individual for influencing or attempting to influence an officer or employee of any agency (as defined by applicable federal law), a member of Congress, an officer or employee of Congress, or an employee of a member of Congress in connection with the Matter, the Undersigned must complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions. The form may be obtained online from the federal Office of Management and Budget (OMB) web site at <http://www.whitehouse.gov/omb/grants/sflllin.pdf>, linked on the page [http://www.whitehouse.gov/omb/grants/grants\\_forms.html](http://www.whitehouse.gov/omb/grants/grants_forms.html).



D. The Undersigned certifies that either (i) it is not an organization described in section 501(c)(4) of the Internal Revenue Code of 1986; or. (ii) it is an organization described in section 501(c)(4) of the Internal Revenue Code of 1986 but has not engaged and will not engage in "Lobbying Activities".

E. If the Undersigned is the Applicant, the Undersigned must obtain certifications equal in form and substance to paragraphs I(A) through I(D) above from all subcontractors before it awards any subcontract and the Undersigned must maintain all such subcontractors' certifications for the duration of the Matter and must make such certifications promptly available to the City upon request.

## **II. CERTIFICATION REGARDING NONSEGREGATED FACILITIES**

A. If the Undersigned is the Applicant, the Undersigned does not and will not maintain or provide for its employees any segregated facilities at any of its establishments, and it does not and will not permit its employees to perform their services at any location under its control where segregated facilities are maintained.

**"Segregated facilities,"** as used in this provision, means any waiting rooms, work areas, restrooms, washrooms, restaurants and other eating areas, time clocks, locker rooms and other storage or dressing areas, parking lots, drinking fountains, recreation or entertainment areas, transportation, and housing provided for employees, that are segregated by explicit directive or are in fact segregated on the basis of race, color, religion, sex, or national origin because of habit, local or employee custom, or otherwise.

However, separated or single-user restrooms and necessary dressing or sleeping areas must be provided to assure privacy between the sexes.

B. If the Undersigned is the Applicant and the Matter is federally funded, the Undersigned will, before the award of subcontracts (if any), obtain identical certifications from proposed subcontractors under which the subcontractor will be subject to the Equal Opportunity Clause. Contracts and subcontracts exceeding \$10,000, or having an aggregate value exceeding \$10,000 in any 12-month period, are generally subject to the Equal Opportunity Clause. See 41 CFR Part 60 for further information regarding the Equal Opportunity Clause. The Undersigned must retain the certifications required by this paragraph (B) for the duration of the contract (if any) and must make such certifications promptly available to the City upon request.

C. If the Undersigned is the Applicant and the Matter is federally funded, the Applicant will forward the notice set forth below to proposed subcontractors:

**NOTICE TO PROSPECTIVE SUBCONTRACTORS OF REQUIREMENTS FOR CERTIFICATIONS OF NONSEGREGATED FACILITIES**

Subcontractors must submit to the Contractor a Certification of Nonsegregated Facilities before the award of any subcontract under which the subcontractor will be subject to the federal Equal Opportunity Clause. The subcontractor may submit such certifications either for each subcontract or for all subcontracts during a period (e.g., quarterly, semiannually, or annually).

**III. CERTIFICATION REGARDING EQUAL EMPLOYMENT OPPORTUNITY**

Federal regulations require prospective contractors for federally funded Matters (e.g., the Applicant) and proposed subcontractors to submit the following information with their bids or in writing at the outset of negotiations. **(NOTE: This Part III is to be completed only if the Undersigned is the Applicant.)**

- A. Have you developed and do you have on file affirmative action programs pursuant to applicable federal regulations? (See 41 CFR Part 60-2.)  
 Yes                       No                       N.A.
- B. Have you participated in any previous contracts or subcontracts subject to the equal opportunity clause?  
 Yes                       No                       N.A.
- C. Have you filed with the Joint Reporting Committee, the Director of the Office of Federal Contract Compliance Programs, or the Equal Employment Opportunity Commission all reports due under the applicable filing requirements?  
 Yes                       No                       N.A.

**SECTION SIX: \_\_\_\_\_ NOTICE AND ACKNOWLEDGMENT REGARDING CITY GOVERNMENTAL ETHICS AND CAMPAIGN FINANCE ORDINANCES**

The City's Governmental Ethics and Campaign Financing Ordinances, Chapters 2-156 and 2-164 of the Municipal Code, impose certain duties and obligations on individuals or entities seeking City contracts, work, business, or transactions. The Board of Ethics has developed an ethics training program for such individuals and entities. The full text of these ordinances and the training program is available on line at [www.cityofchicago.org/Ethics/](http://www.cityofchicago.org/Ethics/), and may also be obtained from the City's Board of Ethics, 740 N. Sedgwick St., Suite 500, Chicago, IL 60610, (312) 744-9660. The following is descriptive only and does not purport to cover every

aspect of Chapters 2-156 and 2-164 of the Municipal Code. The Undersigned must comply fully with the applicable ordinances.

**[x] BY CHECKING THIS BOX THE UNDERSIGNED ACKNOWLEDGES THAT THE UNDERSIGNED UNDERSTANDS THAT THE CITY'S GOVERNMENTAL ETHICS AND CAMPAIGN FINANCING ORDINANCES, AMONG OTHER THINGS:**

- 1) Provide that any contract negotiated, entered into or performed in violation of the City's ethics laws can be voided by the City.
- 2) Limit the gifts and favors any individual or entity can give, or offer to give, to any City official, employee, contractor or candidate for elected City office or the spouse or minor child of any of them, including:
  - a. any cash gift or any anonymous gift; and
  - b. any gift based on a mutual understanding that the City official's or employee's or City contractor's actions or decisions will be influenced in any way by the gift.
- 3) Prohibit any City elected official or City employee from having a financial interest, directly or indirectly, in any contract, work, transaction or business of the City, if that interest has a cost or present value of \$5,000 or more, or if that interest entitles the owner to receive more than \$2,500 per year.
- 4) Prohibit any appointed City official from engaging in any contract, work, transaction or business of the City, unless the matter is wholly unrelated to the appointed official's duties or responsibilities.
- 5) Provide that City employees and officials, or their spouses or minor children, cannot receive compensation or anything of value in return for advice or assistance on matters concerning the operation or business of the City, unless their services are wholly unrelated to their City duties and responsibilities.
- 6) Provide that former City employees and officials cannot, for a period of one year after their City employment ceases, assist or represent another on any matter involving the City if, while with the City, they were personally and substantially involved in the same matter.

- 7) Provide that former City employees and officials cannot ever assist or represent another on a City contract if, while with the City, they were personally involved in or directly supervised the formulation, negotiation or execution of that contract.

**SECTION SEVEN: CONTRACT INCORPORATION, COMPLIANCE, PENALTIES, DISCLOSURE**

**The Undersigned understands and agrees that:**

A. The certifications, disclosures, and acknowledgments contained in this EDS will become part of any contract or other agreement between the Applicant and the City in connection with the Matter, whether procurement, City assistance, or other City action, and are material inducements to the City's execution of any contract or taking other action with respect to the Matter. The Undersigned understands that it must comply with all statutes, ordinances, and regulations on which this EDS is based.

B. If the City determines that any information provided in this EDS is false, incomplete or inaccurate, any contract or other agreement in connection with which it is submitted may be rescinded or be void or voidable, and the City may pursue any remedies under the contract or agreement (if not rescinded, void or voidable), at law, or in equity, including terminating the Undersigned's participation in the Matter and/or declining to allow the Undersigned to participate in other transactions with the City.

C. Some or all of the information provided on this EDS and any attachments to this EDS may be made available to the public on the Internet, in response to a Freedom of Information Act request, or otherwise. By completing and signing this EDS, the Undersigned waives and releases any possible rights or claims which it may have against the City in connection with the public release of information contained in this EDS and also authorizes the City to verify the accuracy of any information submitted in this EDS.

D. The Undersigned has not withheld or reserved any disclosures as to economic interests in the Undersigned, or as to the Matter, or any information, data or plan as to the intended use or purpose for which the Applicant seeks City Council or other City agency action.

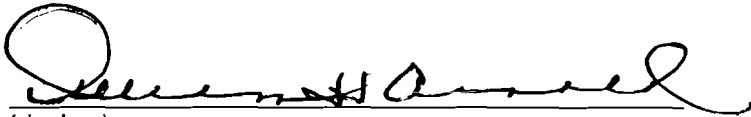
E. The information provided in this EDS must be kept current. In the event of changes, the Undersigned must supplement this EDS up to the time the City takes action on the Matter.

**CERTIFICATION**

Under penalty of perjury, the person signing below: (1) warrants that he/she is authorized to execute this EDS on behalf of the Undersigned, and (2) warrants that all certifications and statements contained in this EDS are true, accurate and complete as of the date furnished to the City.

JEWEL COMPANIES, INC., a 1985 Delaware corporation  
(Print or type name of individual or legal entity submitting this EDS)

Date: 3/6/06



(sign here)

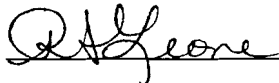
Print or type name of signatory:

William H. Arnold

Title of signatory:

Vice President

Subscribed to before me on [date] March 6, 2006, at Ada County, Idaho [state].

 Notary Public.

Commission expires: 10/28/10



**(DO NOT SUBMIT THIS PAGE WITH YOUR EDS. The purpose of this page is for you to recertify your EDS prior to submission to City Council or on the date of closing. If unable to recertify truthfully, the Undersigned must complete a new EDS with correct or corrected information)**

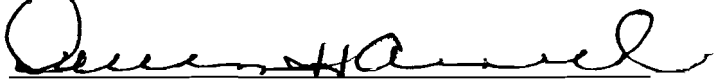
**RECERTIFICATION**

**Generally, for use with City Council matters. Not for City procurements unless requested.**

This recertification is being submitted in connection with Redevelopment Agreement, planned development and vacation between Applicant and the City of Chicago in connection with the development of a Jewel-Osco store at the Southwest corner of Kinzie Street and Des Plaines Avenue. [identify the Matter]. Under penalty of perjury, the person signing below: (1) warrants that he/she is authorized to execute this EDS recertification on behalf of the Undersigned, (2) warrants that all certifications and statements contained in the Undersigned's original EDS are true, accurate and complete as of the date furnished to the City and continue to be true, accurate and complete as of the date of this recertification, and (3) reaffirms its acknowledgments.

JEWEL COMPANIES, INC., a 1985 Delaware corporation  
(Print or type name of individual or legal entity submitting this recertification)

Date: \_\_\_\_\_

By:   
(sign here)

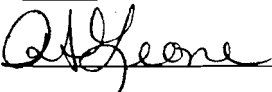
Print or type name of signatory:

William H. Arnold

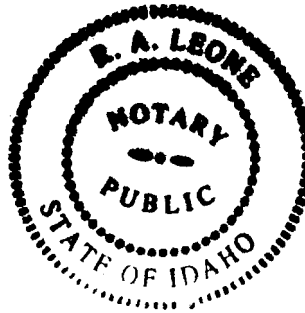
Title of signatory:

Vice President

Subscribed to before me on [date] March 6, 2006 at Ada County, Idaho [state].

 Notary Public.

Commission expires: 10/28/10.



**(DO NOT SUBMIT THIS PAGE WITH YOUR EDS. The purpose of this page is for you to recertify your EDS prior to submission to City Council or on the date of closing. If unable to recertify truthfully, the Undersigned must complete a new EDS with correct or corrected information)**

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American Stores Company, LLC  
(Print or type name of individual or legal entity submitting this recertification)

Date: 3/16/06

By: *William H. Arnold*  
(sign here)

Print or type name of signatory:

William H. Arnold

Title of signatory:

Vice President

Subscribed to before me on [date] March 16, 2006 at Ada County, Idaho [state].

*B. A. Leone* Notary Public.

Commission expires: 10/28/10



**(DO NOT SUBMIT THIS PAGE WITH YOUR EDS. The purpose of this page is for you to recertify your EDS prior to submission to City Council or on the date of closing. If unable to recertify truthfully, the Undersigned must complete a new EDS with correct or corrected information)**

**RECERTIFICATION**

**Generally, for use with City Council matters. Not for City procurements unless requested.**

This recertification is being submitted in connection with Redevelopment Agreement, planned development and vacation between Applicant and the City of Chicago in connection with the development of a Jewel-Osco store at the Southwest corner of Kinzie Street and Des-Plaines Avenue. [identify the Matter]. Under penalty of perjury, the person signing below: (1) warrants that he/she is authorized to execute this EDS recertification on behalf of the Undersigned, (2) warrants that all certifications and statements contained in the Undersigned's original EDS are true, accurate and complete as of the date furnished to the City and continue to be true, accurate and complete as of the date of this recertification, and (3) reaffirms its acknowledgments.

American Stores Company, LLC  
(Print or type name of individual or legal entity submitting this recertification)

Date: 3/16/06

By: *William H. Arnold*  
(sign here)

Print or type name of signatory:

William H. Arnold

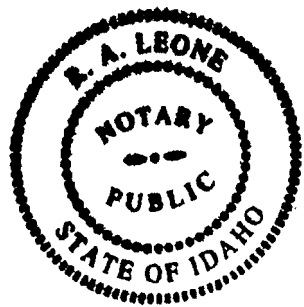
Title of signatory:

Vice President

Subscribed to before me on [date] March 16, 2006 at Ada County, Idaho [state].

*R. A. Leone* Notary Public.

Commission expires: 10/28/10





AMERICAN STORES  
COMPANY LLC  
(DELAWARE)  
03/06/06

FOR CITY USE

AFFIDAVIT NO. \_\_\_\_\_

**CITY OF CHICAGO  
ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT**

The City of Chicago (the "City") requires disclosure of the information requested in this Economic Disclosure Statement and Affidavit ("EDS") before any City agency, department or City Council action regarding the matter that is the subject of this EDS. Please fully complete each statement, with all information current as of the date this EDS is signed. If a question is not applicable, answer with "N.A." **An incomplete EDS will be returned and any City action will be interrupted.**

Please **print or type** all responses clearly and legibly. Add additional pages if needed, being careful to identify the portion of the EDS to which each additional page refers.

**WHO MUST SUBMIT AN EDS:**

1. **Applicants:** Any individual or entity (the "**Applicant**") making an application to the City for action requiring City Council or other City agency approval must file this EDS.
2. **Entities holding an interest in the Applicant:** Generally, whenever an ownership interest in the Applicant (for example, shares of stock of the Applicant or a limited partnership interest in the Applicant) is held or owned by a legal entity (for example, a corporation or partnership, rather than an individual) each such legal entity must also file an EDS on its own behalf, and any parent of that legal entity must do so until individual owners are disclosed. **However**, if an entity filing an EDS is a corporation whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, only those shareholders that own 10% or more of that filing entity's stock must file EDSs on their own behalf.

**ACKNOWLEDGMENT OF POSSIBLE CREDIT AND OTHER CHECKS:** By completing and filing this EDS, the Undersigned acknowledges and agrees, on behalf of itself and the entities or individuals named in this EDS, that the City may investigate the creditworthiness of some or all of the entities or individuals named in this EDS.

NOTE: As a result of an ordinance passed on June 23, 2004, the definition of "business relationship" (Found at page 7, section Two (A) (2) of this form) has been amended to include the term "or domestic partner" after "spouse." "Domestic partner" is defined in section 2-152-072 of the Municipal Code. In completing this EDS, the undersigned's certifications in Section Two will be deemed to incorporate the definition of "business relationship" as so amended.

**CERTIFYING THIS EDS:** Execute the certification on the date of the initial submission of this EDS. You may be asked to re-certify this EDS on the last page as of the date of submission of any related ordinance to the City Council, or as of the date of the closing of your transaction.

**PUBLIC DISCLOSURE:** It is the City's policy to make this document available to the public on its Internet site and/or upon request.

**GENERAL INFORMATION**

Date this EDS is completed: March 17, 2006

A. **Who is submitting this EDS?** That individual or entity will be the "Undersigned" throughout this EDS. American Stores Company, LLC

**NOTE:** The Undersigned is the individual or entity submitting this EDS, whether the Undersigned is an Applicant or is an entity holding an interest in the Applicant. This EDS requires certain disclosures and certifications from Applicants that are not required from entities holding an interest in the Applicant. When completing this EDS, please observe whether the section you are completing applies only to Applicants.

- Check here if the Undersigned is filing this EDS as an Applicant.
- Check here if the Undersigned is filing as an entity holding an interest in an Applicant.

Also, please identify the Applicant in which this entity holds an interest:

Jewel Food Stores, Inc.

- B. Business address of the Undersigned: 250 Parkcenter Blvd.  
PO Box 20  
Boise ID 83726
- C. Telephone: (708)492-3082 Fax: (708) 492-3039 Email: joseph.mckeska@albertsons.com
- D. Name of contact person: Joseph M. McKeska
- E. Tax identification number (optional): 87-0207226

F. Brief description of contract, transaction or other undertaking (referred to below as the "Matter") to which this EDS pertains. (Include project number and location if applicable):

Redevelopment Agreement, planned development and vacation between Applicant and the City of Chicago in connection with the development of a Jewel-Osco store at the Southwest corner of Kinzie Street and Des Plaines Avenue.

G. Is the Matter a procurement?  Yes  No

H. If a procurement, Specification # \_\_\_\_\_ and Contract # \_\_\_\_\_.

I. If not a procurement:

1. City Agency requesting EDS: Department of Planning and Development and Chicago Department of Transportation

2. City action requested (e.g. loan, grant, sale of property):

Redevelopment Agreement, planned development and vacation of public right-of-way

3. If property involved, list property location:

Southwest corner of Kinzie & Des Plaines

**SECTION ONE: DISCLOSURE OF OWNERSHIP INTERESTS**

**A. NATURE OF ENTITY**

1. Indicate whether the Undersigned is an individual or legal entity:

- |   |   |
|---|---|
| <input type="checkbox"/> Individual           | <input checked="" type="checkbox"/> Limited Liability Company |
| <input type="checkbox"/> Business corporation | <input type="checkbox"/> Joint venture                        |
| <input type="checkbox"/> Sole proprietorship  | <input type="checkbox"/> Not-for-profit corporation           |
|   | (Is the not-for-profit corporation also a 501 (c)(3))?        |
|   | <input type="checkbox"/> Yes <input type="checkbox"/> No      |
| <input type="checkbox"/> General partnership  | <input type="checkbox"/> Other entity (please specify)        |
| <input type="checkbox"/> Limited partnership  | _____   |

2. State of incorporation or organization, if applicable:  
Delaware

3. For legal entities not organized in the State of Illinois: Is the organization authorized to do business in the State of Illinois as a foreign entity?  
 Yes  No  N.A.

**B. ORGANIZATION INFORMATION**

**1. IF THE UNDERSIGNED IS A CORPORATION:**

a. List below the names and titles of all executive officers and all directors of the corporation. For not-for-profit corporations, also list below any executive director of the corporation, and indicate all members, if any, who are legal entities. If there are no such members, write "no members."

Name	Title
------	-------

See attached Schedule 1, listing all of the executive officers and directors of Albertson's, Inc., its sole member.

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b(1). If the Matter is a procurement and the Undersigned is a corporation whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, please provide the following information concerning shareholders who own shares equal to or in excess of 7.5% of the corporation's outstanding shares.

Name	Business Address	Percentage Interest
------	------------------	---------------------

N.A.

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b(2). If the Matter is not a procurement, and the Undersigned is a corporation whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, please provide the following information concerning shareholders who own shares equal to or in excess of 10% of the corporation's outstanding shares.

Name	Business Address	Percentage Interest
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N.A.

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## SCHEDULE 1

### ALBERTSON'S, INC.

#### Parent Company

(Name changed from AFS, Inc. on 7/31/69)

Incorporated in Delaware on 4/3/69

Employer I.D. # 82-0184434

Entity Type: Corporation

**Authorized Capital:** 1,200,000,000 shares Common - par value \$1.00  
10,000,000 shares Preferred - par value \$1.00  
3,000,000 shares Series A Jr. Participating Pref. Stock - par value designated

**Outstanding Capital:** 367,519,235 shares Common - par value \$1.00 (held by (Undesignated))

**Other states in which qualified to do business:** Alabama 1/18/74, Arizona 1/12/72, Arkansas 1/12/72, California 12/12/69, Colorado 7/9/69, Florida 6/19/74, Georgia 8/21/98, Hawaii 10/18/99, Idaho 7/28/69, Illinois 10/8/99, Indiana 10/8/99, Iowa 3/25/98, Kansas 1/9/79, Louisiana 1/12/72, Maine 10/12/99, Maryland 10/30/00, Massachusetts 10/18/99, Michigan 10/8/99, Minnesota 1/21/00, Mississippi 2/28/95, Missouri 3/25/98, Montana 7/18/69, Nebraska 7/15/69, Nevada 7/15/69, New Hampshire 8/2/99, New Jersey 10/30/00, New Mexico 1/13/72, North Dakota 6/18/80, Oklahoma 1/18/72, Oregon 7/11/69, Pennsylvania 10/6/99, South Dakota 6/25/80, Tennessee 1/30/98, Texas 7/18/69, Utah 7/10/69, Vermont 10/8/99, Washington 7/14/69, Wisconsin 3/13/00, Wyoming 7/10/69

#### Corporate Office:

Street Address

250 Parkcenter Blvd.

Boise, ID 83706

Mailing Address

P.O. Box 20

Boise, ID 83726

#### OFFICERS:

Chairman, CEO & President	Lawrence R. Johnston	Executive Vice President - Marketing & Food Operations	Paul T. Gannon
Executive Vice President & Chief Financial Officer	Felicia D. Thornton	Executive Vice President - Merchandising	Duncan C. Mac Naughton
Executive Vice President & General Counsel	John R. Sims	Executive Vice President - New Store Formats & Development	Romeo R. Cefalo
Executive Vice President - Drug Operations & President, Drug Store Div	Kevin H. Tripp	Executive Vice President - Technology & Supply Chain	Robert J. Dunst
Executive Vice President - Human Resources	Kathy J. Herbert	Senior Vice President - Corporate	Eric J. Cremers

Strategy and Business Development		Group Vice President - Real Estate Law	William H. Arnold
Senior Vice President - Customer Service	Pamela S. Powell	Group Vice President - Strategic Planning & Replenishment	Judith Watson
Senior Vice President - Education, Communications & Public Affairs	Susan M. "Sue" Neumann	Group Vice President - Technology	Mark E. Bates
Senior Vice President - Six Sigma Quality	James F. Gentile	President & CEO, California	Pete J. Van Helden
Senior Vice President - Food Operations	Michael K. Clawson	President - Dallas/Ft. Worth & Rocky Mountain Divisions	Judith A. Spires
Group Vice President & Controller	Adrian J. Downes	President - Eastern Division	Carl L. Jablonski
Group Vice President & Treasurer	John F. Boyd	President - Jewel-Osco Division	Larry D. Wahlstrom
Group Vice President - Applications Development	Sheila A. Close	President - Northern California Division	Donna L. Robbins
Group Vice President - Asset Management	Michael F. DePaola	President - Shaw's Division	Nicola J. DiFelice
Group Vice President - Business Law	Paul G. Rowan	President - Southern California Division	David G. Simonson
Group Vice President - Center Store	Nicholas M. Kormeluk	Sr. Vice President - Intermountain Division	Robert J. Colgrove
Group Vice President - Compensation & Benefits	Michael S. Plecki	Sr. Vice President - Marketing, California Division	Susan M. Klug
Group Vice President - Distribution	David A. Robertson	Sr. Vice President - Merchandising	Brian J. Pijanowski
Group Vice President - Finance & Corporate Planning	Linda K. Massman	Sr. Vice President - Operations, Drug Division	Dennis N. Palmer
Group Vice President - Fresh Foods Merchandising	James P. Smits	Sr. Vice President - Operations, Jewel-Osco Division	Keith I. Nielsen
Group Vice President - Litigation & Regulatory Affairs	Charles F. Cole	Sr. Vice President - Operations, Southern California Division	Fred J. Schuit
		Sr. Vice President - Regional Operations, Dallas/Ft. Worth Division	Richard F. Cline, Jr.

Sr. Vice President - Retail Operations	Thomas A. Farello	Vice President - Floral Merchandising/Procurement	Cynthia K. Rapshus
Division CFO - Eastern Division	Kevin D. Patrick	Vice President - Florida Area, Eastern Division	Gerald L. Melville
Division CFO - Jewel-Osco Division	Stephen C. Bowater	Vice President - Format Development	Jonathan Arnold
Division CFO - Shaw's Division	James A. "Jim" Michaud	Vice President - Fresh Food Merchandising, Jewel-Osco Division	Nancy E. Chagares
Division CFO, California	Blake T. Barnett	Vice President - Fresh Foods	Christopher P. Darmody
Vice President & Corporate Secretary	Colleen R. Batcheler	Vice President - GM & Grocery Merchandising, Jewel-Osco Division	Douglas M. Cygan
Vice President - Business Development	Rob Woseth	Vice President - GM Category Management, Drug Division	John L. Bagan
Vice President - Central Area, Drug Division	Gary D. Hunstiger	Vice President - GM Sales, Food Stores	Michael A. Massimino
Vice President - Central Area, Jewel-Osco Division	Gregory E. Gullickson	Vice President - General Counsel Real Estate	Barron P. Lambert
Vice President - Central Coast Area, Southern California Division	Jacqueline C. Morris	Vice President - Grocery & Non Foods Buying	James Fowler
Vice President - Corporate Brands	Terry C. Lee	Vice President - Grocery Merchandising	Leslie R. "Trey" Johnson, III
Vice President - Corporate Tax Accounting		Vice President - Grocery Non-Foods Merchandising	Bruce R. Christiansen
Vice President - Design	Katherine A. Kirk	Vice President - Grocery, Fresh & Drug Merchandising, DFW Division	Thomas R. O'Boyle, Jr.
Vice President - Diversity	Marcia E. Williams	Vice President - HR, Intermountain West Division	Darnell M. Allen
Vice President - Energy & Facilities	Barbara G. Russell	Vice President - Human Resources, Drug Division	Elizabeth S. "Liz" Garrett
Vice President - Energy Management & Project Development	Craig P. Brown		
Vice President - Finance, Drug & GM Operations	Daniel J. Zvonek		

Vice President - Human Resources, Eastern Division	Michele A. Murphy	Vice President - Liquor Merchandising/Procurement	Mitchell W. Oddo
Vice President - Human Resources, Midwest Division	Timothy A. Corry	Vice President - Logistics & Systems Design	Martin J. Joe Teall
Vice President - Human Resources, Northern California Division	Cheryl M. Nolan	Vice President - Marketing	Chris S. Mielke Steven K. Prebble
Vice President - Human Resources, Shared Services	Nancy Superchi	Vice President - Marketing & Merchandising, Jewel-Osco Division	Edward N. Hanson
Vice President - Human Resources, Shaw's	John J. Nieman III	Vice President - Marketing, Intermountain West Division	J. Frank Yaksitch
Vice President - Human Resources, Southern California Division	Peggy Jo Jones	Vice President - Merchandising	Kip Bradley Gruell
Vice President - Information Technology	James A. "Jake" Jacobsen, Jr. Tony Z. Jolley Jeffrey T. Osban	Vice President - Merchandising Execution	Catherine O. "Cathy" Richelieu
Vice President - Integration, Bristol Farms	Greg A. McNiff	Vice President - Merchandising Strategy	Alexander P. Reichert
Vice President - Internal Controls	Larry C. Harmon	Vice President - Merchandising Support	James A. Cadres
Vice President - Inventory Management	Jason B. Burnett	Vice President - Mountain Region	Thomas P. Vesey
Vice President - Investor Relations	David T. Parker	Vice President - New Store Development	Steven A. LaMontagne
Vice President - L. A. Area, Southern California Region	Dennis J. Bassler	Vice President - North Area, Jewel-Osco Division	Roy C. Whitmore
Vice President - Labor Relations & Employment Law	Andrew J. Scoggin	Vice President - Ocean Region	Michael S. Goulart
Vice President - Labor Relations & Employment Law, Eastern Division	John N. Calleri	Vice President - Operations Execution, Intermountain West Div.	Timothy J. Lynch
Vice President - Labor Relations & Employment Law, Midwest Division	Thomas J. Walter	Vice President - Operations, East Area, Eastern Division	Anthony Frederico
		Vice President - Operations, Intermountain Division	Shane M. Dorcheus



Vice President - Operations, Intermountain West Division	Mike K. Withers	Operations, Boise Metro	
Vice President - Operations, Northern Cal Division	Stephen A. Cech	Vice President - Regional Operations, Dallas/Fort Worth	Robert P. Weidner
	Gerald G. Hinkle James A. Perkins	Vice President - Regional Supply Chain, Eastern Division	Brian D. Rood
Vice President - Operations, Southern California Drug	Ronald C. Day	Vice President - Regional Supply Chain, Florida, Eastern Division	Richard R. Bunnell
Vice President - Pharmacy Law & Compliance	Ronald T. Mendes	Vice President - Regional Supply Chain, Midwest Division	John C. Owen
Vice President - Pharmacy Operations	Bradley M. Trom	Vice President - Regional Supply Chain, Northern California Division	Kathleen M. McKenna
Vice President - Pharmacy Operations, East Area, Drug Division	Gerald D. Bay	Vice President - Regional Supply Chain, Southern California Division	Michael R. Ketcham
Vice President - Pharmacy Procurement & Support	Daniel J. Salemi	Vice President - Regional Supply Chain, Sundries	Dario J. Bell
Vice President - Pharmacy Services	Christopher T. Dimos	Vice President - Reverse Logistics	Peggy C. McReynolds
Vice President - Produce Merchandising/Procurement	Edward E. Tommack	Vice President - Sales & Marketing, Drug Division	John D. McGovern
Vice President - Project Development	Mark J. Lavin	Vice President - Sales & Marketing, Northern California Region	Tammy L. Brusseau
Vice President - Quad Counties Area, Southern California Division	Terry E. Rocheleau	Vice President - Sales & Merchandising	Blaine Bringham
Vice President - Real Estate & Construction	Colin K. McKeon	Vice President - Sales & Merchandising, Intermountain West Division	Todd M. Michael
	Joseph M. McKeska	Vice President - Sales & Operations Support	Harold S. Wolfson
Vice President - Regional Operations	Bart E. Bohlen	Vice President - San Diego Area, Southern California Division	Charla J. Giles
	Clem M. Washington		
Vice President - Regional	Susan D. Fells	Vice President - Service	Sue M. Olandese

**Deli/Bakery Merchandising**

**Vice President - South Area, Jewel-  
Osco Division**      **Robert L. Hughes**

**Vice President - Southern California  
South Area, Drug Division**      **Robert J. Potter**

**Vice President - Strategic Sourcing  
- Indirect**      **Hema Hira**

**Vice President - Supply Chain  
Management**      **Michael E. Lech**

**Vice President - Systems  
Implementation**      **John P. Raudabaugh**

**Vice President - West Area,  
Eastern Division**      **William M. Mann**

**Assistant Treasurer**      **Eric J. Cremers  
Linda K. Massman**

**Assistant Corporate Secretary**      **Julie Thomson Backe  
Paul G. Rowan  
John R. Sims  
Carol L. Wood**

**DIRECTORS:**

Lawrence R. Johnston, Chairman,  
A. Gary Ames  
Pamela G. Bailey  
Teresa Beck  
Henry I. Bryant  
Paul I. Corddry  
Bonnie G. Hill  
Jon C. Madonna  
Beth M. Pritchard  
Beatriz Rivera  
Wayne C. Sales  
Kathi P. Seifert

c. For corporations that **are not** registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, list below the name, business address and percentage of ownership interest of each shareholder.

Name	Business Address	Percentage Interest
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N.A.

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2. IF THE UNDERSIGNED IS A PARTNERSHIP OR JOINT VENTURE:  
For general or limited partnerships or joint ventures: list below the name, business address and percentage of ownership interest of each partner. For limited partnerships, indicate whether each partner is a general partner or a limited partner.

Name	Business Address	Percentage Interest
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N.A.

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3. IF THE UNDERSIGNED IS A LIMITED LIABILITY COMPANY:  
a. List below the name, business address and percentage of ownership interest of each (i) member and (ii) manager. If there are no managers, write "no managers," and indicate how the company is managed.

Name	Business Address	Percentage Interest
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The sole member of American Stores Company, LLC is Albertson's, Inc. The Company is managed by its sole member

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b. List below the names and titles of all officers, if any. If there are no officers, write "no officers."

Name	Title
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N.A. \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

4. IF THE UNDERSIGNED IS A LAND TRUST, BUSINESS TRUST, ESTATE OR OTHER SIMILAR ENTITY:

a. List below the name and business address of each individual or legal entity holding legal title to the property that is the subject of the trust.

Name	Business Address
------	------------------

N.A. \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

b. List below the name, business address and percentage of beneficial interest of each beneficiary on whose behalf title is held.

Name	Business Address	Percentage Interest
------	------------------	---------------------

N.A. \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

5. IF THE UNDERSIGNED IS ANY OTHER LEGAL ENTITY, first describe the entity, then provide the name, business address, and the percentage of interest of all individuals or legal entities having an ownership or other beneficial interest in the entity.

Describe the entity:

N.A. \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Name	Business Address	Percentage Interest
N.A.		

**SECTION TWO: BUSINESS RELATIONSHIPS WITH CITY ELECTED OFFICIALS**

**A. DEFINITIONS AND DISCLOSURE REQUIREMENT**

1. The Undersigned must indicate whether it had a "business relationship" with a City elected official in the 12 months before the date this EDS is signed.
2. Pursuant to Chapter 2-156 of the Municipal Code of Chicago (the "Municipal Code"), a "business relationship" means any "contractual or other private business dealing" of an official, or his or her spouse, or of any entity in which an official or his or her spouse has a "financial interest," with a person or entity which entitles an official to compensation or payment in the amount of \$2,500 or more in a calendar year; but a "financial interest" does not include: (i) any ownership through purchase at fair market value or inheritance of less than 1% of the shares of a corporation, or any corporate subsidiary, parent or affiliate thereof, regardless of the value of or dividends on such shares, if such shares are registered on a securities exchange pursuant to the Securities Exchange Act of 1934, as amended, (ii) the authorized compensation paid to an official or employee for his office or employment; (iii) any economic benefit provided equally to all residents of the City; (iv) a time or demand deposit in a financial institution; or (v) an endowment or insurance policy or annuity contract purchased from an insurance company. A "contractual or other private business dealing" does not include any employment relationship of an official's spouse with an entity when such spouse has no discretion concerning or input relating to the relationship between that entity and the City.

**B. CERTIFICATION**

1. Has the Undersigned had a "business relationship" with any City elected official in the 12 months before the date this EDS is signed?  
 Yes                       No

If yes, please identify below the name(s) of such City elected official(s) and describe such relationship(s):

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**SECTION THREE: DISCLOSURE OF RETAINED PARTIES**

**A. DEFINITIONS AND DISCLOSURE REQUIREMENTS**

1. The Undersigned must disclose certain information about attorneys, lobbyists, accountants, consultants, subcontractors, and any other person whom the Undersigned has retained or expects to retain in connection with the Matter. In particular, the Undersigned must disclose the name of each such person, his/her business address, the nature of the relationship, and the total amount of the fees paid or estimated to be paid. The Undersigned is not required to disclose employees who are paid solely through the Undersigned's regular payroll.

"Lobbyist" means any person (i) who, for compensation or on behalf of any person other than himself, undertakes to influence any legislative or administrative action, or (ii) any part of whose duty as an employee of another includes undertaking to influence any legislative or administrative action.

2. If the Undersigned is uncertain whether a disclosure is required under this Section, the Undersigned must either ask the City whether disclosure is required or make the disclosure.

**B. CERTIFICATION**

Each and every attorney, lobbyist, accountant, consultant, subcontractor, or other person retained or anticipated to be retained directly by the Undersigned with respect to or in connection with the Matter is listed below [begin list here, add sheets as necessary]:

Name (indicate whether retained or anticipated to be retained)	Business Address	Relationship to Undersigned (attorney, lobbyist, etc.)	Fees (indicate whether paid or estimated)
---	------------------	--	---

Burke, Warren, MacKay & Seritella	330 N Wabash Ave., Chicago, IL 60611	Attorney	\$10,000 +
Webster/McGrath/Ahlberg, Ltd.	207 S Naperville Rd., Wheaton, IL 60187	Civil Engineer	\$10,000 +
Camburas & Theodore, Ltd.	2454 E Dempster St., Des Plaines, IL 60016	Architect	\$10,000 +
Gewalt Hamilton Associates	3100 Dundee Rd., Suite 404, Northbrook, IL 60062	Traffic Consultants	\$5,000 (est)
Harlem-Irving Companies	4104 N Harlem Ave., Chicago, IL 60634-1203	Development Consultant	purchase option in lieu of fee
Piper Rudnick Gray Cary	203 North LaSalle Street, Suite 1900, Chicago, IL 60601-1293	Attorney	\$35,000 (est)
Louik/Schneider	54 W Hubbard St., Ste 210, Chicago, IL 60610	TIF Consultant	\$90,000 (est)
Knight E/A, Inc.	221 North LaSalle St., Ste 300, Chicago, IL 60601-1211	Engineer	\$30,000 (est)
Terracon, Inc.	135 Ambassador Drive, Naperville, IL 60540	Geotechnical	\$32,000 (est)
Webster/McGrath/Ahlberg, Ltd.	207 S. Naperville Rd., Wheaton, IL 60187	Civil Engineer	\$50,000 (est)

**[ ] CHECK HERE IF NO SUCH INDIVIDUALS HAVE BEEN RETAINED BY THE UNDERSIGNED OR ARE ANTICIPATED TO BE RETAINED BY THE UNDERSIGNED.**

**SECTION FOUR: CERTIFICATIONS**

**I. CERTIFICATION OF COMPLIANCE**

For purposes of the certifications in A, B, and C below, the term "affiliate" means any individual or entity that, directly or indirectly: controls the Undersigned, is controlled by the Undersigned, or is, with the Undersigned, under common control of another individual or entity. Indicia of control include, without limitation: interlocking management or ownership; identity of interests among family members; shared facilities and equipment; common use of employees; or organization of a business entity following the ineligibility of a business entity to do business with the federal government or a state or local government, including the City, using substantially the same management, ownership, or principals as the ineligible entity.

A. The Undersigned is not delinquent in the payment of any tax administered by the Illinois Department of Revenue, nor are the Undersigned or its affiliates delinquent in paying any fine, fee, tax or other charge owed to the City. This includes all water charges, sewer charges, license fees, parking tickets, property taxes or sales taxes. If there are any such delinquencies, note them below:

To the knowledge of the Undersigned, all water charges, sewer charges, license fees, parking tickets, property taxes and sales taxes owed by the Undersigned have been paid or shall be paid when due, subject to any right to appeal or contest the same.

If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Undersigned certified to the above statements.

B. The Undersigned and its affiliates have not, in the past five years, been found in violation of any City, state or federal environmental law or regulation. If there have been any such violations, note them below:

In response to EPA allegations of a Clean Air violation involving refrigerant record keeping, Jewel Food Stores reached agreement and entered into a Consent Decree with the Agency on April 12, 2005. The agreement requires Jewel to pay a \$100,000 civil penalty, commit to retrofitting at least 37 of its supermarkets in and around the City of Chicago with systems that use non-ozone-depleting refrigerant, and implement an EPA-approved refrigerant management plan. As of February 10, 2006, Jewel has paid the penalty, completed 28 of the 37 required retrofits, and fully implemented its refrigerant management plan.

Jewel currently operates 27 fuel centers in the State of Illinois and has infrequently received Notices of Violation from the Illinois State Fire Marshall related to its underground storage tank systems. During 2005 Jewel received four such notices: #3068 (Westmont) and #3343 (South Elgin) for failure to have a dispenser within 100' view of an attendant; #3240 (Aurora) for failure to have the proper warning signs and fire extinguisher not clearly marked; and #3122 (Moline) for failure to have annual test documentation readily available onsite. All violations were promptly resolved.

If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Undersigned certified to the above statements.



C. If the Undersigned is the Applicant, the Undersigned and its affiliates will not use, nor permit their subcontractors to use, any facility on the U.S. EPA's List of Violating Facilities in connection with the Matter for the duration of time that such facility remains on the list.

D. If the Undersigned is the Applicant, the Undersigned will obtain from any contractors/subcontractors hired or to be hired in connection with the Matter certifications equal in form and substance to those in Section Four, I, (A-C) above and will not, without the prior written consent of the City, use any such contractor/subcontractor that does not provide such certifications or that the Undersigned has reason to believe has not provided or cannot provide truthful certifications.

If the Undersigned is unable to make the certifications required in Section Four, paragraph I (C) and (D) above, provide an explanation:

N.A.  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Undersigned certified to the above statements.

**II. CHILD SUPPORT OBLIGATIONS - CERTIFICATION REGARDING COURT-ORDERED CHILD SUPPORT COMPLIANCE**

For purposes of this part, "Substantial Owner" means any individual who, directly or indirectly, owns or holds a 10% or more interest in the Undersigned. *Note: This may include individuals disclosed in Section One (Disclosure of Ownership Interests), and individuals disclosed in an EDS filed by an entity holding an interest in the Applicant.*

If the Undersigned's response below is #1 or #2, then all of the Undersigned's Substantial Owners must remain in compliance with any such child support obligations until the Matter is completed. Failure of the Undersigned's Substantial Owners to remain in compliance with their child support obligations in the manner set forth in either #1 or #2 constitutes an event of default.

**Check one:**

1. No Substantial Owner has been declared in arrearage on any child support obligations by the Circuit Court of Cook County, Illinois or by another Illinois court of competent jurisdiction.
2. The Circuit Court of Cook County, Illinois or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations. All such Substantial Owners, however, have entered into court-approved agreements for the payment of all such child support owed, **and** all such Substantial Owners are in compliance with such agreements.
3. The Circuit Court of Cook County, Illinois or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations **and** (a) at least one such Substantial Owner has not entered into a court-approved agreement for the payment of all such child support owed; **or** (b) at least one such Substantial Owner is not in compliance with a court-approved agreement for the payment of all such child support owed; **or** both (a) and (b).
4. There are no Substantial Owners.

**III. FURTHER CERTIFICATIONS**

A. The Undersigned and, *if* the Undersigned is a legal entity, its principals (officers, directors, partners, members, managers, executive director):

1. are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from any transactions by any federal, state or local unit of government;
2. have not, within a five-year period preceding the date of this EDS, been convicted of a criminal offense, adjudged guilty, or had a civil judgment rendered against them in connection with: obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction; a violation of federal or state antitrust statutes; fraud; embezzlement; theft; forgery; bribery; falsification or destruction of records; making false statements; or receiving stolen property;

3. are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (federal, state or local) with commission of any of the offenses enumerated in clause (A)(2) of this section;
4. have not, within a five-year period preceding the date of this EDS, had one or more public transactions (federal, state or local) terminated for cause or default; and
5. have not, within a five-year period preceding the date of this EDS, been convicted, adjudged guilty, or found liable in a civil proceeding, in any criminal or civil action instituted by the City or by the federal government, any state, or any other unit of local government.

B. The certifications in subparts B and D concern:

- the Undersigned;
- any party participating in the performance of the Matter ("**an Applicable Party**");
- any "**Affiliated Entity**" (meaning an individual or entity that, directly or indirectly: controls the Undersigned, is controlled by the Undersigned, or is, with the Undersigned, under common control of another individual or entity. Indicia of control include, without limitation: interlocking management or ownership; identity of interests among family members, shared facilities and equipment; common use of employees; or organization of a business entity following the ineligibility of a business entity to do business with federal or state or local government, including the City, using substantially the same management, ownership, or principals as the ineligible entity); with respect to Applicable Parties, the term Affiliated Entity means an individual or entity that directly or indirectly controls the Applicable Party, is controlled by it, or, with the Applicable Party, is under common control of another individual or entity;
- any responsible official of the Undersigned, any Applicable Party or any Affiliated Entity or any other official, agent or employee of the Undersigned, any Applicable Party or any Affiliated Entity, acting pursuant to the direction or authorization of a responsible official of the Undersigned, any Applicable Party or any Affiliated Entity (collectively "**Agents**").

Neither the Undersigned, nor any Applicable Party, nor any Affiliated Entity of either the Undersigned or any Applicable Party nor any Agents have, during the five years before the date this EDS is signed, or, with respect to an Applicable Party, an Affiliated Entity, or an Affiliated Entity of an Applicable Party during the five years before the date of such Applicable Party's or Affiliated Entity's contract or engagement in connection with the Matter:

1. bribed or attempted to bribe, or been convicted or adjudged guilty of bribery or attempting to bribe, a public officer or employee of the City, the State of Illinois, or any agency of the federal government or of any state or local government in the United States of America, in that officer's or employee's official capacity;
  2. agreed or colluded with other bidders or prospective bidders, or been a party to any such agreement, or been convicted or adjudged guilty of agreement or collusion among bidders or prospective bidders, in restraint of freedom of competition by agreement to bid a fixed price or otherwise; or
  3. made an admission of such conduct described in (1) or (2) above that is a matter of record, but have not been prosecuted for such conduct; or
  4. violated the provisions of Section 2-92-610 of the Municipal Code (**Living Wage Ordinance**).
- C. The Undersigned understands and shall comply with (1) the applicable requirements of the Governmental Ethics Ordinance of the City, Title 2, Chapter 2 -156 of the Municipal Code; and (2) all the applicable provisions of Chapter 2-56 of the Municipal Code (Office of the Inspector General).
- D. Neither the Undersigned, Affiliated Entity or Applicable Party, or any of their employees, officials, agents or partners, is barred from contracting with any unit of state or local government as a result of engaging in or being convicted of (1) bid-rigging in violation of 720 ILCS 5133E-3; (2) bid-rotating in violation of 720 ILCS 5/33E-4; or (3) any similar offense of any state or of the United States of America that contains the same elements as the offense of bid-rigging or bid-rotating.
- E. If the Undersigned is unable to certify to any of the above statements in this Part III, the Undersigned must explain below:

As of III A 5 above, in the preceding five years American Stores Company, LLC or its affiliates have received "Administrative Notice[s] of Ordinance Violation" alleging violations of various Chicago ordinances involving "regulatory violations" such as mislabeling, pricing errors, etc. We investigate the allegations and either pay the proposed administrative penalty, negotiate a reduction of penalty, or convince the agency to dismiss the matter. Unless the matter is dismissed, failure to pay the penalty can result in the charge being referred to District Court. The undersigned is not aware of any such "Administrative Notice[s] of Ordinance Violation" being referred to District court in the past five years.

If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Undersigned certified to the above statements.

**IV. CERTIFICATION OF STATUS AS FINANCIAL INSTITUTION**

For purposes of this Part IV, under Section 2-32-455(b) of the Municipal Code, the term "financial institution" means a bank, savings and loan association, thrift, credit union, mortgage banker, mortgage broker, trust company, savings bank, investment bank, securities broker, municipal securities broker, securities dealer, municipal securities dealer, securities underwriter, municipal securities underwriter, investment trust, venture capital company, bank holding company, financial services holding company, or any licensee under the Consumer Installment Loan Act, the Sales Finance Agency Act, or the Residential Mortgage Licensing Act. However, "financial institution" specifically shall not include any entity whose predominant business is the providing of tax deferred, defined contribution, pension plans to public employees in accordance with Sections 403(b) and 457 of the Internal Revenue Code. [Additional definitions may be found in Section 2-32-455(b) of the Municipal Code.]

**A. CERTIFICATION**

The Undersigned certifies that the Undersigned [check one]:

       is  
  X   is not

a "financial institution" as defined in Section 2-32-455(b) of the Municipal Code.

**B. If the Undersigned IS a financial institution, then the Undersigned pledges:**

"We are not and will not become a predatory lender as defined in Chapter 2 -32 of the Municipal Code. We further pledge that none of our affiliates is, and none of them will become, a predatory lender as defined in Chapter 2-32 of the Municipal Code. We understand that becoming a predatory lender or becoming an affiliate of a predatory lender may result in the loss of the privilege of doing business with the City."

If the Undersigned is unable to make this pledge because it or any of its affiliates (as defined in Section 2-32-455(b) of the Municipal Code) is a predatory lender within the meaning of Chapter 2-32 of the Municipal Code, explain here (attach additional pages if necessary):

N.A.  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Undersigned certified to the above statements.

**V. CERTIFICATION REGARDING INTEREST IN CITY BUSINESS**

Any words or terms that are defined in Chapter 2-156 of the Municipal Code have the same meanings when used in this Part V.

- 1. In accordance with Section 2-156-110 of the Municipal Code:  
 Does any official or employee of the City have a financial interest in his or her own name or in the name of any other person in the Matter?  
 Yes                       No

**NOTE: If you answered "No" to Item V(1), you are not required to answer Items V(2) or (3) below. Instead, review the certification in Item V(4) and then proceed to Part VI. If you answered "Yes" to Item V(1), you must first respond to Item V(2) and provide the information requested in Item V(3). After responding to those items, review the certification in Item V(4) and proceed to Part VI.**

- 2. Unless sold pursuant to a process of competitive bidding, no City elected official or employee shall have a financial interest in his or her own name or in the name of any other person in the purchase of any property that (i) belongs to the City, or (ii) is sold for taxes or assessments, or (iii) is sold by virtue of legal process at the suit of the City (collectively, "City Property Sale"). Compensation for property taken pursuant to the City's eminent domain power does not constitute a financial interest within the meaning of this Part V.

Does the Matter involve a City Property Sale?  
 Yes                       No

- 3. If you answered "yes" to Item V(1), provide the names and business addresses of the City officials or employees having such interest and identify the nature of such interest:

Name	Business Address	Nature of Interest
------	------------------	--------------------

N.A. \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

4. The Undersigned further certifies that no prohibited financial interest in the Matter will be acquired by any City official or employee.

**VI. CERTIFICATION REGARDING SLAVERY ERA BUSINESS**

The Undersigned has searched any and all records of the Undersigned and any and all predecessor entities for records of investments or profits from slavery, the slave industry, or slaveholder insurance policies from the slavery era (including insurance policies issued to slaveholders that provided coverage for damage to or injury or death of their slaves) and has disclosed in this EDS any and all such records to the City. In addition, the Undersigned must disclose the names of any and all slaves or slaveholders described in those records. Failure to comply with these disclosure requirements may make the Matter to which this EDS pertains voidable by the City.

**Please check either (1) or (2) below. If the Undersigned checks (2), the Undersigned must disclose below or in an attachment to this EDS all requisite information as set forth in that paragraph (2).**

  X   1. The Undersigned verifies that (a) the Undersigned has searched any and all records of the Undersigned and any and all predecessor entities for records of investments or profits from slavery, the slave industry, or slaveholder insurance policies, and (b) the Undersigned has found no records of investments or profits from slavery, the slave industry, or slaveholder insurance policies and no records of names of any slaves or slaveholders.

       2. The Undersigned verifies that, as a result of conducting the search in step (1)(a) above, the Undersigned has found records relating to investments or profits from slavery, the slave industry, or slaveholder insurance policies and/or the names of any slaves or slaveholders. The Undersigned verifies that the following constitutes full disclosure of all such records:

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**SECTION FIVE: CERTIFICATIONS FOR FEDERALLY FUNDED MATTERS**

**I. CERTIFICATION REGARDING LOBBYING**

A. List below the names of all individuals registered under the federal Lobbying Disclosure Act of 1995 who have made lobbying contacts on behalf of the Undersigned with respect to the Matter: [Begin list here, add sheets as necessary]:

N.A.  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

***[If no explanation appears or begins on the lines above, or if the letters "NA" or if the word "None" appear, it will be conclusively presumed that the Undersigned means that NO individuals registered under the Lobbying Disclosure Act of 1995 have made lobbying contacts on behalf of the Undersigned with respect to the Matter.]***

B. The Undersigned has not spent and will not expend any federally appropriated funds to pay any individual listed in Paragraph (A) above for his or her lobbying activities or to pay any individual to influence or attempt to influence an officer or employee of any agency, as defined by applicable federal law, a member of Congress, an officer or employee of Congress, or an employee of a member of Congress, in connection with the award of any federally funded contract, making any federally funded grant or loan, entering into any cooperative agreement, or to extend, continue, renew, amend, or modify any federally funded contract, grant, loan, or cooperative agreement.

C. The Undersigned will submit an updated certification at the end of each calendar quarter in which there occurs any event that materially affects the accuracy of the statements and information set forth in paragraphs I(A) and I(B) above.

If the Matter is federally funded and any funds other than federally appropriated funds have been or will be paid to any individual for influencing or attempting to influence an officer or employee of any agency (as defined by applicable federal law), a member of Congress, an officer or employee of Congress, or an employee of a member of Congress in connection with the Matter, the Undersigned must complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions. The form may be obtained online from the federal Office of Management and Budget (OMB) web site at <http://www.whitehouse.gov/omb/grants/sflllin.pdf>, linked on the page <http://www.whitehouse.gov/omb/grants/grants forms.html>.



D. The Undersigned certifies that either (i) it is not an organization described in section 501(c)(4) of the Internal Revenue Code of 1986; or. (ii) it is an organization described in section 501(c)(4) of the Internal Revenue Code of 1986 but has not engaged and will not engage in "Lobbying Activities".

E. If the Undersigned is the Applicant, the Undersigned must obtain certifications equal in form and substance to paragraphs I(A) through I(D) above from all subcontractors before it awards any subcontract and the Undersigned must maintain all such subcontractors' certifications for the duration of the Matter and must make such certifications promptly available to the City upon request.

## **II. CERTIFICATION REGARDING NONSEGREGATED FACILITIES**

A. If the Undersigned is the Applicant, the Undersigned does not and will not maintain or provide for its employees any segregated facilities at any of its establishments, and it does not and will not permit its employees to perform their services at any location under its control where segregated facilities are maintained.

"Segregated facilities," as used in this provision, means any waiting rooms, work areas, restrooms, washrooms, restaurants and other eating areas, time clocks, locker rooms and other storage or dressing areas, parking lots, drinking fountains, recreation or entertainment areas, transportation, and housing provided for employees, that are segregated by explicit directive or are in fact segregated on the basis of race, color, religion, sex, or national origin because of habit, local or employee custom, or otherwise.

However, separated or single-user restrooms and necessary dressing or sleeping areas must be provided to assure privacy between the sexes.

B. If the Undersigned is the Applicant and the Matter is federally funded, the Undersigned will, before the award of subcontracts (if any), obtain identical certifications from proposed subcontractors under which the subcontractor will be subject to the Equal Opportunity Clause. Contracts and subcontracts exceeding \$10,000, or having an aggregate value exceeding \$10,000 in any 12-month period, are generally subject to the Equal Opportunity Clause. See 41 CFR Part 60 for further information regarding the Equal Opportunity Clause. The Undersigned must retain the certifications required by this paragraph (B) for the duration of the contract (if any) and must make such certifications promptly available to the City upon request.

C. If the Undersigned is the Applicant and the Matter is federally funded, the Applicant will forward the notice set forth below to proposed subcontractors:

**NOTICE TO PROSPECTIVE SUBCONTRACTORS OF REQUIREMENTS FOR CERTIFICATIONS OF NONSEGREGATED FACILITIES**

Subcontractors must submit to the Contractor a Certification of Nonsegregated Facilities before the award of any subcontract under which the subcontractor will be subject to the federal Equal Opportunity Clause. The subcontractor may submit such certifications either for each subcontract or for all subcontracts during a period (e.g., quarterly, semiannually, or annually).

**III. CERTIFICATION REGARDING EQUAL EMPLOYMENT OPPORTUNITY**

Federal regulations require prospective contractors for federally funded Matters (e.g., the Applicant) and proposed subcontractors to submit the following information with their bids or in writing at the outset of negotiations. (NOTE: This Part III is to be completed only if the Undersigned is the Applicant.)

- A. Have you developed and do you have on file affirmative action programs pursuant to applicable federal regulations? (See 41 CFR Part 60-2.)  
 Yes                       No                       N.A.
- B. Have you participated in any previous contracts or subcontracts subject to the equal opportunity clause?  
 Yes                       No                       N.A.
- C. Have you filed with the Joint Reporting Committee, the Director of the Office of Federal Contract Compliance Programs, or the Equal Employment Opportunity Commission all reports due under the applicable filing requirements?  
 Yes                       No                       N.A.

**SECTION SIX: NOTICE AND ACKNOWLEDGMENT REGARDING CITY GOVERNMENTAL ETHICS AND CAMPAIGN FINANCE ORDINANCES**

The City's Governmental Ethics and Campaign Financing Ordinances, Chapters 2-156 and 2-164 of the Municipal Code, impose certain duties and obligations on individuals or entities seeking City contracts, work, business, or transactions. The Board of Ethics has developed an ethics training program for such individuals and entities. The full text of these ordinances and the training program is available on line at [www.cityofchicago.org/Ethics/](http://www.cityofchicago.org/Ethics/), and may also be obtained from the City's Board of Ethics, 740 N. Sedgwick St., Suite 500, Chicago, IL 60610, (312) 744-9660. The following is descriptive only and does not purport to cover every

aspect of Chapters 2-156 and 2-164 of the Municipal Code. The Undersigned must comply fully with the applicable ordinances.

**[x] BY CHECKING THIS BOX THE UNDERSIGNED ACKNOWLEDGES THAT THE UNDERSIGNED UNDERSTANDS THAT THE CITY'S GOVERNMENTAL ETHICS AND CAMPAIGN FINANCING ORDINANCES, AMONG OTHER THINGS:**

- 1) Provide that any contract negotiated, entered into or performed in violation of the City's ethics laws can be voided by the City.
- 2) Limit the gifts and favors any individual or entity can give, or offer to give, to any City official, employee, contractor or candidate for elected City office or the spouse or minor child of any of them, including:
  - a. any cash gift or any anonymous gift; and
  - b. any gift based on a mutual understanding that the City official's or employee's or City contractor's actions or decisions will be influenced in any way by the gift.
- 3) Prohibit any City elected official or City employee from having a financial interest, directly or indirectly, in any contract, work, transaction or business of the City, if that interest has a cost or present value of \$5,000 or more, or if that interest entitles the owner to receive more than \$2,500 per year.
- 4) Prohibit any appointed City official from engaging in any contract, work, transaction or business of the City, unless the matter is wholly unrelated to the appointed official's duties or responsibilities.
- 5) Provide that City employees and officials, or their spouses or minor children, cannot receive compensation or anything of value in return for advice or assistance on matters concerning the operation, or business of the City, unless their services are wholly unrelated to their City duties and responsibilities.
- 6) Provide that former City employees and officials cannot, for a period of one year after their City employment ceases, assist or represent another on any matter involving the City if, while with the City, they were personally and substantially involved in the same matter.

- 7) Provide that former City employees and officials cannot ever assist or represent another on a City contract if, while with the City, they were personally involved in or directly supervised the formulation, negotiation or execution of that contract.

**SECTION SEVEN: CONTRACT INCORPORATION, COMPLIANCE, PENALTIES, DISCLOSURE**

**The Undersigned understands and agrees that:**

A. The certifications, disclosures, and acknowledgments contained in this EDS will become part of any contract or other agreement between the Applicant and the City in connection with the Matter, whether procurement, City assistance, or other City action, and are material inducements to the City's execution of any contract or taking other action with respect to the Matter. The Undersigned understands that it must comply with all statutes, ordinances, and regulations on which this EDS is based.

B. If the City determines that any information provided in this EDS is false, incomplete or inaccurate, any contract or other agreement in connection with which it is submitted may be rescinded or be void or voidable, and the City may pursue any remedies under the contract or agreement (if not rescinded, void or voidable), at law, or in equity, including terminating the Undersigned's participation in the Matter and/or declining to allow the Undersigned to participate in other transactions with the City.

C. Some or all of the information provided on this EDS and any attachments to this EDS may be made available to the public on the Internet, in response to a Freedom of Information Act request, or otherwise. By completing and signing this EDS, the Undersigned waives and releases any possible rights or claims which it may have against the City in connection with the public release of information contained in this EDS and also authorizes the City to verify the accuracy of any information submitted in this EDS.

D. The Undersigned has not withheld or reserved any disclosures as to economic interests in the Undersigned, or as to the Matter, or any information, data or plan as to the intended use or purpose for which the Applicant seeks City Council or other City agency action.

E. The information provided in this EDS must be kept current. In the event of changes, the Undersigned must supplement this EDS up to the time the City takes action on the Matter.

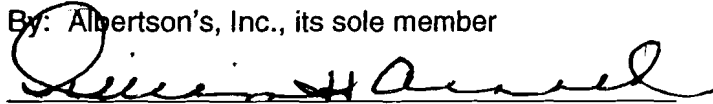
**CERTIFICATION**

Under penalty of perjury, the person signing below: (1) warrants that he/she is authorized to execute this EDS on behalf of the Undersigned, and (2) warrants that all certifications and statements contained in this EDS are true, accurate and complete as of the date furnished to the City.

AMERICAN STORES COMPANY, LLC, a Delaware limited liability company  
(Print or type name of individual or legal entity submitting this EDS)

Date: 3/6/06

By: Albertson's, Inc., its sole member

  
(sign here)


Print or type name of signatory:

William H. Arnold

Title of signatory:

Group Vice President, Real Estate Law

Subscribed to before me on [date] March 6, 2006, at Ada County, Idaho [state].

 Notary Public.

Commission expires: 10/28/10.



**(DO NOT SUBMIT THIS PAGE WITH YOUR EDS. The purpose of this page is for you to recertify your EDS prior to submission to City Council or on the date of closing. If unable to recertify truthfully, the Undersigned must complete a new EDS with correct or corrected information)**

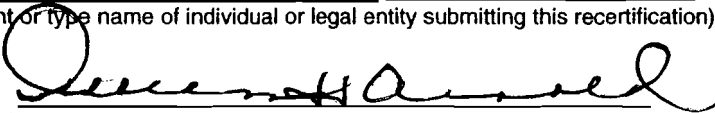
**RECERTIFICATION**

**Generally, for use with City Council matters. Not for City procurements unless requested.**

This recertification is being submitted in connection with Redevelopment Agreement, planned development and vacation between Applicant and the City of Chicago in connection with the development of a Jewel-Osco store at the Southwest corner of Kinzie Street and Des Plaines Avenue.[identify the Matter]. Under penalty of perjury, the person signing below: (1) warrants that he/she is authorized to execute this EDS recertification on behalf of the Undersigned, (2) warrants that all certifications and statements contained in the Undersigned's original EDS are true, accurate and complete as of the date furnished to the City and continue to be true, accurate and complete as of the date of this recertification, and (3) reaffirms its acknowledgments.

American Stores Company, LLC  
(Print or type name of individual or legal entity submitting this recertification)

Date: \_\_\_\_\_

By:   
(sign here)

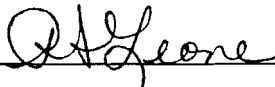
Print or type name of signatory:

William H. Arnold

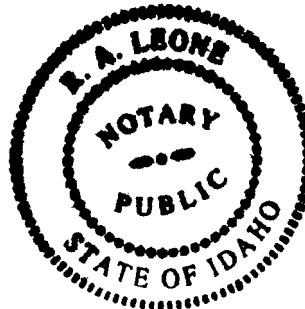
Title of signatory:

Vice President

Subscribed to before me on [date] March 6, 2006 at Ada County, Idaho [state].

 Notary Public.

Commission expires: 10/28/10



**(DO NOT SUBMIT THIS PAGE WITH YOUR EDS. The purpose of this page is for you to recertify your EDS prior to submission to City Council or on the date of closing. If unable to recertify truthfully, the Undersigned must complete a new EDS with correct or corrected information)**

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Albertson's, Inc., a Delaware corporation  
(Print or type name of individual or legal entity submitting this recertification)

Date: 3/16/06

By: [Signature]  
(sign here)

Print or type name of signatory:

William H. Arnold

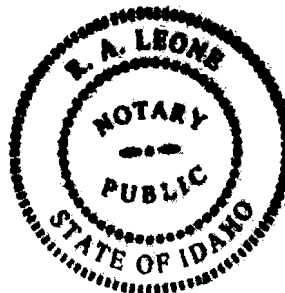
Title of signatory:

Group Vice President, Real Estate Law

Subscribed to before me on [date] March 16, 2006 at Ada County, Idaho [state].

[Signature] Notary Public.

Commission expires: 10/28/10



**(DO NOT SUBMIT THIS PAGE WITH YOUR EDS. The purpose of this page is for you to recertify your EDS prior to submission to City Council or on the date of closing. If unable to recertify truthfully, the Undersigned must complete a new EDS with correct or corrected information)**

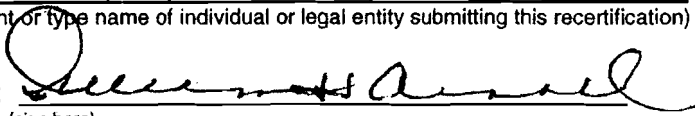
**RECERTIFICATION**

**Generally, for use with City Council matters. Not for City procurements unless requested.**

This recertification is being submitted in connection with Redevelopment Agreement, planned development and vacation between Applicant and the City of Chicago in connection with the development of a Jewel-Osco store at the Southwest corner of Kinzie Street and Des Plaines Avenue. [identify the Matter]. Under penalty of perjury, the person signing below: (1) warrants that he/she is authorized to execute this EDS recertification on behalf of the Undersigned, (2) warrants that all certifications and statements contained in the Undersigned's original EDS are true, accurate and complete as of the date furnished to the City and continue to be true, accurate and complete as of the date of this recertification, and (3) reaffirms its acknowledgments.

Albertson's, Inc., a Delaware corporation  
(Print or type name of individual or legal entity submitting this recertification)

Date: 3/16/06

By:   
(sign here)

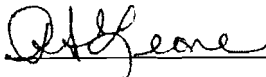
Print or type name of signatory:

William H. Arnold

Title of signatory:

Group Vice President, Real Estate Law

Subscribed to before me on [date] March 16, 2006 at Ada County, Idaho [state].

 Notary Public.

Commission expires: 10/28/10





Albertson's INC. (DELAWARE)	FOR CITY USE
03/06/06	AFFIDAVIT NO. _____
Ultimate PARENT ENTITY	

**CITY OF CHICAGO  
ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT**

The City of Chicago (the "City") requires disclosure of the information requested in this Economic Disclosure Statement and Affidavit ("EDS") before any City agency, department or City Council action regarding the matter that is the subject of this EDS. Please fully complete each statement, with all information current as of the date this EDS is signed. If a question is not applicable, answer with "N.A." **An incomplete EDS will be returned and any City action will be interrupted.**

Please **print or type** all responses clearly and legibly. Add additional pages if needed, being careful to identify the portion of the EDS to which each additional page refers.

**WHO MUST SUBMIT AN EDS:**

1. **Applicants:** Any individual or entity (the "Applicant") making an application to the City for action requiring City Council or other City agency approval must file this EDS.
2. **Entities holding an interest in the Applicant:** Generally, whenever an ownership interest in the Applicant (for example, shares of stock of the Applicant or a limited partnership interest in the Applicant) is held or owned by a legal entity (for example, a corporation or partnership, rather than an individual) each such legal entity must also file an EDS on its own behalf, and any parent of that legal entity must do so until individual owners are disclosed. **However**, if an entity filing an EDS is a corporation whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, only those shareholders that own 10% or more of that filing entity's stock must file EDSs on their own behalf.

**ACKNOWLEDGMENT OF POSSIBLE CREDIT AND OTHER CHECKS:** By completing and filing this EDS, the Undersigned acknowledges and agrees, on behalf of itself and the entities or individuals named in this EDS, that the City may investigate the creditworthiness of some or all of the entities or individuals named in this EDS.

NOTE: As a result of an ordinance passed on June 23, 2004, the definition of "business relationship" (Found at page 7, section Two (A) (2) of this form) has been amended to include the term "or domestic partner" after "spouse." "Domestic partner" is defined in section 2-152-072 of the Municipal Code. In completing this EDS, the undersigned's certifications in Section Two will be deemed to incorporate the definition of "business relationship" as so amended.

**CERTIFYING THIS EDS:** Execute the certification on the date of the initial submission of this EDS. You may be asked to re-certify this EDS on the last page as of the date of submission of any related ordinance to the City Council, or as of the date of the closing of your transaction.

**PUBLIC DISCLOSURE:** It is the City's policy to make this document available to the public on its Internet site and/or upon request.

**GENERAL INFORMATION**

Date this EDS is completed: March 7, 2006

A. Who is submitting this EDS? That individual or entity will be the "Undersigned" throughout this EDS. Albertson's, Inc.

**NOTE:** The Undersigned is the individual or entity submitting this EDS, whether the Undersigned is an Applicant or is an entity holding an interest in the Applicant. This EDS requires certain disclosures and certifications from Applicants that are not required from entities holding an interest in the Applicant. When completing this EDS, please observe whether the section you are completing applies only to Applicants.

- Check here if the Undersigned is filing this EDS as an Applicant.
- Check here if the Undersigned is filing as an entity holding an interest in an Applicant.

Also, please identify the Applicant in which this entity holds an interest:

Jewel Food Stores, Inc.

- B. Business address of the Undersigned: 250 Parkcenter Blvd.  
PO Box 20  
Boise ID 83726
- C. Telephone: (708)492-3082 Fax: (708) 492-3039 Email: joseph.mckeska@albertsons.com
- D. Name of contact person: Joseph M. McKeska
- E: Tax identification number (optional): 87-0184434

F. Brief description of contract, transaction or other undertaking (referred to below as the "Matter") to which this EDS pertains. (Include project number and location if applicable):

Redevelopment Agreement, planned development and vacation between Applicant and the City of Chicago in connection with the development of a Jewel-Osco store at the Southwest corner of Kinzie Street and Des Plaines Avenue.

G. Is the Matter a procurement?  Yes  No

H. If a procurement, Specification # \_\_\_\_\_ and Contract # \_\_\_\_\_.

I. If not a procurement:

1. City Agency requesting EDS: Department of Planning and Development and Chicago Department of Transportation

2. City action requested (e.g. loan, grant, sale of property):

Redevelopment Agreement, planned development and vacation of public right-of-way

3. If property involved, list property location:

Southwest corner of Kinzie & Des Plaines

### **SECTION ONE: DISCLOSURE OF OWNERSHIP INTERESTS**

#### **A. NATURE OF ENTITY**

1. Indicate whether the Undersigned is an individual or legal entity:

- |  |  |
|--|--|
| <input type="checkbox"/> Individual                      | <input type="checkbox"/> Limited Liability Company       |
| <input checked="" type="checkbox"/> Business corporation | <input type="checkbox"/> Joint venture                   |
| <input type="checkbox"/> Sole proprietorship             | <input type="checkbox"/> Not-for-profit corporation      |
|  | (Is the not-for-profit corporation also a 501 (c)(3))?   |
|  | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| <input type="checkbox"/> General partnership             | <input type="checkbox"/> Other entity (please specify)   |
| <input type="checkbox"/> Limited partnership             | _____  |

2. State of incorporation or organization, if applicable:

Delaware

3. For legal entities not organized in the State of Illinois: Is the organization authorized to do business in the State of Illinois as a foreign entity?

Yes  No  N.A.

**B. ORGANIZATION INFORMATION**

1. IF THE UNDERSIGNED IS A CORPORATION:

a. List below the names and titles of all executive officers and all directors of the corporation. For not-for-profit corporations, also list below any executive director of the corporation, and indicate all members, if any, who are legal entities. If there are no such members, write "no members."

Name	Title
<u>See attached schedule 1.</u>	

b(1). If the Matter is a procurement and the Undersigned is a corporation whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, please provide the following information concerning shareholders who own shares equal to or in excess of 7.5% of the corporation's outstanding shares.

Name	Business Address	Percentage Interest
<u>N.A.</u>		

b(2). If the Matter is not a procurement, and the Undersigned is a corporation whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, please provide the following information concerning shareholders who own shares equal to or in excess of 10% of the corporation's outstanding shares.

Name	Business Address	Percentage Interest
<u>Capital Research and Management Company, 333 S. Hope St., Los Angeles, CA 90071 -</u>		<u>10.9%</u>
<u>Legg Mason Funds Management Inc., 100 Light St., Baltimore, MD 21202</u>		<u>9.6 %</u>
<u>(based on an amendment to a schedule 13G filed with the Securities and Exchange Commission on February 15, 2005)</u>		
<u>Brandes Investment Partners L.P., 11988 El Camino Real, Ste 500, San Diego, CA 92130</u>		<u>15.3%</u>
<u>Markus-Stiftung, John Shields, 538 Mission St., South Pasadena, CA 91030</u>		<u>7.9 %</u>
<u>(based upon a Schedule 13D filed with the Securities and Exchange Commission on or about January 18, 1990)</u>		

## SCHEDULE 1

### ALBERTSON'S, INC.

#### Parent Company

(Name changed from AFS, Inc. on 7/31/69)

Incorporated in Delaware on 4/3/69

Employer I.D. # 82-0184434

Entity Type: Corporation

**Authorized Capital:** 1,200,000,000 shares Common - par value \$1.00  
10,000,000 shares Preferred - par value \$1.00  
3,000,000 shares Series A Jr. Participating Pref. Stock - par value designated

**Outstanding Capital:** 367,519,235 shares Common - par value \$1.00 (held by (Undesignated))

**Other states in which qualified to do business:** Alabama 1/18/74, Arizona 1/12/72, Arkansas 1/12/72, California 12/12/69, Colorado 7/9/69, Florida 6/19/74, Georgia 8/21/98, Hawaii 10/18/99, Idaho 7/28/69, Illinois 10/8/99, Indiana 10/8/99, Iowa 3/25/98, Kansas 1/9/79, Louisiana 1/12/72, Maine 10/12/99, Maryland 10/30/00, Massachusetts 10/18/99, Michigan 10/8/99, Minnesota 1/21/00, Mississippi 2/28/95, Missouri 3/25/98, Montana 7/18/69, Nebraska 7/15/69, Nevada 7/15/69, New Hampshire 8/2/99, New Jersey 10/30/00, New Mexico 1/13/72, North Dakota 6/18/80, Oklahoma 1/18/72, Oregon 7/11/69, Pennsylvania 10/6/99, South Dakota 6/25/80, Tennessee 1/30/98, Texas 7/18/69, Utah 7/10/69, Vermont 10/8/99, Washington 7/14/69, Wisconsin 3/13/00, Wyoming 7/10/69

#### **Corporate Office:**

Street Address  
250 Parkcenter Blvd.  
Boise, ID 83706

Mailing Address  
P.O. Box 20  
Boise, ID 83726

#### **OFFICERS:**

Chairman, CEO & President	Lawrence R. Johnston	Executive Vice President - Marketing & Food Operations	Paul T. Gannon
Executive Vice President & Chief Financial Officer	Felicia D. Thornton	Executive Vice President - Merchandising	Duncan C. Mac Naughton
Executive Vice President & General Counsel	John R. Sims	Executive Vice President - New Store Formats & Development	Romeo R. Cefalo
Executive Vice President - Drug Operations & President, Drug Store Div	Kevin H. Tripp	Executive Vice President - Technology & Supply Chain	Robert J. Dunst
Executive Vice President - Human Resources	Kathy J. Herbert	Senior Vice President - Corporate	Eric J. Cremers

Strategy and Business Development		Group Vice President - Real Estate Law	William H. Arnold
Senior Vice President - Customer Service	Pamela S. Powell	Group Vice President - Strategic Planning & Replenishment	Judith Watson
Senior Vice President - Education, Communications & Public Affairs	Susan M. "Sue" Neumann	Group Vice President - Technology	Mark E. Bates
Senior Vice President - Six Sigma Quality	James F. Gentile	President & CEO, California	Pete J. Van Helden
Senior Vice President - Food Operations	Michael K. Clawson	President - Dallas/Ft. Worth & Rocky Mountain Divisions	Judith A. Spires
Group Vice President & Controller	Adrian J. Downes	President - Eastern Division	Carl L. Jablonski
Group Vice President & Treasurer	John F. Boyd	President - Jewel-Osco Division	Larry D. Wahlstrom
Group Vice President - Applications Development	Sheila A. Close	President - Northern California Division	Donna L. Robbins
Group Vice President - Asset Management	Michael F. DePaola	President - Shaw's Division	Nicola J. DiFelice
Group Vice President - Business Law	Paul G. Rowan	President - Southern California Division	David G. Simonson
Group Vice President - Center Store	Nicholas M. Kormeluk	Sr. Vice President - Intermountain Division	Robert J. Colgrove
Group Vice President - Compensation & Benefits	Michael S. Plecki	Sr. Vice President - Marketing, California Division	Susan M. Klug
Group Vice President - Distribution	David A. Robertson	Sr. Vice President - Merchandising	Brian J. Pijanowski
Group Vice President - Finance & Corporate Planning	Linda K. Massman	Sr. Vice President - Operations, Drug Division	Dennis N. Palmer
Group Vice President - Fresh Foods Merchandising	James P. Smits	Sr. Vice President - Operations, Jewel-Osco Division	Keith I. Nielsen
Group Vice President - Litigation & Regulatory Affairs	Charles F. Cole	Sr. Vice President - Operations, Southern California Division	Fred J. Schuit
		Sr. Vice President - Regional Operations, Dallas/Ft. Worth Division	Richard F. Cline, Jr.

Sr. Vice President - Retail Operations	Thomas A. Farello	Vice President - Floral Merchandising/Procurement	Cynthia K. Rapshus
Division CFO - Eastern Division	Kevin D. Patrick	Vice President - Florida Area, Eastern Division	Gerald L. Melville
Division CFO - Jewel-Osco Division	Stephen C. Bowater	Vice President - Format Development	Jonathan Arnold
Division CFO - Shaw's Division	James A. "Jim" Michaud	Vice President - Fresh Food Merchandising, Jewel-Osco Division	Nancy E. Chagares
Division CFO, California	Blake T. Barnett	Vice President - Fresh Foods	Christopher P. Darmody
Vice President & Corporate Secretary	Colleen R. Batcheler	Vice President - GM & Grocery Merchandising, Jewel-Osco Division	Douglas M. Cygan
Vice President - Business Development	Rob Woseth	Vice President - GM Category Management, Drug Division	John L. Bagan
Vice President - Central Area, Drug Division	Gary D. Hunstiger	Vice President - GM Sales, Food Stores	Michael A. Massimino
Vice President - Central Area, Jewel-Osco Division	Gregory E. Gullickson	Vice President - General Counsel Real Estate	Barron P. Lambert
Vice President - Central Coast Area, Southern California Division	Jacqueline C. Morris	Vice President - Grocery & Non Foods Buying	James Fowler
Vice President - Corporate Brands	Terry C. Lee	Vice President - Grocery Merchandising	Leslie R. "Trey" Johnson, III
Vice President - Corporate Tax Accounting		Vice President - Grocery Non-Foods Merchandising	Bruce R. Christiansen
Vice President - Design	Katherine A. Kirk	Vice President - Grocery, Fresh & Drug Merchandising, DFW Division	Thomas R. O'Boyle, Jr.
Vice President - Diversity	Marcia E. Williams	Vice President - HR, Intermountain West Division	Darnell M. Allen
Vice President - Energy & Facilities	Barbara G. Russell	Vice President - Human Resources, Drug Division	Elizabeth S. "Liz" Garrett
Vice President - Energy Management & Project Development	Craig P. Brown		
Vice President - Finance, Drug & GM Operations	Daniel J. Zvonek		

Vice President - Human Resources, Eastern Division	Michele A. Murphy
Vice President - Human Resources, Midwest Division	Timothy A. Corry
Vice President - Human Resources, Northern California Division	Cheryl M. Nolan
Vice President - Human Resources, Shared Services	Nancy Superchi
Vice President - Human Resources, Shaw's	John J. Nieman III
Vice President - Human Resources, Southern California Division	Peggy Jo Jones
Vice President - Information Technology	James A. "Jake" Jacobsen, Jr. Tony Z. Jolley Jeffrey T. Osban
Vice President - Integration, Bristol Farms	Greg A. McNiff
Vice President - Internal Controls	Larry C. Harmon
Vice President - Inventory Management	Jason B. Burnett
Vice President - Investor Relations	David T. Parker
Vice President - L. A. Area, Southern California Region	Dennis J. Bassler
Vice President - Labor Relations & Employment Law	Andrew J. Scoggin
Vice President - Labor Relations & Employment Law, Eastern Division	John N. Calleri
Vice President - Labor Relations & Employment Law, Midwest Division	Thomas J. Walter

Vice President - Liquor Merchandising/Procurement	Mitchell W. Oddo
Vice President - Logistics & Systems Design	Martin J. Joe Teall
Vice President - Marketing	Chris S. Mielke Steven K. Prebble
Vice President - Marketing & Merchandising, Jewel-Osco Division	Edward N. Hanson
Vice President - Marketing, Intermountain West Division	J. Frank Yaksitch
Vice President - Merchandising	Kip Bradley Gruell
Vice President - Merchandising Execution	Catherine O. "Cathy" Richelieu
Vice President - Merchandising Strategy	Alexander P. Reichert
Vice President - Merchandising Support	James A. Cadres
Vice President - Mountain Region	Thomas P. Vesey
Vice President - New Store Development	Steven A. LaMontagne
Vice President - North Area, Jewel-Osco Division	Roy C. Whitmore
Vice President - Ocean Region	Michael S. Goulart
Vice President - Operations Execution, Intermountain West Div.	Timothy J. Lynch
Vice President - Operations, East Area, Eastern Division	Anthony Frederico
Vice President - Operations, Intermountain Division	Shane M. Dorcheus



Vice President - Operations, Intermountain West Division	Mike K. Withers	Operations, Boise Metro	
Vice President - Operations, Northern Cal Division	Stephen A. Cech Gerald G. Hinkle James A. Perkins	Vice President - Regional Operations, Dallas/Fort Worth	Robert P. Weidner
Vice President - Operations, Southern California Drug	Ronald C. Day	Vice President - Regional Supply Chain, Eastern Division	Brian D. Rood
Vice President - Pharmacy Law & Compliance	Ronald T. Mendes	Vice President - Regional Supply Chain, Florida, Eastern Division	Richard R. Bunnell
Vice President - Pharmacy Operations	Bradley M. Trom	Vice President - Regional Supply Chain, Midwest Division	John C. Owen
Vice President - Pharmacy Operations, East Area, Drug Division	Gerald D. Bay	Vice President - Regional Supply Chain, Northern California Division	Kathleen M. McKenna
Vice President - Pharmacy Procurement & Support	Daniel J. Salemi	Vice President - Regional Supply Chain, Southern California Division	Michael R. Ketcham
Vice President - Pharmacy Services	Christopher T. Dimos	Vice President - Regional Supply Chain, Sundries	Dario J. Bell
Vice President - Produce Merchandising/Procurement	Edward E. Tommack	Vice President - Reverse Logistics	Peggy C. McReynolds
Vice President - Project Development	Mark J. Lavin	Vice President - Sales & Marketing, Drug Division	John D. McGovern
Vice President - Quad Counties Area, Southern California Division	Terry E. Rocheleau	Vice President - Sales & Marketing, Northern California Region	Tammy L. Brusseau
Vice President - Real Estate & Construction	Colin K. McKeon Joseph M. McKeska	Vice President - Sales & Merchandising	Blaine Bringhurst
Vice President - Regional Operations	Bart E. Bohlen Clem M. Washington	Vice President - Sales & Merchandising, Intermountain West Division	Todd M. Michael
Vice President - Regional	Susan D. Fells	Vice President - Sales & Operations Support	Harold S. Wolfson
		Vice President - San Diego Area, Southern California Division	Charla J. Giles
		Vice President - Service	Sue M. Olandese

Deli/Bakery Merchandising

Vice President - South Area, Jewel- Robert L. Hughes  
Osco Division

Vice President - Southern California Robert J. Potter  
South Area, Drug Division

Vice President - Strategic Sourcing Hema Hira  
- Indirect

Vice President - Supply Chain Michael E. Lech  
Management

Vice President - Systems John P. Raudabaugh  
Implementation

Vice President - West Area, William M. Mann  
Eastern Division

Assistant Treasurer Eric J. Cremers  
Linda K. Massman

Assistant Corporate Secretary Julie Thomson Backe  
Paul G. Rowan  
John R. Sims  
Carol L. Wood

**DIRECTORS:**

Lawrence R. Johnston, Chairman,  
A. Gary Ames  
Pamela G. Bailey  
Teresa Beck  
Henry I. Bryant  
Paul I. Corddry  
Bonnie G. Hill  
Jon C. Madonna  
Beth M. Pritchard  
Beatriz Rivera  
Wayne C. Sales  
Kathi P. Seifert

c. For corporations that **are not** registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, list below the name, business address and percentage of ownership interest of each shareholder.

Name	Business Address	Percentage Interest
------	------------------	---------------------

N.A.

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2. IF THE UNDERSIGNED IS A PARTNERSHIP OR JOINT VENTURE:  
For general or limited partnerships or joint ventures: list below the name, business address and percentage of ownership interest of each partner. For limited partnerships, indicate whether each partner is a general partner or a limited partner.

Name	Business Address	Percentage Interest
------	------------------	---------------------

N.A.

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3. IF THE UNDERSIGNED IS A LIMITED LIABILITY COMPANY:  
a. List below the name, business address and percentage of ownership interest of each (i) member and (ii) manager. If there are no managers, write "no managers," and indicate how the company is managed.

Name	Business Address	Percentage Interest
------	------------------	---------------------

N.A.

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b. List below the names and titles of all officers, if any. If there are no officers, write "no officers."

Name	Title
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N.A.

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**4. IF THE UNDERSIGNED IS A LAND TRUST, BUSINESS TRUST, ESTATE OR OTHER SIMILAR ENTITY:**

a. List below the name and business address of each individual or legal entity holding legal title to the property that is the subject of the trust.

Name	Business Address
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N.A.

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b. List below the name, business address and percentage of beneficial interest of each beneficiary on whose behalf title is held.

Name	Business Address	Percentage Interest
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N.A.

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**5. IF THE UNDERSIGNED IS ANY OTHER LEGAL ENTITY, first describe the entity, then provide the name, business address, and the percentage of interest of all individuals or legal entities having an ownership or other beneficial interest in the entity.**

Describe the entity:

N.A.

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Name Business Address Percentage Interest

N.A.  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**SECTION TWO: BUSINESS RELATIONSHIPS WITH CITY ELECTED OFFICIALS**

**A. DEFINITIONS AND DISCLOSURE REQUIREMENT**

1. The Undersigned must indicate whether it had a "business relationship" with a City elected official in the 12 months before the date this EDS is signed.

2. Pursuant to Chapter 2-156 of the Municipal Code of Chicago (the "Municipal Code"), a "business relationship" means any "contractual or other private business dealing" of an official, or his or her spouse, or of any entity in which an official or his or her spouse has a "financial interest," with a person or entity which entitles an official to compensation or payment in the amount of \$2,500 or more in a calendar year; but a "financial interest" does not include: (i) any ownership through purchase at fair market value or inheritance of less than 1% of the shares of a corporation, or any corporate subsidiary, parent or affiliate thereof, regardless of the value of or dividends on such shares, if such shares are registered on a securities exchange pursuant to the Securities Exchange Act of 1934, as amended, (ii) the authorized compensation paid to an official or employee for his office or employment; (iii) any economic benefit provided equally to all residents of the City; (iv) a time or demand deposit in a financial institution; or (v) an endowment or insurance policy or annuity contract purchased from an insurance company. A "contractual or other private business dealing" does not include any employment relationship of an official's spouse with an entity when such spouse has no discretion concerning or input relating to the relationship between that entity and the City.

**B. CERTIFICATION**

1. Has the Undersigned had a "business relationship" with any City elected official in the 12 months before the date this EDS is signed?

Yes  No

If yes, please identify below the name(s) of such City elected official(s) and describe such relationship(s):

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**SECTION THREE: DISCLOSURE OF RETAINED PARTIES**

**A. DEFINITIONS AND DISCLOSURE REQUIREMENTS**

1. The Undersigned must disclose certain information about attorneys, lobbyists, accountants, consultants, subcontractors, and any other person whom the Undersigned has retained or expects to retain in connection with the Matter. In particular, the Undersigned must disclose the name of each such person, his/her business address, the nature of the relationship, and the total amount of the fees paid or estimated to be paid. The Undersigned is not required to disclose employees who are paid solely through the Undersigned's regular payroll.

"Lobbyist" means any person (i) who, for compensation or on behalf of any person other than himself, undertakes to influence any legislative or administrative action, or (ii) any part of whose duty as an employee of another includes undertaking to influence any legislative or administrative action.

2. If the Undersigned is uncertain whether a disclosure is required under this Section, the Undersigned must either ask the City whether disclosure is required or make the disclosure.

**B. CERTIFICATION**

Each and every attorney, lobbyist, accountant, consultant, subcontractor, or other person retained or anticipated to be retained directly by the Undersigned with respect to or in connection with the Matter is listed below [begin list here, add sheets as necessary]:

Name (indicate whether retained or anticipated to be retained)	Business Address	Relationship to Undersigned (attorney, lobbyist, etc.)	Fees (indicate whether paid or estimated)
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- Burke, Warren, MacKay & Seritella – 330 N Wabash Ave., Chicago, IL 60611 – Attorney - \$10,000 +
- Webster/McGrath/Ahlberg, Ltd. – 207 S Naperville Rd., Wheaton, IL 60187 – Civil Engineer - \$10,000 +
- Camburas & Theodore, Ltd. – 2454 E Dempster St., Des Plaines, IL 60016 – Architect - \$10,000 +
- Gewalt Hamilton Associates – 3100 Dundee Rd., Suite 404, Northbrook, IL 60062 - Traffic Consultants - \$5,000 (est)
- Harlem-Irving Companies – 4104 N Harlem Ave., Chicago, IL 60634-1203 - Development Consultant - purchase option in lieu of fee
- Piper Rudnick Gray Cary - 203 North LaSalle Street, Suite 1900, Chicago, IL 60601-1293 - Attorney - \$35,000 (est)
- Louik/Schneider - 54 W Hubbard St., Ste 210, Chicago, IL 60610 - TIF Consultant - \$90,000 (est)
- Knight E/A, Inc. - 221 North LaSalle St., Ste 300, Chicago, IL 60601-1211- Engineer - \$30,000 (est)
- Terracon, Inc. - 135 Ambassador Drive, Naperville, IL 60540 - Geotechnical - \$32,000 (est)
- Webster/McGrath/Ahlberg, Ltd. - 207 S. Naperville Rd., Wheaton, IL 60187 - Civil Engineer - \$50,000 (est)

**[ ] CHECK HERE IF NO SUCH INDIVIDUALS HAVE BEEN RETAINED BY THE UNDERSIGNED OR ARE ANTICIPATED TO BE RETAINED BY THE UNDERSIGNED.**

**SECTION FOUR: CERTIFICATIONS**

**I. CERTIFICATION OF COMPLIANCE**

For purposes of the certifications in A, B, and C below, the term "affiliate" means any individual or entity that, directly or indirectly: controls the Undersigned, is controlled by the Undersigned, or is, with the Undersigned, under common control of another individual or entity. Indicia of control include, without limitation: interlocking management or ownership; identity of interests among family members; shared facilities and equipment; common use of employees; or organization of a business entity following the ineligibility of a business entity to do business with the federal government or a state or local government, including the City, using substantially the same management, ownership, or principals as the ineligible entity.

A. The Undersigned is not delinquent in the payment of any tax administered by the Illinois Department of Revenue, nor are the Undersigned or its affiliates delinquent in paying any fine, fee, tax or other charge owed to the City. This includes all water charges, sewer charges, license fees, parking tickets, property taxes or sales taxes. If there are any such delinquencies, note them below:

To the knowledge of the Undersigned, all water charges, sewer charges, license fees, parking tickets, property taxes and sales taxes owed by the Undersigned have been paid or shall be paid when due, subject to any right to appeal or contest the same.

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If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Undersigned certified to the above statements.

B. The Undersigned and its affiliates have not, in the past five years, been found in violation of any City, state or federal environmental law or regulation. If there have been any such violations, note them below:

In response to EPA allegations of a Clean Air violation involving refrigerant record keeping, Jewel Food Stores reached agreement and entered into a Consent Decree with the Agency on April 12, 2005. The agreement requires Jewel to pay a \$100,000 civil penalty, commit to retrofitting at least 37 of its supermarkets in and around the City of Chicago with systems that use non-ozone-depleting refrigerant, and implement an EPA-approved refrigerant management plan. As of February 10, 2006, Jewel has paid the penalty, completed 28 of the 37 required retrofits, and fully implemented its refrigerant management plan.

Jewel currently operates 27 fuel centers in the State of Illinois and has infrequently received Notices of Violation from the Illinois State Fire Marshall related to its underground storage tank systems. During 2005 Jewel received four such notices: #3068 (Westmont) and #3343 (South Elgin) for failure to have a dispenser within 100' view of an attendant; #3240 (Aurora) for failure to have the proper warning signs and fire extinguisher not clearly marked; and #3122 (Moline) for failure to have annual test documentation readily available onsite. All violations were promptly resolved.

If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Undersigned certified to the above statements.



C. If the Undersigned is the Applicant, the Undersigned and its affiliates will not use, nor permit their subcontractors to use, any facility on the U.S. EPA's List of Violating Facilities in connection with the Matter for the duration of time that such facility remains on the list.

D. If the Undersigned is the Applicant, the Undersigned will obtain from any contractors/subcontractors hired or to be hired in connection with the Matter certifications equal in form and substance to those in Section Four, I, (A-C) above and will not, without the prior written consent of the City, use any such contractor/subcontractor that does not provide such certifications or that the Undersigned has reason to believe has not provided or cannot provide truthful certifications.

If the Undersigned is unable to make the certifications required in Section Four, paragraph I (C) and (D) above, provide an explanation:

N.A.  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Undersigned certified to the above statements.

**II. CHILD SUPPORT OBLIGATIONS - CERTIFICATION REGARDING COURT-ORDERED CHILD SUPPORT COMPLIANCE**

For purposes of this part, "Substantial Owner" means any individual who, directly or indirectly, owns or holds a 10% or more interest in the Undersigned. *Note: This may include individuals disclosed in Section One (Disclosure of Ownership Interests), and individuals disclosed in an EDS filed by an entity holding an interest in the Applicant.*

If the Undersigned's response below is #1 or #2, then all of the Undersigned's Substantial Owners must remain in compliance with any such child support obligations until the Matter is completed. Failure of the Undersigned's Substantial Owners to remain in compliance with their child support obligations in the manner set forth in either #1 or #2 constitutes an event of default.

**Check one:**

- 1. No Substantial Owner has been declared in arrearage on any child support obligations by the Circuit Court of Cook County, Illinois or by another Illinois court of competent jurisdiction.
- 2. The Circuit Court of Cook County, Illinois or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations. All such Substantial Owners, however, have entered into court-approved agreements for the payment of all such child support owed, **and** all such Substantial Owners are in compliance with such agreements.
- 3. The Circuit Court of Cook County, Illinois or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations **and** (a) at least one such Substantial Owner has not entered into a court-approved agreement for the payment of all such child support owed; **or** (b) at least one such Substantial Owner is not in compliance with a court-approved agreement for the payment of all such child support owed; **or** both (a) and (b).
- 4. There are no Substantial Owners.

**III. FURTHER CERTIFICATIONS**

A. The Undersigned and, *if* the Undersigned is a legal entity, its principals (officers, directors, partners, members, managers, executive director):

- 1. are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from any transactions by any federal, state or local unit of government;
- 2. have not, within a five-year period preceding the date of this EDS, been convicted of a criminal offense, adjudged guilty, or had a civil judgment rendered against them in connection with: obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction; a violation of federal or state antitrust statutes; fraud; embezzlement; theft; forgery; bribery; falsification or destruction of records; making false statements; or receiving stolen property;

3. are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (federal, state or local) with commission of any of the offenses enumerated in clause (A)(2) of this section;
4. have not, within a five-year period preceding the date of this EDS, had one or more public transactions (federal, state or local) terminated for cause or default; and
5. have not, within a five-year period preceding the date of this EDS, been convicted, adjudged guilty, or found liable in a civil proceeding, in any criminal or civil action instituted by the City or by the federal government, any state, or any other unit of local government.

B. The certifications in subparts B and D concern:

- the Undersigned;
- any party participating in the performance of the Matter ("**an Applicable Party**");
- any "**Affiliated Entity**" (meaning an individual or entity that, directly or indirectly: controls the Undersigned, is controlled by the Undersigned, or is, with the Undersigned, under common control of another individual or entity. Indicia of control include, without limitation: interlocking management or ownership; identity of interests among family members, shared facilities and equipment; common use of employees; or organization of a business entity following the ineligibility of a business entity to do business with federal or state or local government, including the City, using substantially the same management, ownership, or principals as the ineligible entity); with respect to Applicable Parties, the term Affiliated Entity means an individual or entity that directly or indirectly controls the Applicable Party, is controlled by it, or, with the Applicable Party, is under common control of another individual or entity;
- any responsible official of the Undersigned, any Applicable Party or any Affiliated Entity or any other official, agent or employee of the Undersigned, any Applicable Party or any Affiliated Entity, acting pursuant to the direction or authorization of a responsible official of the Undersigned, any Applicable Party or any Affiliated Entity (collectively "**Agents**").

Neither the Undersigned, nor any Applicable Party, nor any Affiliated Entity of either the Undersigned or any Applicable Party nor any Agents have, during the five years before the date this EDS is signed, or, with respect to an Applicable Party, an Affiliated Entity, or an Affiliated Entity of an Applicable Party during the five years before the date of such Applicable Party's or Affiliated Entity's contract or engagement in connection with the Matter:

1. bribed or attempted to bribe, or been convicted or adjudged guilty of bribery or attempting to bribe, a public officer or employee of the City, the State of Illinois, or any agency of the federal government or of any state or local government in the United States of America, in that officer's or employee's official capacity;
  2. agreed or colluded with other bidders or prospective bidders, or been a party to any such agreement, or been convicted or adjudged guilty of agreement or collusion among bidders or prospective bidders, in restraint of freedom of competition by agreement to bid a fixed price or otherwise; or
  3. made an admission of such conduct described in (1) or (2) above that is a matter of record, but have not been prosecuted for such conduct; or
  4. violated the provisions of Section 2-92-610 of the Municipal Code (**Living Wage Ordinance**).
- C. The Undersigned understands and shall comply with (1) the applicable requirements of the Governmental Ethics Ordinance of the City, Title 2, Chapter 2 -156 of the Municipal Code; and (2) all the applicable provisions of Chapter 2-56 of the Municipal Code (Office of the Inspector General).
- D. Neither the Undersigned, Affiliated Entity or Applicable Party, or any of their employees, officials, agents or partners, is barred from contracting with any unit of state or local government as a result of engaging in or being convicted of (1) bid-rigging in violation of 720 ILCS 5133E-3; (2) bid-rotating in violation of 720 ILCS 5/33E-4; or (3) any similar offense of any state or of the United States of America that contains the same elements as the offense of bid-rigging or bid-rotating.
- E. If the Undersigned is unable to certify to any of the above statements in this Part III, the Undersigned must explain below:

As of III A 5 above, in the preceding five years Albertson's, Inc. or its affiliates have received "Administrative Notice[s] of Ordinance Violation" alleging violations of various Chicago ordinances involving "regulatory violations" such as mislabeling, pricing errors, etc. We investigate the allegations and either pay the proposed administrative penalty, negotiate a reduction of penalty, or convince the agency to dismiss the matter. Unless the matter is dismissed, failure to pay the penalty can result in the charge being referred to District Court. The undersigned is not aware of any such "Administrative Notice[s] of Ordinance Violation" being referred to District court in the past five years.

If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Undersigned certified to the above statements.

**IV. CERTIFICATION OF STATUS AS FINANCIAL INSTITUTION**

For purposes of this Part IV, under Section 2-32-455(b) of the Municipal Code, the term "financial institution" means a bank, savings and loan association, thrift, credit union, mortgage banker, mortgage broker, trust company, savings bank, investment bank, securities broker, municipal securities broker, securities dealer, municipal securities dealer, securities underwriter, municipal securities underwriter, investment trust, venture capital company, bank holding company, financial services holding company, or any licensee under the Consumer Installment Loan Act, the Sales Finance Agency Act, or the Residential Mortgage Licensing Act. However, "financial institution" specifically shall not include any entity whose predominant business is the providing of tax deferred, defined contribution, pension plans to public employees in accordance with Sections 403(b) and 457 of the Internal Revenue Code. [Additional definitions may be found in Section 2-32-455(b) of the Municipal Code.]

**A. CERTIFICATION**

The Undersigned certifies that the Undersigned [check one]:

       is  
  X   is not

a "financial institution" as defined in Section 2-32-455(b) of the Municipal Code.

**B. If the Undersigned IS a financial institution, then the Undersigned pledges:**

"We are not and will not become a predatory lender as defined in Chapter 2 -32 of the Municipal Code. We further pledge that none of our affiliates is, and none of them will become, a predatory lender as defined in Chapter 2-32 of the Municipal Code. We understand that becoming a predatory lender or becoming an affiliate of a predatory lender may result in the loss of the privilege of doing business with the City."

If the Undersigned is unable to make this pledge because it or any of its affiliates (as defined in Section 2-32-455(b) of the Municipal Code) is a predatory lender within the meaning of Chapter 2-32 of the Municipal Code, explain here (attach additional pages if necessary):

N.A.  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Undersigned certified to the above statements.

**V. CERTIFICATION REGARDING INTEREST IN CITY BUSINESS**

Any words or terms that are defined in Chapter 2-156 of the Municipal Code have the same meanings when used in this Part V.

- 1. In accordance with Section 2-156-110 of the Municipal Code:  
Does any official or employee of the City have a financial interest in his or her own name or in the name of any other person in the Matter?  
 Yes                       No

**NOTE: If you answered "No" to Item V(1), you are not required to answer Items V(2) or (3) below. Instead, review the certification in Item V(4) and then proceed to Part VI. If you answered "Yes" to Item V(1), you must first respond to Item V(2) and provide the information requested in Item V(3). After responding to those items, review the certification in Item V(4) and proceed to Part VI.**

- 2. Unless sold pursuant to a process of competitive bidding, no City elected official or employee shall have a financial interest in his or her own name or in the name of any other person in the purchase of any property that (i) belongs to the City, or (ii) is sold for taxes or assessments, or (iii) is sold by virtue of legal process at the suit of the City (collectively, "City Property Sale"). Compensation for property taken pursuant to the City's eminent domain power does not constitute a financial interest within the meaning of this Part V.

Does the Matter involve a City Property Sale?  
 Yes                       No

- 3. If you answered "yes" to Item V(1), provide the names and business addresses of the City officials or employees having such interest and identify the nature of such interest:  
Name                                      Business Address                                      Nature of Interest

N.A.  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

4. The Undersigned further certifies that no prohibited financial interest in the Matter will be acquired by any City official or employee.

**VI. CERTIFICATION REGARDING SLAVERY ERA BUSINESS**

The Undersigned has searched any and all records of the Undersigned and any and all predecessor entities for records of investments or profits from slavery, the slave industry, or slaveholder insurance policies from the slavery era (including insurance policies issued to slaveholders that provided coverage for damage to or injury or death of their slaves) and has disclosed in this EDS any and all such records to the City. In addition, the Undersigned must disclose the names of any and all slaves or slaveholders described in those records. Failure to comply with these disclosure requirements may make the Matter to which this EDS pertains voidable by the City.

**Please check either (1) or (2) below. If the Undersigned checks (2), the Undersigned must disclose below or in an attachment to this EDS all requisite information as set forth in that paragraph (2).**

  X   1. The Undersigned verifies that (a) the Undersigned has searched any and all records of the Undersigned and any and all predecessor entities for records of investments or profits from slavery, the slave industry, or slaveholder insurance policies, and (b) the Undersigned has found no records of investments or profits from slavery, the slave industry, or slaveholder insurance policies and no records of names of any slaves or slaveholders.

       2. The Undersigned verifies that, as a result of conducting the search in step (1)(a) above, the Undersigned has found records relating to investments or profits from slavery, the slave industry, or slaveholder insurance policies and/or the names of any slaves or slaveholders. The Undersigned verifies that the following constitutes full disclosure of all such records:

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**SECTION FIVE: CERTIFICATIONS FOR FEDERALLY FUNDED MATTERS**

**I. CERTIFICATION REGARDING LOBBYING**

A. List below the names of all individuals registered under the federal Lobbying Disclosure Act of 1995 who have made lobbying contacts on behalf of the Undersigned with respect to the Matter: [Begin list here, add sheets as necessary]:

N.A. \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

***[If no explanation appears or begins on the lines above, or if the letters "NA" or if the word "None" appear, it will be conclusively presumed that the Undersigned means that NO individuals registered under the Lobbying Disclosure Act of 1995 have made lobbying contacts on behalf of the Undersigned with respect to the Matter.]***

B. The Undersigned has not spent and will not expend any federally appropriated funds to pay any individual listed in Paragraph (A) above for his or her lobbying activities or to pay any individual to influence or attempt to influence an officer or employee of any agency, as defined by applicable federal law, a member of Congress, an officer or employee of Congress, or an employee of a member of Congress, in connection with the award of any federally funded contract, making any federally funded grant or loan, entering into any cooperative agreement, or to extend, continue, renew, amend, or modify any federally funded contract, grant, loan, or cooperative agreement.

C. The Undersigned will submit an updated certification at the end of each calendar quarter in which there occurs any event that materially affects the accuracy of the statements and information set forth in paragraphs I(A) and I(B) above.

If the Matter is federally funded and any funds other than federally appropriated funds have been or will be paid to any individual for influencing or attempting to influence an officer or employee of any agency (as defined by applicable federal law), a member of Congress, an officer or employee of Congress, or an employee of a member of Congress in connection with the Matter, the Undersigned must complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions. The form may be obtained online from the federal Office of Management and Budget (OMB) web site at <http://www.whitehouse.gov/omb/grants/sflllin.pdf>, linked on the page <http://www.whitehouse.gov/omb/grants/grants forms.html>.



D. The Undersigned certifies that either (i) it is not an organization described in section 501(c)(4) of the Internal Revenue Code of 1986; or. (ii) it is an organization described in section 501(c)(4) of the Internal Revenue Code of 1986 but has not engaged and will not engage in "Lobbying Activities".

E. If the Undersigned is the Applicant, the Undersigned must obtain certifications equal in form and substance to paragraphs I(A) through I(D) above from all subcontractors before it awards any subcontract and the Undersigned must maintain all such subcontractors' certifications for the duration of the Matter and must make such certifications promptly available to the City upon request.

## **II. CERTIFICATION REGARDING NONSEGREGATED FACILITIES**

A. If the Undersigned is the Applicant, the Undersigned does not and will not maintain or provide for its employees any segregated facilities at any of its establishments, and it does not and will not permit its employees to perform their services at any location under its control where segregated facilities are maintained.

**"Segregated facilities,"** as used in this provision, means any waiting rooms, work areas, restrooms, washrooms, restaurants and other eating areas, time clocks, locker rooms and other storage or dressing areas, parking lots, drinking fountains, recreation or entertainment areas, transportation, and housing provided for employees, that are segregated by explicit directive or are in fact segregated on the basis of race, color, religion, sex, or national origin because of habit, local or employee custom, or otherwise.

However, separated or single-user restrooms and necessary dressing or sleeping areas must be provided to assure privacy between the sexes.

B. If the Undersigned is the Applicant and the Matter is federally funded, the Undersigned will, before the award of subcontracts (if any), obtain identical certifications from proposed subcontractors under which the subcontractor will be subject to the Equal Opportunity Clause. Contracts and subcontracts exceeding \$10,000, or having an aggregate value exceeding \$10,000 in any 12-month period, are generally subject to the Equal Opportunity Clause. See 41 CFR Part 60 for further information regarding the Equal Opportunity Clause. The Undersigned must retain the certifications required by this paragraph (B) for the duration of the contract (if any) and must make such certifications promptly available to the City upon request.

C. If the Undersigned is the Applicant and the Matter is federally funded, the Applicant will forward the notice set forth below to proposed subcontractors:

**NOTICE TO PROSPECTIVE SUBCONTRACTORS OF REQUIREMENTS FOR CERTIFICATIONS OF NONSEGREGATED FACILITIES**

Subcontractors must submit to the Contractor a Certification of Nonsegregated Facilities before the award of any subcontract under which the subcontractor will be subject to the federal Equal Opportunity Clause. The subcontractor may submit such certifications either for each subcontract or for all subcontracts during a period (e.g., quarterly, semiannually, or annually).

**III. CERTIFICATION REGARDING EQUAL EMPLOYMENT OPPORTUNITY**

Federal regulations require prospective contractors for federally funded Matters (e.g., the Applicant) and proposed subcontractors to submit the following information with their bids or in writing at the outset of negotiations. **(NOTE: This Part III is to be completed only if the Undersigned is the Applicant.)**

- A. Have you developed and do you have on file affirmative action programs pursuant to applicable federal regulations? (See 41 CFR Part 60-2.)  
 Yes                       No                       N.A.
- B. Have you participated in any previous contracts or subcontracts subject to the equal opportunity clause?  
 Yes                       No                       N.A.
- C. Have you filed with the Joint Reporting Committee, the Director of the Office of Federal Contract Compliance Programs, or the Equal Employment Opportunity Commission all reports due under the applicable filing requirements?  
 Yes                       No                       N.A.

**SECTION SIX: \_\_\_\_\_ NOTICE AND ACKNOWLEDGMENT REGARDING CITY GOVERNMENTAL ETHICS AND CAMPAIGN FINANCE ORDINANCES**

The City's Governmental Ethics and Campaign Financing Ordinances, Chapters 2-156 and 2-164 of the Municipal Code, impose certain duties and obligations on individuals or entities seeking City contracts, work, business, or transactions. The Board of Ethics has developed an ethics training program for such individuals and entities. The full text of these ordinances and the training program is available on line at [www.cityofchicago.org/Ethics/](http://www.cityofchicago.org/Ethics/), and may also be obtained from the City's Board of Ethics, 740 N. Sedgwick St., Suite 500, Chicago, IL 60610, (312) 744-9660. The following is descriptive only and does not purport to cover every

aspect of Chapters 2-156 and 2-164 of the Municipal Code. The Undersigned must comply fully with the applicable ordinances.

**[x] BY CHECKING THIS BOX THE UNDERSIGNED ACKNOWLEDGES THAT THE UNDERSIGNED UNDERSTANDS THAT THE CITY'S GOVERNMENTAL ETHICS AND CAMPAIGN FINANCING ORDINANCES, AMONG OTHER THINGS:**

- 1) Provide that any contract negotiated, entered into or performed in violation of the City's ethics laws can be voided by the City.
- 2) Limit the gifts and favors any individual or entity can give, or offer to give, to any City official, employee, contractor or candidate for elected City office or the spouse or minor child of any of them, including:
  - a. any cash gift or any anonymous gift; and
  - b. any gift based on a mutual understanding that the City official's or employee's or City contractor's actions or decisions will be influenced in any way by the gift.
- 3) Prohibit any City elected official or City employee from having a financial interest, directly or indirectly, in any contract, work, transaction or business of the City, if that interest has a cost or present value of \$5,000 or more, or if that interest entitles the owner to receive more than \$2,500 per year.
- 4) Prohibit any appointed City official from engaging in any contract, work, transaction or business of the City, unless the matter is wholly unrelated to the appointed official's duties or responsibilities.
- 5) Provide that City employees and officials, or their spouses or minor children, cannot receive compensation or anything of value in return for advice or assistance on matters concerning the operation or business of the City, unless their services are wholly unrelated to their City duties and responsibilities.
- 6) Provide that former City employees and officials cannot, for a period of one year after their City employment ceases, assist or represent another on any matter involving the City if, while with the City, they were personally and substantially involved in the same matter.

- 7) Provide that former City employees and officials cannot ever assist or represent another on a City contract if, while with the City, they were personally involved in or directly supervised the formulation, negotiation or execution of that contract.

**SECTION SEVEN: CONTRACT INCORPORATION, COMPLIANCE, PENALTIES, DISCLOSURE**

**The Undersigned understands and agrees that:**

A. The certifications, disclosures, and acknowledgments contained in this EDS will become part of any contract or other agreement between the Applicant and the City in connection with the Matter, whether procurement, City assistance, or other City action, and are material inducements to the City's execution of any contract or taking other action with respect to the Matter. The Undersigned understands that it must comply with all statutes, ordinances, and regulations on which this EDS is based.

B. If the City determines that any information provided in this EDS is false, incomplete or inaccurate, any contract or other agreement in connection with which it is submitted may be rescinded or be void or voidable, and the City may pursue any remedies under the contract or agreement (if not rescinded, void or voidable), at law, or in equity, including terminating the Undersigned's participation in the Matter and/or declining to allow the Undersigned to participate in other transactions with the City.

C. Some or all of the information provided on this EDS and any attachments to this EDS may be made available to the public on the Internet, in response to a Freedom of Information Act request, or otherwise. By completing and signing this EDS, the Undersigned waives and releases any possible rights or claims which it may have against the City in connection with the public release of information contained in this EDS and also authorizes the City to verify the accuracy of any information submitted in this EDS.

D. The Undersigned has not withheld or reserved any disclosures as to economic interests in the Undersigned, or as to the Matter, or any information, data or plan as to the intended use or purpose for which the Applicant seeks City Council or other City agency action.

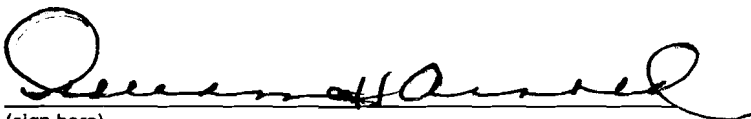
E. The information provided in this EDS must be kept current. In the event of changes, the Undersigned must supplement this EDS up to the time the City takes action on the Matter.

**CERTIFICATION**

Under penalty of perjury, the person signing below: (1) warrants that he/she is authorized to execute this EDS on behalf of the Undersigned, and (2) warrants that all certifications and statements contained in this EDS are true, accurate and complete as of the date furnished to the City.

ALBERTSON'S, INC., a Delaware corporation  
(Print or type name of individual or legal entity submitting this EDS)

Date: 3/6/06



(sign here)

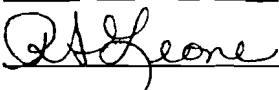
Print or type name of signatory:

William H. Arnold

Title of signatory:

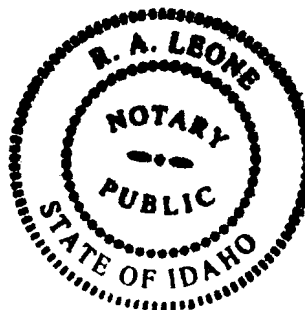
Group Vice President, Real Estate Law

Subscribed to before me on [date] March 6, 2006, at Ada County, Idaho [state].



Notary Public.

Commission expires: 10/28/10



**(DO NOT SUBMIT THIS PAGE WITH YOUR EDS. The purpose of this page is for you to recertify your EDS prior to submission to City Council or on the date of closing. If unable to recertify truthfully, the Undersigned must complete a new EDS with correct or corrected information)**

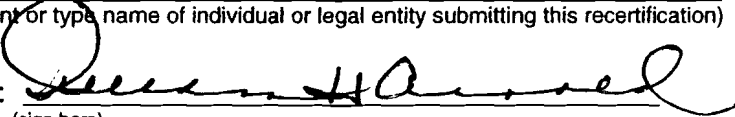
**RECERTIFICATION**

**Generally, for use with City Council matters. Not for City procurements unless requested.**

This recertification is being submitted in connection with Redevelopment Agreement, planned development and vacation between Applicant and the City of Chicago in connection with the development of a Jewel-Osco store at the Southwest corner of Kinzie Street and Des Plaines Avenue. [identify the Matter]. Under penalty of perjury, the person signing below: (1) warrants that he/she is authorized to execute this EDS recertification on behalf of the Undersigned, (2) warrants that all certifications and statements contained in the Undersigned's original EDS are true, accurate and complete as of the date furnished to the City and continue to be true, accurate and complete as of the date of this recertification, and (3) reaffirms its acknowledgments.

Albertson's, Inc., a Delaware corporation  
(Print or type name of individual or legal entity submitting this recertification)

Date: \_\_\_\_\_

By:   
(sign here)

Print or type name of signatory:

William H. Arnold

Title of signatory:

Group Vice President, Real Estate Law

Subscribed to before me on [date] March 6, 2006 at Ada County, Idaho [state].

 Notary Public.

Commission expires: 10/28/10

