

# BENCHMARKING GRID BUSINESS PURCHASE OFFER

## TABLE OF CONTENTS

	PAGE
1.00 INSTRUCTIONS .....	2
2.00 BENCHMARKING GRID .....	3
3.00 BENCHMARK AGREEMENT.....	31

ooooo

© edilex inc.  
www.edilex.com

**1.00 INSTRUCTIONS**

If this is your first attempt at using one of our benchmarking grids we recommend that you consult document number **0004500** for instructions on how best to use this tool, which can be found in **Chapter 00 - Contractual Process** in the Contract Forms available on our website.

ooooo

© edilex inc.  
www.edilex.com

---

**2.00 BENCHMARKING GRID**

BENCHMARK AGREEMENT: Y02.250	MATCHING PROVISION(S)	VARIATIONS/OBSERVATIONS <sup>1</sup>
<b>IDENTIFICATION AND COORDONNATES</b>		
<b>IDENTIFICATION OF PARTIES :</b>		
OFFEROR		
OFFEREE		
<b>AND AS INTERVENOR:</b>		
SURETY		
<b>RECITALS</b>		
(A) OFFEREE’s business		
(B) Contemplated Transaction		
(C) Written offer requested		

<sup>1</sup> If the clause situated in the Matching Provisions column is deficient in some way (see list of deficiency codes located after list of deficiencies), we recommend placing an asterisk next to that clause number and to record the deficiency in the list of deficiencies that appears at page 30 of this document.

BENCHMARK AGREEMENT: Y02.250	MATCHING PROVISION(S)	VARIATIONS/ OBSERVATIONS <sup>1</sup>
(D) Legal instrument		
<b>0.00 INTERPRETATION</b>		
<b>0.01 Definitions</b>		
0.01.01 Accounts Payable		
0.01.02 Accounts Receivable		
0.01.03 Activities		
0.01.04 Adverse Event		
0.01.05 Best Efforts		
0.01.06 Breach		
0.01.07 Clients		
0.01.08 Closing Certificate		
0.01.09 Closing Date		
0.01.10 Confidential Information		
0.01.11 Creditor		

BENCHMARK AGREEMENT: Y02.250		MATCHING PROVISION(S)	VARIATIONS/OBSERVATIONS <sup>1</sup>
0.01.12	Domain Name		
0.01.13	Effective Date		
0.01.14	Employees		
0.01.15	Encumber or Encumbrance		
0.01.16	Equipment		
0.01.17	Force Majeure		
0.01.18	Fundamental Provisions		
0.01.19	Hazardous Materials		
0.01.20	Indemnification Warranty		
0.01.21	Intellectual Property		
0.01.22	Interim Period		
0.01.23	Law		
0.01.24	Legal Representatives		
0.01.25	Notice of Acceptance and Disclosure		
0.01.26	Offer		
0.01.27	Ordinary Course of Business		