

BRHC Oversight Committee:

The API Executive Committee can meet no earlier than April 11 to review our approval and request for urgent advance funding of the Fudan Laboratory through Cinpathogen. Meanwhile, the laboratory and research program in Shanghai is at risk of stalling.

Under the BHRC agreement with API, approval of BHRC Oversight Committee actions by the API, including its Executive Committee, is not necessary.

Please affirm your continued support for the Study by reviewing and approving the following motion, amended from the March 29, 2007, meeting.

The BHRC member companies request that API disburse up to \$6,559,864 to execute the appropriate agreements with Cinpathogen and University of Colorado to complete the Shanghai Health Study, recognizing that appropriate agreements would need to be in place:

- between Cinpathogen and Fudan,
- to address the needs of AHS,
- between Cinpathogen and University of Colorado, and
- between API and the 5 BHRC sponsoring companies.

The BHRC will review and approve the proposals and API is requested to contract as expeditiously as possible, consistent with its contracting processes and procedures as practicable. Payments would be provided under the contracts to keep the study sufficiently funded, up to a total of \$6,559,864, as long as the following terms were being met:

- Enhanced QA/QC process outlined in the QA/QC Team charter would be in place and bimonthly reporting of metrics defined by the QA/QC Team would be provided to the BHRC TC by the QA/QC Team Chair.
- Business continuity plan covering any single vacancy by either Dr. Irons or Dr. Wong would be submitted to the BHRC TC respectively by Dr. Irons and Dr. Wong.

The BHRC member companies request that up to \$2M be released by API to Cinpathogen as an advance prior to final contracts being executed. This is a compelling, time sensitive situation due to laboratory funding issues in Shanghai and requires immediate attention. Additional payments would be provided under contract to keep the study sufficiently funded, up to a total of \$6,559,864.