



Bristol-Myers Squibb



Pfizer Australia Pty Ltd

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C&A: 03 October 2016

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Dear erterteeerte ertert

Loan of AliveCor Mobile ECG device

Pfizer Australia Pty Ltd (Pfizer) and Bristol-Myers Squibb Australia Pty Ltd (BMS) are committed to supporting the delivery of quality patient care. In light of this commitment, we would like to offer you the loan of the AliveCor Mobile ECG device for a period of 6 weeks covering **23 October 2016 to 04 December 2016**.

Additionally, we need to tell you about an important matter relating to accepting this offer letter.

As you may be aware, Pfizer is a subsidiary of the U.S. Company, Pfizer Inc., and BMS is a subsidiary of the U.S. Company, Bristol-Myers Squibb Company and as a result, they must ensure that their activities are conducted in accordance with the US Foreign Corrupt Practices Act (FCPA). In essence, the FCPA prohibits making, promising, or authorizing the making of a payment or providing anything of value to a non-U.S. Government official to improperly or corruptly obtain or retain business or otherwise gain an improper advantage. The definition of Government Official is defined quite broadly and would include all health care professionals in Australia, as well as public servants and elected officials.

Therefore, in return for accepting the loan of this equipment, we are required to inform you of the following conditions governing this agreement:

- **The loan of this equipment is in no way an inducement for you or other HCPs to reimburse, prescribe, or purchase a Pfizer or BMS product or act as an improper influence to Pfizers or BMSs business activities.**
- **Neither Pfizer nor BMS are the manufacturer of this equipment. Alive Technologies is the manufacturer of this equipment, and all enquiries regarding this equipment should be directed to them at Tel: 07 55284850 or Email: info@alivetec.com.**
- **To the full extent permitted by law, Pfizer and BMS exclude all warranties, express or implied, in connection with the loan of this equipment to you, as well as all liability (including for negligence) for any personal injury or death, or loss, expense or damage (including loss of opportunity) whether direct, indirect, special or consequential, arising in any way out of or in connection with the use of this equipment, any technical difficulties or equipment malfunction (whether or not under Pfizers or BMSs control), or any theft or unauthorized access of, or third party interference with, this equipment. To the full extent permitted by law, Pfizers and BMS liability (including for negligence) arising out of or in connection with this letter shall be limited to a maximum of A\$20,000.**

Pfizer and BMS reserve the right to:

- **review the way the equipment is being used, and**
- **request evidence that the equipment is being stored securely, and maintained appropriately whilst on loan to you.**

Notwithstanding anything else in this letter, Pfizer and BMS remains the owner of this equipment and will replace faulty equipment (subject to availability)

Pfizer and BMS take these legal obligations seriously. Consequently, if we find that you or associates have not met these conditions, we will terminate our support and we will not provide any further support in the future.

We look forward to working with you. In the meantime, should you need any further information, please contact me on 0418 110 158.

Yours sincerely,

Daniel Cooper

☐ By signing below: (a) I acknowledge and agree to the conditions stated above, and (b) I confirm that I have received this device, it is in good working order and I have been trained on its appropriate use

Signed:

Please print name: