

common law of agency and it is not the intention of either CE or BA that BA constitute an “agent” under such common law.

- 5.9 **Counterparts; Facsimiles.** This BA Agreement and any exhibits hereto may be executed in one or more counterparts; each counterpart shall be deemed an original. Facsimile copies hereof shall be deemed to be originals.
- 5.10 **Notices.** All notices required or permitted to be given under this BA Agreement shall be in writing and shall be sufficient in all respects if delivered personally, by nationally recognized overnight delivery service, or by registered or certified mail, postage prepaid, addressed as follows:

If to CE:

Title: General Counsel
Address: 445 Grant Avenue, Suite 700
San Francisco, CA 94108

If to BA:

At the address set forth on the signature page
of the Agent/Broker Agreement

Notice shall be deemed to have been given upon transmittal thereof as to those personally delivered, upon the first day after mailing as to those sent by nationally recognized overnight delivery service, and upon the third day after mailing as to those sent by United States Mail. The above addresses may be changed by giving notice in the manner provided for above.

IN WITNESS WHEREOF, the parties hereto have duly executed this BA Agreement as of the Effective Date.

CE

By:



Name: Lawrence Loo, MPH

Title: Chief Executive Officer

BA

By: _____

Name: _____

Title: _____