

July 9, 2009

Mr. Edgar M. Swindell
Associate General Counsel/Ethics
Designated Agency Ethics Official
U.S. Department of Health and Human Services
Room 710-E, Hubert H. Humphrey Building
200 Independence Avenue, SW
Washington, DC 20201

Dear Mr. Swindell:

The purpose of this letter is to describe the steps that I will take to avoid any actual or apparent conflict of interest in the event I am confirmed for the position of Director of the National Institutes of Health (NIH), U.S. Department of Health and Human Services.

As required by 18 U.S.C. § 208(a), I will not participate personally and substantially in any particular matter that has a direct and predictable effect on my financial interests or those of any person whose interests are imputed to me, unless I first obtain a written waiver, pursuant to 18 U.S.C. § 208(b)(1), or qualify for a regulatory exemption, pursuant to 18 U.S.C. § 208(b)(2). I understand that the interests of the following persons are imputed to me: any spouse or minor child of mine; any general partner of a partnership in which I am a limited or general partner; any organization in which I serve as officer, director, trustee, general partner or employee; and any person or organization with which I am negotiating or have an arrangement concerning prospective employment.

Upon confirmation, I will resign from the following positions:

The BioLogos Foundation - *President and Board Member*;
Association of American Physicians - *President and Council Member*;
American Academy of Achievement - *Board Member*;
American Association for the Advancement of Science - *Senior Editorial Board Member*;
American Scientific Affiliation - *Advisory Council Member*;
PathNorth, LLC - *Honorary Member*;
The Trinity Forum - *Senior Fellow*; and
Hastings Center - *Fellow*

For a period of one year after my resignation from each of these entities, I will not participate personally and substantially in any particular matter involving specific parties in which that entity is a party or represents a party, unless I am first authorized to participate, pursuant to 5 C.F.R. § 2635.502(d).

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During my appointment to the position of Director, I will obtain your prior approval for outside speaking engagements. I will comply with the requirements you establish for any such approval and with the applicable standards of conduct for speaking and for travel reimbursement.

I may receive royalties for the following books already published, and advances and royalties for the following books that are not yet published: The Language of God: A Scientist Presents Evidence for Belief (2006); Principles of Medical Genetics (2nd ed., 1998); The Language of Life (not yet published); and The Little Book of Belief (not yet published). In addition, I will appear as an author of Ex 4,6 (working title, not yet published). As Director, I will not participate personally and substantially in any particular matter that has a direct and predictable effect on the ability or willingness of the publishers of these books to honor their contractual obligations regarding these royalties, unless I first obtain a written waiver, pursuant to 18 U.S.C. §208(b)(1). During my appointment to the position of Director, I will not work on these books or participate in promotional activities. I will not permit the publishers of these books to use my title in connection with the promotion of any of these books, except as one of several biographical details as provided in 5 C.F.R. § 2635.807(b). Any promotional materials created prior to the date of my confirmation will make no reference to the Director position or my nomination, and they will clearly indicate the date of their creation.

My spouse is an Officer of the Genetic Alliance and an active participant in the National Society of Genetic Counselors. I will not participate personally and substantially in any particular matter involving specific parties in which either of these entities is a party or represents a party, unless I am first authorized to participate, pursuant to 5 C.F.R. § 2635.502(d). I also will not participate personally and substantially in any particular matter that has a direct and predictable effect on my spouse's employment or future compensation with Genetic Alliance, unless I first obtain a written waiver, pursuant to 18 U.S.C. § 208(b)(1). In addition, my spouse has agreed not to communicate with NIH on behalf of either of these entities or other organizations during my appointment as Director.

My spouse may receive royalties for her book, A Guide to Genetic Counseling (1998). As Director, I will not participate personally and substantially in any particular matter that has a direct and predictable effect on the ability or willingness of the publisher to honor its contractual obligation regarding these royalties, unless I first obtain a written waiver, pursuant to 18 U.S.C. §208(b)(1).

In order to avoid potential conflicts of interest during my appointment as Director, I, my spouse, or any minor children of mine will not acquire any interests in Substantially Affected Organizations, as that term is defined for purposes of the Supplemental Standards of Ethical Conduct for Employees of the Department of Health and Human Services at 5 C.F.R. § 5501.109(b)(10) or in entities involved, directly or through subsidiaries, in the following industries: (1) research, development, manufacture, distribution, or sale of pharmaceutical, biotechnology, or medical devices, equipment, preparations, treatment, or products; (2) veterinary

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products; (3) healthcare management or delivery; (4) health, disability, or workers compensation insurance or related services; (5) food and/or beverage production, processing or distribution; (6) communications media; (7) computer hardware, computer software, and related internet technologies; (8) wireless communications; (9) social sciences and economic research organizations; (10) commercial airlines, railroads, shiplines, and cargo carriers; or (11) sector mutual funds that concentrate their portfolios on one country other than the United States. In addition, we will not acquire any interests in sector mutual funds that concentrate in any of these sectors. I am identified by non-federal entities as an inventor on several patents for which I may be entitled to receive royalty payments during my appointment as Director, NIH. Upon confirmation, I will divest myself permanently of any such rights to receive royalties.

Finally, I understand that as an appointee I am required to sign the Ethics Pledge (Exec. Order No. 13490) and that I will be bound by the requirements and restrictions therein in addition to the commitments I have made in this and any other ethics agreement.

Sincerely,

A handwritten signature in dark ink, appearing to read "Francis S. Collins", written in a cursive style.

Francis S. Collins, M.D., Ph.D.

August 5, 2009

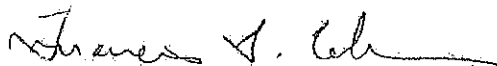
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Dear Mr. Swindell:

This letter supplements the ethics agreement that I signed on July 9, 2009. In order to avoid any actual or apparent conflict of interest in the event I am confirmed for the position of Director of the National Institutes of Health, U.S. Department of Health and Human Services, I will undertake the following measure in addition to the measures described in my July 9, 2009, ethics agreement.

As reflected on Pages 6 and 7 of my public financial disclosure report, I recently received honoraria from Boston College, Presbyterian Health Services, the American Pharmacists Association, and the Nevada Medal from the Desert Research Institute. As reflected on Page 8 of my public financial disclosure report, as corrected, I also received an honorarium from Luminex Corporation for a presentation that I delivered on May 5, 2009. For a period of one year following my receipt of these payments, I will not participate personally and substantially in any particular matter involving specific parties in which any of these entities is a party or represents a party, unless I am first authorized to participate, pursuant to 5 C.F.R. § 2635.502(d).

Sincerely,

A handwritten signature in dark ink, appearing to read "Francis S. Collins", with a stylized flourish at the end.

Francis S. Collins, M.D., Ph.D.