

## **Axonics Modulation Technologies, Inc.**

### Declaration of Compliance with California Health and Safety Code §§ 119400 – 119402

Axonics Modulation Technologies, Inc. (hereinafter “Axonics”) declares, to the best of its knowledge and upon a good faith understanding of applicable statutory requirements, that it has adopted a Comprehensive Compliance Program that satisfies the requirements of California Health & Safety Code §§ 119400-119402 and that is in accordance with the April 2003 publication “Compliance Program Guidance for Pharmaceutical Manufacturers,” which was developed by the United States Department of Health and Human Services Office of Inspector General (OIG). Additionally, Axonics declares, to the best of its knowledge and upon a good faith understanding of applicable statutory requirements, that it is in full compliance with its Comprehensive Compliance Program and annual aggregate limit, as detailed below.

Axonics has set the annual aggregate limit on covered promotional expenditures at \$3,000 per covered medical or health care professional for annual periods commencing on October 1, 2021. This limit may be revised by Axonics from time to time. The foregoing limit does not represent any usual, customary, average, or typical amount for medical or health care professionals.

Axonics exempts certain expenditures from this limit based upon a good faith understanding of California Health & Safety Code §§ 119400-119402 and the AdvaMed Code. Such exemptions include:

- Financial support for continuing medical education forums;
- Financial support for health education scholarships;
- Payments made for legitimate professional services provided by a health care or medical professional, including, but not limited to, consulting, that are provided at the fair market value for the services rendered;
- Items of *de minimis* value and primarily associated with a health care or medical professional or patient’s education; and
- Documents, informational or educational brochures, and other items that inform medical or health care professionals about Axonics products, provide scientific and educational data, support medical research and education, or enhance a patient’s understanding or management of a disease state or disorder.

To ensure continued compliance with the requirements of California Health & Safety Code §§ 119400-119402 and the Axonics Comprehensive Compliance Program, Axonics will review its compliance program at least annually.

A description of Axonics' Corporate Compliance Program, including Axonics' written declaration of compliance with California Health & Safety Code §§ 119400-119402 and the Axonics Comprehensive Compliance Program, may be requested by emailing [legal@axonics.com](mailto:legal@axonics.com), or our toll-free compliance hotline at 833-589-0399.