



## **MELINTA THERAPEUTICS, LLC HEALTHCARE COMPLIANCE PROGRAM**

Melinta Therapeutics, LLC is a commercial-stage company dedicated to providing innovative therapies to people impacted by acute and life-threatening illnesses. Melinta strives to conduct all aspects of its business in accordance with the highest standards of business ethics and to comply with the laws and regulations that govern our industry. It is Melinta's policy that all interactions with medical and health professionals and organizations that are made on behalf of Melinta are consistent with ethical business practices and socially responsible industry conduct. Melinta's Healthcare Compliance Program and related policies and procedures are an expression of this commitment, and are intended to provide guidelines for complying with the law for all Melinta personnel and agents.

As part of this effort, Melinta has adopted an enterprise-wide Comprehensive Compliance Program ("CCP") that is designed to prevent, detect, and resolve potential compliance issues. Our CCP seeks to comply with all applicable federal and state laws and regulations, and is aligned with the principles outlined in industry guidance including the "Compliance Program Guidance for Pharmaceutical Manufacturers" developed by the United States Department of Health and Human Services Office of the Inspector General, and the Pharmaceutical Research and Manufacturers of America's "Code on Interactions with Healthcare Professionals." Our CCP applies to the Company's officers, directors and employees in their conduct of Melinta's business activities, including the activities of any of its subsidiaries or divisions. Additionally, Melinta has a dedicated Compliance department charged with the oversight and implementation of the CCP.

### **Written Standards**

The Melinta Code of Conduct ("Code") is our declaration of ethical and compliance principles that guide our ongoing business operations. It states our expectation that the company's officers, directors and employees will act in accordance with the law and company policy. The Company conducts periodic review of our Code to ensure its continued relevance to its business activities.

Melinta has also adopted a series of compliance policies and procedures to address specific areas of compliance risk applicable to Melinta and the pharmaceutical industry.

### **Annual Spending Limit**

To ensure that they understand our products, Melinta representatives may meet with healthcare professionals ("HCPs") to explain their benefits and risks. Some of these informational and educational presentations may take place over the course of a modest meal to minimize the HCP's time away from his or her patients. In addition to occasional meals, Melinta may provide healthcare-practice related items in accordance with federal and state laws, regulations, guidance, and our CCP. For purposes of complying with the California Health and Safety Code 119402, Melinta has established a maximum annual aggregate limit of \$3,500 for gifts (defined as anything of value provided for free, including meals) given to California health care professionals. The \$3,500 limit does not include the value of items expressly excluded by California law, including drug samples given to physicians and healthcare professionals intended for free distribution to patients. The limit is a cap, not a goal or average; for most health care professionals, the amount will be substantially less.



### **Education and Training**

Education is a key element of the Melinta CCP. Melinta is committed to implementing programs that effectively train its employees on company policies and procedures. New employees receive such instruction as part of their initial training and existing employees are expected to receive compliance training on at least an annual basis. Melinta will review and update its training programs periodically and continue to identify additional areas where training is needed on an ongoing basis.

### **Communication**

Melinta expects its employees, officers and directors to promptly report suspected or actual violations of our CCP and laws and regulations governing our business. Melinta encourages reports to be made to a supervisor, manager, or directly to the Legal and Compliance department. Melinta also maintains a hotline that allows for anonymous reporting of any compliance concerns and a process for investigating and documenting those concerns. Reports can be made to the Melinta Ethics & Compliance Hotline online at [www. Melinta.ethicspoint.com](http://www.Melinta.ethicspoint.com), or toll-free by telephone at 1-855-433-9925.

### **Auditing and Monitoring**

As part of the CCP, Melinta conducts auditing and monitoring activities designed to assess compliance with the CCP policies, procedures and processes, identify potential training needs, and identify policy, procedure or process needs.

### **Responding to Potential Violations**

Melinta is committed to compliance and strives to maintain an active and effective CCP. Disciplinary actions for compliance program violations are addressed in the Melinta Code of Conduct. Melinta has a progressive disciplinary process up to and including termination of employment depending upon the severity of the violation. Disciplinary actions will be timely implemented to ensure that the incident is resolved and to prevent any potential reoccurrence.

### **Melinta Pharmaceuticals, LLC Compliance Program Declaration**

Melinta declares that, as part of our continued focus on compliance, we have developed a Comprehensive Compliance Program that, to the best of our knowledge and as of the date of this declaration, is compliant with the requirements of California Health & Safety Code §§ 119400-119402, and Melinta is in all material respects compliant with its CCP.

Copies of this declaration may be obtained by contacting [Compliance@melinta.com](mailto:Compliance@melinta.com).

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