



David C. Nagel

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August 26, 2010

Dr. Francis S. Collins, M.D., Ph.D.  
Director  
National Institutes of Health  
9000 Rockville Pike  
Bethesda, MD 20892

Dear Dr. Collins:

I am writing on behalf of BP and Robert Dudley, the President and Chief Executive Officer of the Gulf Coast Restoration Organization, regarding a conditional gift to the National Institutes of Health (NIH) to support long-term health studies related to potential effects from the Gulf of Mexico spill.

BP has announced a \$500 million commitment over a 10-year period to create a broad independent research program to be known as the Gulf of Mexico Research Initiative (GRI). The GRI will investigate the fate and effects of oil, dispersed oil, and dispersant on the ecosystems of the Gulf of Mexico and affected coastal States in a broad context of improving fundamental understanding of environmental stresses and potential public and response worker health impacts. The ultimate goal of the research efforts will be to improve society's ability to mitigate the impacts of hydrocarbon pollution and other stressors on the marine environment and on public and worker health, with an emphasis on the manifestation of these impacts in the Gulf of Mexico and the Gulf Coast.

The bulk of the GRI activity will be funded through a proposal process coordinated by an Advisory Council comprised of scientific experts with deep understanding of the technical content and research management issues of a program of this magnitude.

The Secretary of Health and Human Services Kathleen Sebelius sent a letter dated May 28, 2010 to Lamar McKay, the Chairman and President of BP America Inc., in which she requested BP's support for long-term health studies related to potential effects arising from the Gulf of Mexico spill. In order to expedite the release of funding to address the important health research issues addressed in Secretary Sebelius' May 28 request and research needs identified at the Institute of Medicine (IOM) Workshop on June 22 and 23, and in recognition that the NIH has been a driving force behind public health advances for decades, BP has decided to make a portion of the \$500 million total available through a conditional gift of \$10 million to the NIH with a condition that the majority of the funds support work conducted in collaboration with Gulf Coast institutions or consortia of institutions. This effort builds on the existing work of Unified Area Command and CDC/NIOSH to identify and protect all workers engaged in the spill response.

Accordingly, the funds shall be applied for the purpose of research, analyses and data integrity management associated with public health issues and with long term studies of spill response workers.

This conditional gift is intended to support the near-term needs of Gulf based researchers and their collaborators, including local and state agencies. Decisions regarding distribution of funds must be made with input from representatives from Gulf states, specifically with input from local academic institutions and in coordination with work already underway under the auspices of local and state officials. The work should be guided by the principles derived from the IOM Workshop.

If this conditional gift from BP is accepted by the NIH, the following conditions will apply:

- Funds received from BP are to be spent on near-term research needs consistent with the GRI theme of Gulf Coast public and response worker health. The NIH is expected to use its best efforts to ensure that the majority of funds are either spent or committed by June 30, 2011, with the balance being used as soon as practical thereafter. Funds are considered committed with respect to a proposed health study if the NIH has selected that proposal for funding and communicated that decision to the person, entity, or consortium that submitted that proposal.
- Project proposals should be evaluated at least in part in accordance with the recommendations that arise out of the IOM Workshop that occurred June 22- 23, 2010.
- Project proposals should be peer-reviewed and approved by appropriate experts before project commencement.
- Documentation will be provided regarding outreach to and engagement with local and state officials, in order to avoid duplication of work already commissioned.
- A significant portion of these research projects should involve trusting partnerships at the local Gulf Coast state level as well as local involvement in this effort.
- Most funding proposal applicants will be required to demonstrate involvement of Gulf Coast communities and institutions preferably in the affected region and that the research conducted with this funding will be of the highest scientific caliber.
- The resulting data, measurement information and findings will be made fully and openly available as quickly as practical in accordance with standard practice applicable to this type of research. BP should be informed when such information is made available.
- Reports and papers should be published in the tradition of academic science, including significant peer review by appropriate independent experts.

This research program will be managed in the tradition of full academic freedom and independent peer-review, and BP's support shall in no way interfere with the scientific freedom of the research institutions. BP understands that NIH is required to administer this conditional gift in a manner that is consistent with existing NIH policy and all applicable laws and regulations. Furthermore, BP does not intend to secure any endorsement as a result of this conditional gift. However, to provide transparency and allow informed decision making, BP should be identified as the originating source of the funds in any request for proposals and in the contracts for the selected research activities. BP values the NIH's combined expertise and looks forward to the scientific findings that will result from the work that will be funded by this conditional gift.

August 26, 2010

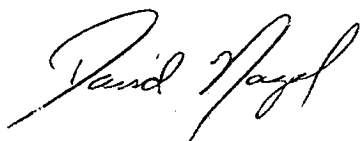
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By accepting this conditional gift, BP and the NIH understand that (i) the NIH in commissioning the research projects funded by the conditional gift will be operating as an independent entity and not as an agent or employee of BP, (ii) the NIH will use the conditional gift solely to administer funds and to fund the research projects described above, and will not transfer or assign any portion of the conditional gift to any person or entity not affiliated or directly collaborating with the NIH (iii) the NIH will comply with all applicable laws and regulations in conducting such research projects, including without limitation all applicable standards regarding health, safety and the environment.

As the GRI proposal process moves forward, BP encourages the NIH or any combination of its collaborating institutions to participate, either as partners with another institution or consortium of institutions consistent with terms to be announced. Acceptance of the funds awarded by virtue of this letter will not influence the NIH or its collaborating partners' eligibility to compete for additional funds consistent with the terms that will be announced.

Please sign a copy of this letter and return a hard copy to my office and a scanned pdf to James.Breson@bp.com to indicate your acceptance of the terms described above. The conditional gift shall then be made to the NIH pursuant to the wire instructions that you provide us.

Sincerely,



David C. Nagel  
Executive Vice President-BP America Inc.

Accepted By:

The National Institutes of Health

By: Francis S. Collins

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

Date: AUG 27 2010

Reference the accompanying NIH  
Acceptance letter.

Francis S. Collins