Replacement Products Policy

This document sets forth Alkermes, Inc.'s ("**Alkermes**") policy concerning requests made by healthcare professionals (e.g., physicians, nurse practitioners, physician assistants, nurses (RNs, LPNs, LVNs and medical assistants), pharmacists, counselors, psychologists, and licensed social workers) or pharmacies, each of which must be licensed to dispense and administer Products (as defined herein) (each, "**End Customers**") for replacement of Alkermes' injectable products listed with an Alkermes' National Drug Code ("**NDC**") (each NDC, a "**Product**") (a) purchased by such End Customer directly from Alkermes or an authorized distributor of record of Alkermes (each, an "**Authorized Distributor**") or (b) received by such End Customer without charge from Alkermes or its third party vendors (i) as a PDMA sample, (ii) as Product under an Alkermes Patient Assistance Program, (iii) as Product under Alkermes' Hospital Inpatient Free Trial Program, or (iv) as Product otherwise provided by Alkermes free of charge (i.e., as a charitable donation).

Alkermes' Replacement Products Policy takes precedence over all other replacement products policies covering End Customers which pertain to Products acquired from entities, including but not limited to, distributors, wholesalers, pharmacies, retailers, clinics and hospitals.

1. All Products subject to a Product replacement request must not have been administered to a patient.

2. Expired Products (i.e., if the expiration date on the package/container of the Product subject to a Product replacement request has passed) will not be replaced.

3. Products which are damaged or defective, where such damage or defect was not caused, directly or indirectly, by the End Customer, will be considered for replacement.

4. Product which was prepared for administration to a patient will be considered for replacement if:

    4.1. It was reasonably prepared in anticipation of administration to the patient within a reasonable time prior to patient's arrival at the End Customer's facility and was not administered due to patient's refusal to accept administration of the Product, where patient previously consented to administration of the Product, or clinical reasons, which arose after preparation of the product for administration and which were not present previously when patient consented to administration of the Product; and

    4.2. The need for such replacement was not caused, directly or indirectly, by the End Customer's negligence or intentional misconduct.

5. All Products subject to a Product Replacement Request:

    5.1. Must have been properly stored and handled by the End Customer;

    5.2. Must not be damaged from such perils as are normally insured including, without limitation, vandalism, malicious mischief, natural disaster, and improper storage;

    5.3. If the Product was purchased from Alkermes or an Authorized Distributor or any other source, End Customer must ensure that no commercial or government insurance claim for reimbursement will be processed, nor will cash payment be sought or collected, including in the form of a patient copayment or deductible, for both the original Product and the replacement Product; and

5.4. If the Product was provided without charge from Alkermes or its third party vendors (i) as a PDMA sample, (ii) as Product under an Alkermes Patient Assistance Program, (iii) as Product under Alkermes' Hospital Inpatient Free Trial Program, or (iv) as Product otherwise provided by Alkermes free of charge (i.e., as a charitable donation), End Customer must ensure that no commercial or government insurance claim for reimbursement will be processed, nor will cash payment be sought or collected, including in the form of a patient copayment or deductible, for either the original Product or the replacement Product.

6. All Product replacement requests by Authorized Distributors, third party processors and/or similar entities which are not End Customers will be declined.

7. Each requesting End Customer must complete an Application and Certification for Alkermes Product Replacement for consideration and processing of any request for replacement of a Product. Original Product subject to the replacement request should be retained by the End Customer until receiving further instruction from Alkermes. **The form Application and Certification for Alkermes Product Replacement may be obtained by faxing your request to 1-844-329-2557 or emailing your request to usmedinfo@alkermes.com**.

8. Alkermes reserves the sole right to determine whether items qualify for replacement.

9. Pedigree documentation in respect of the replaced Product must be provided upon Alkermes request.

10. The Alkermes Replacement Product Policy is in effect as of August 1, 2017, and is subject to change at any time at Alkermes' sole discretion and without prior notice.