Dear colleagues:

Please find attached the following documents:

1. Revised draft of the APA with the following proposed minor edits:
   a. Article
   b. Section
   c. Annex V:

2. Clean version of the APA

We remain available at your request to address any questions or concerns you may have. Thank you for the tremendous effort to finalize today!

Kind regards,

From:
To:
Cc:
Subject: RE: Our comments
Date: mardi 24 novembre 2020 18:39:08
Attachments:
Annex 8 - APA GENERAL DRAFT CONTRACT REV (Clean Version 11.24.20).DOCX
Annex 8 - APA GENERAL DRAFT CONTRACT REV (11.24.20).DOCX
tomorrow morning and subsequent notification to the Member States still in the afternoon. It appears that two Member States have a public holiday which means that we have to wait six working days instead of five to be able to proceed to signature.

Thank you for the excellent cooperation!

Team

From: [mailto] @moderntx.com
Sent: Tuesday, November 24, 2020 2:33 AM
To: [mailto] @modernmatx.com; [mailto] @modernmatx.com
Cc: [mailto] @modernmatx.com; [mailto] @modernmatx.com; [mailto] @modernmatx.com; [mailto] @modernmatx.com

Subject: RE: Our comments

Thank you very much for your email. Please find attached a revised draft with light edits to the agreement and the inclusion of the various annexes. We are available to discuss at your request in order to finalize the agreement.

Thank you very much for your time and continued consideration on behalf of Moderna.

Kind regards,

From: [mailto] @modernmatx.com
Sent: Monday, November 23, 2020 2:29 PM
To: [mailto] @modernmatx.com
Cc: [mailto] @modernmatx.com; [mailto] @modernmatx.com; [mailto] @modernmatx.com

Subject: Our comments

Dear colleagues,

Please find enclosed our edits. I would note in particular


the proposed language

the annex has not been reviewed as I sent you comments separately

Annexes are still missing.

The annex is still pending as we will have to present the contract to a meeting of all Member States most likely in the afternoon CET tomorrow and we will have to explain it would be very important if you could confirm by around 11 am CET tomorrow that on your side there are no outstanding issues and that you are able to provide us with a complete clean text including all annexes. I will wake up early tomorrow morning to check my mails should there be any open issues. Just in case, my cell phone is With a bit of luck and endorsement by all Member States, we might be able to proceed with adoption by the Commission either on Wednesday or Thursday but for that we obviously need an agreed text. Should a minor typo like issue emerge later, we can still fix it prior to signature.

For the avoidance of doubt, unless we have commented on your edits, we agree with them.

Let's now give it the last push!

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From: modern@modernatx.com
Sent: Monday, November 23, 2020 7:29 PM
To: SJ <@ec.europa.eu>; modern@modernatx.com
Subject: RE: quick question on logistics

thank you very much for the follow-up document from this is endorsed by Moderna – please consider that our draft. We are waiting for your comments as the next step, and look forward to reviewing those and finalizing the document as soon as you are able to send.

Best,
To: @modernatx.com;

Subject: quick question on logistics

EXTERNAL

We have been reviewing the draft and have spotted a few cross reference, etc., issues. I also note a few questions addressed to us. I just wanted to check whether you are waiting for our comments first because we are waiting for your confirmation on whether the draft is endorsed by Moderna.

Best,

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Please consider the environment before printing this email

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