JUROR QUESTIONNAIRE

TO THE PROSPECTIVE JUROR:

You have been summoned by this Court for jury service in a criminal case entitled *United States v. Elizabeth Holmes*. In this case, the defendant, Elizabeth Holmes, is charged with wire fraud and conspiracy to commit wire fraud. The indictment alleges that Ms. Holmes was the Chief Executive Officer ("CEO") of Theranos, Inc., which was in the blood testing business. The indictment alleges that the defendant and Ramesh "Sunny" Balwani, Theranos' Chief Operating Officer ("COO") and President, knowingly and intentionally devised a scheme or plan to defraud investors in Theranos and paying customers of Theranos. The charges are only allegations and not evidence. The defendant has entered a plea of not guilty to all of the charges in the case and is presumed to be innocent. It will be the responsibility of the government, through the trial, to prove those charges beyond a reasonable doubt.

As part of the jury selection process, each of you must complete this juror questionnaire. The questions on this form assist the Court and the attorneys in the jury selection process for this trial. This questionnaire is designed to obtain information about your background as it relates to your service as an unbiased, fair, and impartial juror in this case.

Unless the question states otherwise, the fact that a particular question is asked does not imply that the subject matter of the question is an issue in this case. As you read the questions, you are not to draw any inferences about the issues that must be decided in this case. The questions are not meant to invade your privacy but to help select a fair and impartial jury for this case.

If there is any reason why you might not be able to give both sides a fair trial in this case, it is important to say so. Please answer each question as fully as you can. Your complete honesty is essential. Do not leave any questions blank. If a question does not apply to you in any way, write "N/A" (for "not applicable"), rather than leaving the form blank. If you do not understand the question, please write that in the space for the answer. If you feel the answer is too personal, please say so in the space provided. You will have the opportunity to discuss your answer privately. If you do not understand a question, need more space for your response, or wish to make further comments about any question, please use the extra sheets attached at the end of the questionnaire. If you use the explanation sheets, please make sure to indicate which numbered question you are answering.

The only purpose of this questionnaire is to determine whether, if selected as a juror, you could fairly and impartially decide this case based solely on the evidence presented at trial and the instructions about the applicable law that will be given by the Court. The Court and the lawyers know that every person has beliefs and biases concerning many things. You should answer with your true feelings, whatever they may be. Do not assume that any of your answers will qualify you or disqualify you from serving on this jury.

You are instructed not to discuss this case or questionnaire with anyone, including your family or fellow jurors. It is also important that you do not engage in any research such as searching for stories or reports on the internet or social media about this case or anyone or anything to do with it. You must not read or listen to any media accounts whether in a newspaper, on the internet, on television, or on the radio. Do not discuss or post anything about this case on any electronic or social media, including Facebook, You Tube, Twitter, Reddit, Instagram, LinkedIn, Snapchat, TikTok, email, text message, any blog, website or chat forum or any other media of any kind. You must not let anyone, including friends and family, court personnel, parties or persons involved in the case talk to you about your views or any aspect of this case until the court has so instructed you to do so.

Your answers are confidential. It is important that you understand that the Court is sensitive to your privacy. They will be reviewed by the Judge and the lawyers in this case. After a jury has been selected the original questionnaire will be returned to the Clerk of the Court and kept under seal and will only be disclosed, if at all, with names and other identifying information removed.

Upon completion, please sign your name on the last page where indicated. You are expected to sign your questionnaire, and your answers will be given the same effect as a statement given to the Court under oath.

Dated: 8/12/2021

Hon. Edward J. Davila United States District Judge

PRELIMINARY MATTERS

1.	The trial in this case may last approximately thirteen (13) weeks, or even longer. The jury will
	generally sit three (3) days per week (Tuesdays, Wednesdays, and Fridays), potentially from
	9:00am to 3:00pm, during that time. Jury service is one of the highest duties and privileges of a
	citizen of the United States. Mere inconvenience or the usual financial hardship of jury service will
	be insufficient to excuse a prospective juror. Do you wish to apply to the Court to be excused on
	the ground that jury service would be a <u>serious</u> hardship?
	YesNo If Yes, please explain the hardship:
2.	Do you have any condition or issue that would affect your ability to serve as a juror, including
	difficulty hearing, seeing, reading, or concentrating?
	Vas No
	Yes No
	If you feel you could serve with accommodations, please indicate the accommodations:
3.	
3.	If you feel you could serve with accommodations, please indicate the accommodations:
3.	If you feel you could serve with accommodations, please indicate the accommodations:
	If you feel you could serve with accommodations, please indicate the accommodations:
	If you feel you could serve with accommodations, please indicate the accommodations:
	If you feel you could serve with accommodations, please indicate the accommodations:
	If you feel you could serve with accommodations, please indicate the accommodations:
4.	If you feel you could serve with accommodations, please indicate the accommodations:
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6.	If called to serve as a juror, how comfortable are you being in a large courtroom with 20-30 people?
7.	Is there any reason relating to the COVID-19 pandemic that would make jury service an undue hardship for you or anyone in your household?
8.	Is there anything else going on in your life or work that would prevent you from giving this case your full attention for the duration of trial? YesNo If Yes, please explain:
9.	Will your employer continue to pay your salary if you are selected to serve on this jury?YesNoNot SureI do not have an employer
10	. Do you have any difficulty reading or understanding English?
	BACKGROUND
	. NAME: Dr. Mr. Mrs. Ms. Miss Age: . Residence: County: City/Town: Neighborhood: How long have you lived at that location? Neurophysical distribution in the second
	Your place of birth: Do you own or rent your home? (Circle) Rent OwnOther

w na	at other communities have you lived in during the last ten years?
13. If calle	d to serve as a juror, how will you commute to the courthouse?
14. What is	s your marital status? (Please Circle)
Sing	ele Married Separated Divorced Widowed Live with a partner
15. What is	s your current job status?
	Working full-time Unemployed
	Working part-time Homemaker
	RetiredDisabled
	Full-time student, please indicate areas of study
	Other, please describe
 Occupa a. 	ation: [PLEASE NOTE: If you are currently not employed, retired, disabled or a homemaker, please describe your most recent prior employment] What is your occupation (or what was it, if not currently employed)?
b.	By whom are (were) you employed?
с. d.	How long have (did) you worked there? Please describe the nature/duties of your job
е.	Do (Did) you supervise other people? What are/were your supervisory responsibilities?
	YesNo If so, how many?
	Responsibilities:
	your working life have you changed careers or occupations and, if so, please describe?
17. During	your working me have you changed careers of occupations and, it so, please describe?
17. During	your working me have you changed careers of occupations and, it so, please describe?

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. Have you ever had a job v	vhich was c	considered ma	anagement	?	Yes _	No	
If Yes, describe that posit	ion with spe	ecifics of you	r role and	how man	y people	you manageo	1?
. What is the highest level	of education	n you comple					
Please describe your educ		-	udu	Dograa	a raceiva	d	
School Name	<u>Iviaj</u> (or areas of stu	uuy	Degree	s receive	<u>u</u>	
							tion
	es or had tr		, legal pro	cedure, or	adminis	tration of jus	
. Have you taken any cours	es or had tr	aining in law	, legal pro	cedure, or	adminis	tration of jus	
. Have you taken any coursYesNo	wing question	aining in law es, please exp ons regarding	g your pres	sent spou	e administ	tration of jus	
. Have you taken any coursYesNoNo Please complete the follow widowed, divorced, or sej	wing questio	aining in law es, please exp ons regarding	g your pres	sent spou	e administ	tration of jus	
. Have you taken any cours YesNo	wing questio	aining in law es, please exp ons regarding ase answer re	g your pres	sent spou	e administ	tration of jus	
. Have you taken any cours YesNo NO NO	wing question parated, plea	aining in law es, please exp ons regarding ase answer re	g your pres	sent spou	e administ	tration of jus	
. Have you taken any cours YesNo	wing question parated, plea	aining in law es, please exp ons regarding ase answer re U H	g your pres	sent spou	e administ	tration of jus	
. Have you taken any cours YesNo NO NO	wing question parated, plea	aining in law es, please exp ons regarding ase answer re U H	g your pres garding your formemaker	sent spou	e administ	tration of jus	

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a. What is his/her occu	pation (or what was it, if retired or u	
b. By whom is (was) s/	he employed?	
How long has (did)	s/he worked there?	
c. Please describe the n	nature of his/her job, was it managen	nent or supervisorial?
	jobs has s/he had in the past?	
		vocational school(s) and/or college(s)
School Name	<u>Major areas of study</u>	Degrees received
their employment?) Mother:	rents' and/or stepparents' occupation Father: Stepfather:	
5. If you have children, pl <u>Sex Age Educa</u>		supation or Year in school
	7	

If other adults live in ve	ana hama in add	tion to those you al	na du daga	whad above a	lagga statat
If other adults live in yo					lease state:
<u>Relationship</u> <u>Sex</u>	<u>Age</u>	Education	<u>Occupa</u>	ation	
Have you or anyone clo	ose to vou receiv	ed any training, exp	erience. or	specialized k	nowledge or
worked in any of the fo	-			_	_
below:	nowing. I lease		ippiles und		planation
Sector	Yes, Me	Yes, Family Member		Someone e to Me	No
Finance					
Investing; Private Equity; Startups; Venture Capital					
Health Insurance					
Healthcare; Health Services					
Services					
Services Blood Testing Pharmacology; Pharmacy;					
Services Blood Testing Pharmacology; Pharmacy;	th a check mark	to any of the above	, please pro	ovide detail:	
Services Blood Testing Pharmacology; Pharmacy; Pharmaceuticals	th a check mark	to any of the above	, please pro	ovide detail: _	

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28.	Have you or anyone close to you ever served in the military (including Reserves, National Guard or ROTC)?
	YesNo
	If Yes, please list the branch, years of service, rank attained, type of discharge, and whether you, your family member, or person close to you served in a military police unit, court martial, and/or were in combat:
29.	What are you and your spouse's/partner's hobbies, major interests, recreational pastimes, and spare time activities?
	Continue on the next page.

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LIFE EXPERIENCE

30. Have you or anyone close to you (as far as you are aware) had any of the following experiences?

Please check the box that applies and then provide an explanation below.

Experience	Yes, Me	Yes, Family Member	Yes, Someone Close to Me	No
Worked in any field that involves blood tests, doctor's tests or other medical care				
Had any work experience with pharmacies (ex. Walgreens; CVS; Safeway; etc.)				
Received any form of medical treatment, vaccine, test or diagnosis in a pharmacy and/or grocery store				
Been involved in a dispute about misdiagnosis, payment for medical treatment, or quality of treatment, including a malpractice dispute				

If you answered Yes to any of the questions above, please provide detail:

31. a. Have you or anyone close to you ever been employed by, had training in, or have been affiliated with any law enforcement or other state or federal government agency (including police, sheriff, corrections, parole or probation, FBI, Immigration, IRS, Securities and Exchange Commission (SEC), Food and Drug Administration (FDA), Department of Health and Human Services (HHS),

Yes	No	If Yes, please identify who, when, and describe the positio	-\~/•			
b. Have you o	r anyone close t	to you ever worked for a court, prosecutor's office, or crimina	1			
defense office	e? This include:	s a judge, District Attorney's office, United States Attorney's	office			
State Attorne	y General, or an	y private or public criminal defense attorney's office?				
Yes	No	If Yes, please explain:				
Have you or anyone close to you ever been the victim of any kind of crime – including domestic						
-		ssault, identity theft, fraud etc. – whether it was reported to la	W			
enforcement a	uthorities or not	1?				
Yes	No	If Yes, please explain:				

	MEDIA
34. What are your n	nain sources of news/current events? Please list those that fall into the categories
below. If you ne	eed more space for any category or other answer, please use additional lines below
Newspapers:	
Social Media:	
Television:	
Radio:	
Internet:	
Conversations:	
Other:	
35. Have you comm	nented on, "liked," posted or, tweeted anything on social media about or relating to
Elizabeth Holm	es, Ramesh "Sunny" Balwani, or Theranos?
	No If Yes, please explain:

36. Do you read, listen to, follow, or subscribe to any of the following individuals on blogs, podcasts, social media, or in any other way? If Yes, please circle the applicable individuals.

John Carreyrou	Roger Parloff	Adam Klasfeld	Ethan Barron
Chuck Barney	Yasmin Khorram	Sara Randazzo	Tom Hals
Matthew Renda	Ken Auletta	Kara Swisher	Eric Topol
Matthew Herper	Rebecca Jarvis	Joel Rosenblatt	

HBO's The Inventor

ABC News' The Dropout Documentary

Thicker Than Water by Tyler Shultz

37. Have you read, watched, listened to, or been told of any of the following? Please circle:

Bad Blood by John Carreyrou	
ABC News' The Dropout Podcast	

ABC News 20/20 on Theranos

"60 Minutes on Theranos"

TED Talk: Theranos, Whistleblowing and Speaking Truth to Power by Erica Cheung

If Yes, please explain: _____

38. Have you read, watched, listened to, or been told of any book, story, magazine article, television program or documentary that touched on or talked about this case? ____ Yes ____ No If Yes, please explain, include where you saw any such item. Please explain: ______

39. Will anything you described above affect your ability to be fair and impartial to both sides in this

case?

____ Yes

____No Please explain: _____

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FAMILIARITY WITH THE CASE
40. Do you know or have you heard about the defendant, Ms. Elizabeth Holmes?
Yes If Yes, please explain how you know Ms. Holmes, or what you
have heard about her, and the source of anything you know or have heard about her:
41. De ven here familierite with an here ven heard shout Therence, Mr. Demash "Summ" Debuggi av
41. Do you have familiarity with or have you heard about Theranos, Mr. Ramesh "Sunny" Balwani, or this case?
Yes No If Yes, please explain what you know/have heard and the source:
42. Have you or anyone close to you ever been employed by or applied to work at Theranos?
If Yes, what were the positions and approximate dates of employment:
 43. Have you or anyone close to you owned securities or interests or invested in Theranos or used its blood testing services? YesNo If Yes, please explain:
14

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Bal	ave you or anyone close to you had any prior experience with Theranos, Ms. Holmes, or Mr. lwani? _YesNo If Yes, please explain:
abo juro	o you or to your knowledge do your friends or family members have strong opinions or feelings out either Ms. Holmes or Mr. Balwani, that would influence your ability to be a fair and impartial for in this case?
 	_YesNo If Yes, please explain:
	list is attached to the end of this questionnaire. Please circle the name of any of the listed people at you personally know.
Ple	ease explain how you recognize or know the individual(s) whom you have circled:
	Continue on the next page.
	15

EXPERIENCE WITH LEGAL SYSTEM

47. Have you previously served as a trial juror or as a grand juror? Yes No

If Yes, please complete for each case on which you served:

	Civil or Criminal	Nature of case (i.e., robbery or personal injury)	When/Where?	Verdict reached? (yes or no)
1				
2				
3				
4				
5				

a. Have you ever served as a jury foreperson? ____Yes ____No

b. Is there any reason that your prior jury service would affect your ability to be fair, objective, and impartial to both sides in this trial? <u>Yes</u> No If Yes, please explain:

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48. Have you or anyone close to you ever had occasion to contact the United States Attorney's Office
or the District Attorney's Office, including the Family Support, Consumer Fraud or Victim/Witne
Divisions?
YesNo If Yes, please explain:
49. Have you or anyone close to you ever had to appear or testify as a plaintiff, defendant, victim, or witness?
YesNo If Yes, please explain:
50. Have you or anyone close to you ever been arrested? If you wish to speak privately with the cour
and attorneys please indicate.
YesNo If Yes, please explain:
51. Have you or anyone close to you ever suffered a substantial monetary loss because of a financial
investment, including stocks, real estate, or business?
YesNo If Yes, please explain:

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	ave you ever reported someone for wrongdoing to your employer or a government agency? YesNo If Yes, please explain:
	ave you or anyone close to you even been accused of fraud or of fraudulently concealing
	formation?
	YesNo If Yes, please explain:
54. Is	there anything about your experiences, opinions, or beliefs about race, color, immigration status
na	tional origin, ethnicity, gender, or sexual orientation which would strongly influence your ability
to	judge the facts of a criminal case or the person accused?
	YesNo If Yes, please explain:
 55. Is	there anything about your personal beliefs, whether religious, moral, ethical, or philosophical,
	at would prevent you from serving as a juror in a criminal case?
	_YesNo If Yes, please explain:
	18

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duties as jurors. Will you be a	this case, the court will instruct you on the a ole to follow these instructions even if you di e explain:	sagree with them?
	fendant is presumed innocent and must be account the avidence presented in court, decides the	
	on the evidence presented in court, decides the	0 1
-	you believe that simply because a person ha	as been charged with a
crime, that person:		
Is Guilty		
Is Not Guilty		
Probably Is Guilty		
Don't Know		
58. In a criminal prosecution the g	overnment has the burden of proving guilt be	yond a reasonable
_	ned innocent; and therefore, has no burden to	
-	t has an obligation to prove his/her innocence	e or produce any
evidence in order to be found		
	s, please explain:	
	19	

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testify, the jury r	defendant need not testify in his or her own defense. If a defendant does not may not consider that fact in any way in reaching a decision as to whether that Do you believe that a defendant must testify in order to be found not guilty? _No If Yes, please explain:
officer or agency judge the facts o	Tone close to you ever had a positive or negative experience with a law enforcement y, federal agency, or the federal government which would influence your ability to f a criminal case or the person accused? No Please explain:
-	you may hear testimony from law enforcement officers. The judge will instruct you
	by of a witness should be given no more or less weight solely because the witness is ant officer. Despite that instruction, would you tend to give the testimony of a law
	icer any more or less weight than you would to the testimony of a witness who is
not a law enforce	
Less weight	
Same weight	
More weight	
-	
	20
	20

- 62. If you are selected to sit as a juror on this case, are you aware of any reason why you could not render a verdict based solely on the evidence presented at trial?
 - ___Yes ____No If Yes, please explain: _____

63. As a juror it is important that you do not obtain information about this case outside of the courtroom. The Court will instruct you that: Because you will receive all the evidence and legal instruction you properly may consider to return a verdict: do not read, watch, or listen to any news or media accounts or commentary about the case or anything to do with it, do not do any research, such as consulting dictionaries, searching the Internet or using other reference materials; and do not make any investigation or in any other way try to learn about the case on your own. Do not visit or view any place discussed in this case, and do not use the Internet or any other resource to search for or view any place discussed during the trial. Also, do not do any research about this case, the law, or the people involved—including the parties, the witnesses or the lawyers—until you have been excused as jurors. If you happen to read or hear anything touching on this case in the media, turn away and report it to me as soon as possible. Will you be able to follow this instruction?

____Yes

No

Please explain: _____

64. Judge Davila will preside over this trial. His courtroom deputy is Ms. Adriana Kratzmann. His court reporter is Ms. Irene Rodriguez. Do you know Judge Davila or any members of his staff?

_Yes ____No If Yes, please explain: _____

any matter you can be	not covered a fair, object	by this qu tive, and	uestionnaire, v impartial juro	vhich creates r in this parti	a questic	on in your min ??	questionnaire, d as to whethe
		No	liscuss private If Yes, please	explain:			
	ything else th	ne attorne	ys or the Cour				
		ne attorne					
you as a ju	ything else th ror in this ca	e attorne se?		t might wan	t to know	about you wh	
you as a ju	ything else th ror in this ca	e attorne se?	ys or the Cour	t might wan	t to know	about you wh	

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	<u>JUROR C</u>	<u>DATH</u>	
I declare under penalty of perjury that correct to the best of my knowledge a others. I have not received assistance	and belief. I have	not discussed the	uestionnaire are true and questions or my answers with
Signature:			_
Print Name:			_
Date:			

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Furthe (Please	r Explanation put the questi	Sheet on number next	to your response.	Thank you)	
			24		

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ATTACHMENT

Please circle the name of any of the listed people that you personally know:

Attorneys

Prosecuting Attorneys: Jeff Schenk John C. Bostic Robert S. Leach Kelly I. Volkar **Stephanie Hinds** Hallie Hoffman United States Attorney's Office, Northern District of California

Defense Attorneys: Kevin M. Downey Lance Wade Amy Mason Saharia Katherine Trefz John C. Cline Seema Roper Mittal Andrew Lemens Patrick Looby Jean Ralph Fleurmont Michelle Chen Richard S. Cleary, Jr. Williams & Connolly LLP

Possible Witnesses

Govind Acharya Peter Anderson Gerald Asin Stacey Beck Renee Binder **David Boies** Carrie Broadmerkel Tammy Burd Sarah Cabayan Chow Xiao-Yan Cai Yung Chan Nianhang Chen Michael Chung **Dustin Cook** Michael Craig Kingshuk Das **Rick DeVos** Susan DiGiaimo Bruce Doll Martin Drake Lisa Durkin Erin Edgar

Sheri Ackert Samartha Anekal Carolyn Balkenhol Matthew Benedetto **Brent Bingham** Fabrizio Bonnani Brooke Buchanan Mark Burnes John Carreyrou Mark Campbell Shekar Chandrasekaran Erika Cheung William Clarke Toby Cosgrove Constance Cullen Chris Davies Sunil Dhawan Michael Dixon Matt Downs Stanley Druckenmiller Karen Dver Daniel Edlin

Robert Amenta **Brad Arington** Riley Bechtel Sarah Bennett Jeffrey Blickman Jessica Bramstedt Steven Burd Howard Burris Eric Caddenhead Tim Carroll Sergio Chavez Kevin Chung Tim Cooper John Couvaras Andrea Cuppoletti Sue Desmond-Hellmann Elizabeth Dickinson Jennifer Dooren Dan Doyle Diana Dupuy Scott Earthv Joel Ehrenkranz

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Alan Eisenman JoEllen Embry Kendra Fadil Kenneth Fisher Max Fosque Peter Fritsch Zubin Gautam **Rochelle Gibbons** Maureen Glunz Robert Gordon William Griffith Nicholas Haase Margaret Hamburg Peyton Hobson Chris Holmes Noel Holmes Terry Huff **Christopher James** Swapna Joshi Vivek Khanna Henry Kissinger Phillipe Laffont Erez Levy Steve Linnerson Clarissa Lui James Mattis Mindy Mechanic Wade Duvall Miquelon Michael Mugmon Eileen Norkin Justin Offen Steve O'Neill Mark Pandori James Patterson Melissa Pessin Bruce Pixley Mona Badani Ramamurthy Larree Renda Brian Rodriguez Kimberly Romanski Adam Rosendorff Suraj Saksena Mario Scussel David Shoemaker Gurbir Sidhu Sharada Sivaraman Adrienne Stewart Nicole Sundene Alex Taylor Erin Tompkins Aline Tryon Jarod Wada Orville Weyrich

Kerry Denise Elenatinoba-Johnson **Raymond Embry Richard Fernandez** William Foege Gary Frenzel Surekha Gangadkhedkar Langley Gee **Richard Gift** Xinwei (Sam) Gong Brittany Gould Brian Grossman Kevin Hagen George Hamilton Sally Hojvat Christian Holmes Cassie Hughes Kevin Hunter Nimesh Jhaveri Penny Keller Thomas Kickler Antti Korhonen Mark Laret Courtney Lias Craig Lipset Ashley Marie Mackey John McChesney Pat Mendenhall Katie Moran Rupert Murdoch Anthony Nugent Noam Ohana Sean O'Malley **Chinmay Pangarkar** Greg Penner Lisa Peterson Meredith Potter Natalie Ravitz **Channing Robertson** Dave Rogers Jay Rosan Gary Roughead David Satchell Robert Shapiro Tyler Shultz Seema Singh Dee Anna Smith Serena Stewart Todd Surdey David Taylor Jim Topinka Jerry Tubergen Shane Weber Alexander (Xan) White

Merhl Ellsworth Susan Evans Stan Fiorito Season Flores William Frist Phyllis Gardner Arnold Gelb Melissa Givens Ellie Goldberg Cass Grandone Alberto Gutierrez Craig Hall Adelaida Hernandez Mary Hole Elizabeth Holmes Stefan Hritsu Jared Hutchings Craig Josephson Yousuf Khamisani Heather King Richard Kovacevich Eileen Lepera Tina Lin Christopher Lucas Stephen Master Christopher McCollow Seth Michelson Daniel Mosley Matthew Nathan Sam Nunn Patrick O'Neill **Curtis Page** Roger Parloff William Perry Ian Pilcher Ana Quintana Jan Reed Aleksandr Rabodzkey Michael Romeo Callie Raquel Rosendin David Rusnak George Scavdis Tim Sheehy Jeff Shuren Kyle Sims Victoria Sung Kimberly Summe Edward Szmuc Bryan Tolbert Eric Topol Sekhar Variam Mike Wei Paige Williams

Kate Wolff Gary Yamamoto Audra Zachman

Mike Yagi Judith Yost David Nathan Zalatan Denise Yam Daniel Young Lisa Zuckerman