



Larkin Hoffman Daly & Lindgren Ltd.

1500 Wells Fargo Plaza  
7900 Xerxes Avenue South  
Minneapolis, Minnesota 55431-1194

GENERAL: 952-835-3800  
FAX: 952-896-3333  
WEB: [www.larkinhoffman.com](http://www.larkinhoffman.com)

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To whom it may concern

Re: Intellectual Property Rights of Bioenergy Life Science, Inc. in D-Ribose Based Products

Bioenergy Life Science, Inc. ("Bioenergy") holds patents and/or patent rights in the United States, Europe and other countries around the world giving it exclusive rights to compositions of and dosage forms containing D-ribose, along with various methods of using D-ribose, including, for example, methods and compositions for increasing energy levels; methods and compositions for increasing muscle mass and decreasing body fat in humans; methods to prevent cramping and soreness in muscles; methods for treating acute mountain sickness; methods and compositions for increasing athletic performance; and compositions and methods for improving cardiovascular function. Bioenergy's patents and pending patent applications directed to one or more of the above methods or compositions include: US6159942; US6159943; US6218366; US6429198; US6511964; US6525027; US6534480; US7553817; AU783796; CA2334415; CA2383284; CN101264093; CN1247201; CN1299690; EP1087779; EP1235581; EP1313488; GB2352175; JP4945710; JP2002518321; JP2004505056; JP2010168394; JP2011093910.

Bioenergy has invested a substantial amount of time and resources to research and validate various beneficial uses of D-ribose for consumers and it places great value in its patent rights. Bioenergy will aggressively enforce its patent rights against infringers and will consider any compositions containing D-ribose intended for use as a food, food additive or dietary supplement as an infringement of its patent rights, as well as any advertisements or promotional materials for such compositions which tout the composition for use in connection with any of the above-referenced methods or to achieve any of the above-referenced benefits.

Bioenergy is the premier distributor of D-ribose in the world and has been successfully and reliably marketing and selling D-ribose under the "Bioenergy Ribose" brand for more than 10 years. Only Bioenergy Ribose is certified as GRAS (Generally Recognized As Safe) by the U.S. Food and Drug Administration (FDA) -- a determination that results only after considerable toxicology studies are performed and an expensive and time consuming FDA process is completed. We are not aware of any other supplier of D-ribose complying with Section 413 of the U.S. Federal Food, Drug and Cosmetic Act (the "Act") and corresponding regulations (21 C.F.R. Section 190.6), which require pre-market notification to FDA for new dietary ingredients, including dietary ingredients used in dietary supplements. This is a requirement for each manufacturer or distributor of D-ribose. We suggest that you consult with counsel or agents concerning such matters, who undoubtedly will tell you that the use of D-ribose other than Bioenergy Ribose means that FDA considers your product to be adulterated within the meaning

of the Act. Therefore, only Bioenergy Ribose can be used in foods and dietary supplements in the United States and most other countries. As such, if your advertising and promotional literature for D-ribose based products makes any claims of being GRAS certified by the FDA or in compliance with FDA regulations, and your products are procured from a supplier other than Bioenergy, then you may be in violation of various regulations and could be subject to claims of false or misleading advertising and deceptive trade practices.

Many companies have committed to exclusively purchase D-ribose from Bioenergy for the above reasons. Such companies include, for example, Coca-Cola and Pepsi. These arrangements demonstrate not only the strength of Bioenergy's patents, but the widespread recognition that Bioenergy is committed to supplying, and does supply, the highest quality D-ribose to its customers.

Respectfully,



Thomas J. Oppold, for  
Larkin Hoffman Daly & Lindgren Ltd.

Direct Dial: 952-896-3397  
Direct Fax: 952-842-1716  
Email: [toppold@larkinhoffman.com](mailto:toppold@larkinhoffman.com)

cc: Bioenergy Life Science, Inc.