



Richard W. Murray

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April 1, 2024

EOM Offshore, LLC
20 Jonathan Bourne, Dr.
Pocasset, MA 02559
Attn: David G. Aubrey
daubrey@eomoffshore.com
T: (508) 563-2100

Dear Mr. Aubrey:

This letter responds to your January 26, 2024 letter in response to WHOI's notice of default letter dated January 18, 2024. WHOI's January 18 letter notified EOM Offshore, LLC ("EOM") that WHOI was terminating the Amended and Restated Exclusive Intellectual Property License Agreement between EOM and WHOI ("License Agreement") for EOM's failure to achieve 2022 sales resulting in the minimum royalty payments specified in the First Amendment to Amended and Restated Exclusive License Agreement dated August 13, 2021 ("Amendment"). Since receiving EOM's January 26th response to the termination, EOM has paid WHOI additional monies and provided some limited documentation which together EOM claims to show that EOM made actual sales in 2022 and 2023 sufficient to meet the terms of the Amendment. This documentation is not adequate for WHOI to assess whether EOM actually made such sales or whether EOM is simply paying "catch up" amounts to forestall the termination of the License Agreement.

WHOI therefore requests that EOM immediately provide WHOI with true and accurate copies of bills of sale, invoices, and evidence of payment sufficient for WHOI to determine whether in 2022 and 2023 EOM made "actual documented sales to a legitimate third-party customer" of EOM. Please provide this requested documentation, and certification of its accuracy, no later than April 15, 2024.

Pending receipt and evaluation of this information, WHOI's notice of default stands, and WHOI reserves all of its rights.

Sincerely,

A handwritten signature in cursive script that reads "Richard W. Murray".

cc : (via Email and First Class Mail)

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