

## RECUSAL STATEMENT

### THE SECRETARY

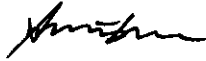
1. In accordance with 18 U.S.C. 208(a) and the “United States Senate Committee on Energy and Natural Resources Recusal Policy,” dated May 6, 1993, I will not participate personally and substantially in any particular matter that has a direct and predictable effect on my financial interests or those of any other person whose interests are imputed to me, unless I first obtain a written waiver, pursuant to section 208(b)(1), or qualify for a regulatory exemption, pursuant to section 208(b)(2). I understand that the interests of the following persons are imputed to me: any spouse or minor child of mine; any general partner of a partnership in which I am a limited or general partner; any organization in which I serve as officer, director, trustee, general partner or employee; and any person or organization with which I am negotiating or have an arrangement concerning prospective employment.
2. I hereby recuse myself from participating personally and substantially in any particular matter that will have a direct and predictable effect on Helicos Biosciences Corporation, NABsys, and Nvidia, for as long as I hold such interest, unless I first obtain a waiver or qualify for a regulatory exemption pursuant to 18 U.S.C. 208(b)(1) or (b)(2).
3. I have a “covered relationship” with the University of California, Los Alamos National Security, LLC (LANS), and Lawrence Livermore National Security, LLC (LLNS), entities with whom the Department does business because of my employment with the University of California within 12 months prior to my employment with the Department. I have been authorized, pursuant to 5 C.F.R. § 2635.502(d), to participate in particular matters involving specific parties in which the University of California, LANS, or LLNS is a party or represents a party with the following limitations: (1) any evaluation of the work performed; (2) any award fee process; (3) any extension of a grant, contract or cooperative agreement; (4) any recompetition of a grant, contract or cooperative agreement; (5) any competition for a new grant, contract or cooperative agreement; (6) any approval of technology transfer transactions (e.g., licenses); (7) any approval of real property transactions with the Department of Energy; (8) any approval of other specific agreements with the Department of Energy; or (9) direct negotiations with any of these entities related to financial arrangements between that entity and the Department of Energy. With regard to these excepted matters, I will remain recused for one year from the date I severed my relationship with the University of California.
4. Pursuant to the terms of the United States Senate Committee on Energy and Natural

Resources Recusal Policy dated May 6, 1993 and consultation with the Committee, for the duration of my service in the position of Secretary I hereby recuse myself from participating in the Lawrence Berkeley National Laboratory contract in the following areas: (1) any evaluation of the work performed; (2) any award fee process; (3) any extension of the contract; (4) any recompetition of the contract; (5) any approval of technology transfer transactions (e.g., licenses); (6) any approval of real property transactions with the Department of Energy; (7) any approval of other specific agreements with the Department of Energy; or (8) direct negotiations related to financial arrangements.

5. I have a “covered relationship” with the Hewlett Foundation, the Okinawa Institute of Science and Technology, the Moore Foundation, the MacArthur Foundation, the Richard C. Blum Center for Developing Economies, the National Math and Science Initiative, and the University of Rochester because of my association with these entities within the 12 months prior to my employment with the Department. For a period of one year after my resignation from these entities, I will not participate in any particular matter involving specific parties in which the Hewlett Foundation, the Okinawa Institute of Science and Technology, the Moore Foundation, the MacArthur Foundation, the Richard C. Blum Center for Developing Economies, the National Math and Science Initiative, or the University of Rochester is, or represents, a party, unless authorized to do so pursuant to 5 C.F.R. 2635.502(d). Furthermore, pursuant to the Energy and Natural Resources Committee’s recusal policy, I will not participate, for the entire duration of my service in office, in any particular matter involving specific parties in which I participated personally and substantially as a board member of the Hewlett Foundation, the Okinawa Institute of Science and Technology, the Richard C. Blum Center for Developing Economies, the National Math and Science Initiative, the University of Rochester or as a compensated member of the Moore Foundation Scientific Board or the MacArthur Foundation Scientific Board when the matter is one in which the Department of Energy is a party or has a substantial interest.
6. Within the 2 years prior to my appointment, I received compensation for services other than speaking or served as an uncompensated director or trustee of the following entities: the Hewlett Foundation, the MacArthur Foundation, the Moore Foundation, the National Math and Science Initiative, the Okinawa Institute of Science and Technology, the Richard C. Blum Center for Developing Technologies, and the University of Rochester. Pursuant to Executive Order 13490, I will not for a period of 2 years from the date of my appointment participate in any particular matter involving specific parties that is directly and substantially related to these entities, including regulations and contracts, unless I obtain a waiver.
7. Within the 2 years prior to my appointment, I received compensation from the following entities in which I continue to hold a financial interest: Helicos Biosciences Corporation, NABsys, and Nvidia. Pursuant to Executive Order 13490, even if I no longer hold such interest, obtain a waiver or qualify for a regulatory exemption pursuant to 18 U.S.C. 208(b)(1) or (b)(2), I will not for a period of 2 years from the date of my appointment

participate in any particular matter involving specific parties that is directly and substantially related to these entities, including regulations and contracts, unless I obtain a waiver of the requirements of the Executive Order as well.

8. I have directed Rod O'Connor to route all matters referred to above from which I am recused to appropriate Departmental staff until such time as the Deputy Secretary is sworn in.



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Steven Chu  
Secretary of Energy

Dated: \_\_\_\_\_

