

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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<i>In re Elysium Health—ChromaDex Litigation.</i>	:	Civil Action No. 1:17-cv-07394 (CM)
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AFFIDAVIT IN SUPPORT OF MOTION TO WITHDRAW AS CO-COUNSEL

I, David Hillel Kupfer, respectfully submit this Affidavit pursuant to Local Rule 1.4 in support of the motion of Cooley LLP (“Cooley”) to withdraw as co-counsel for ChromaDex, Inc. (“ChromaDex”) in the above-captioned matter, and the matter will proceed with only co-counsel remaining in the case.

1. Cooley is moving to withdraw as counsel for ChromaDex because ChromaDex has retained and intends to proceed in this litigation with only co-counsel remaining in the case.

2. ChromaDex is informed and aware that Cooley is submitting a motion to withdraw and consents to Cooley’s withdrawal. ChromaDex does not anticipate that Cooley’s withdrawal will cause any delay or disruption in this matter.

3. Joedat H. Tuffaha and Prashanth Chennakesavan of LTL Attorneys LLP (together, “Co-Counsel”) appeared in this action on behalf of ChromaDex on January 10, 2020. (ECF Nos. 97, 98.) Co-Counsel has assumed complete responsibility for this litigation from Cooley and is positioned to effectively and efficiently proceed without Cooley’s continued participation.

4. Discovery is still ongoing and the Court has ordered that document discovery be completed by February 24, 2020. (ECF Nos. 77, 92.) Co-Counsel does not anticipate delays or disruptions to the case management plan or any deadline set by the Federal Rules, Local Rules, or

this Court as a result of Cooley's withdrawal. Co-Counsel believes that ChromaDex is currently on track to substantially complete document discovery by February 24, 2020, and to meet the other applicable deadlines that follow.

5. The Cooley attorneys currently noticed in this action are: Alan Levine (alevine@cooley.com), Anthony M. Stiegler (astiegler@cooley.com), David Hillel Kupfer (dkupfer@cooley.com), Laura Grossfield Birger (lbirger@cooley.com), Peter J. Willsey (pwillsey@cooley.com), and Thomas M. Hadid (thadid@cooley.com). Laura Grossfield Birger, Peter J. Willsey, and Thomas M. Hadid are no longer with Cooley. Anthony Stiegler is a retired partner and no longer actively practicing law at Cooley. No Cooley attorney is retaining or charging a lien.

I declare under penalty of perjury of the laws of the United States that the foregoing is true and correct. Signed this 4th day of February 2020 in New York, New York.

By: /s/ David Hillel Kupfer
David Hillel Kupfer