

# **EXHIBIT #2**

1 UNITED STATES DISTRICT COURT  
2 CENTRAL DISTRICT OF CALIFORNIA  
3 WESTERN DIVISION  
4

5 CHROMADEx, INC., )

6 PLAINTIFF, ) CASE NO.

) 16-02277-CJC- (DFMx)

7 vs. )

8 ELYSIUM HEALTH, INC., AND )  
9 MARK MORRIS, )

10 DEFENDANTS. )

11 \_\_\_\_\_ )  
12 AND RELATED CROSS-ACTIONS. )  
13 \_\_\_\_\_ )

14 \* \* \* ATTORNEYS' EYES ONLY \* \* \*

15 VIDEOTAPED DEPOSITION OF  
16 CHROMADEx'S 30(B)(6) WITNESS THOMAS VARVARO  
17 TAKEN WEDNESDAY, MAY 8, 2019  
18 LOS ANGELES, CALIFORNIA  
19  
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24 Reported by Audra E. Cramer, CSR No. 9901  
Job No. 160326  
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5 CHROMADEX, INC., )

6 PLAINTIFF, ) CASE NO.

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7 vs. )

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9 MARK MORRIS, )

10 DEFENDANTS. )

11 \_\_\_\_\_ )  
AND RELATED CROSS-ACTIONS. )  
12 \_\_\_\_\_ )

13  
14  
15 VIDEOTAPED DEPOSITION OF CHROMADEX'S 30(B)(6)  
16 WITNESS THOMAS VARVARO, TAKEN ON BEHALF OF THE DEFENDANT  
17 AND COUNTERCLAIMANT, AT 9:39 A.M., WEDNESDAY, MAY 8,  
18 2019, AT 11601 WILSHIRE BOULEVARD, LOS ANGELES,  
19 CALIFORNIA, BEFORE AUDRA E. CRAMER, CSR NO. 9901,  
20 PURSUANT TO NOTICE.  
21  
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23  
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25

1 APPEARANCES OF COUNSEL

2

3 FOR PLAINTIFF AND CROSS-DEFENDANT:

4 COOLEY

BY: BARRETT ANDERSON, ESQUIRE

5 JAYME STATEN, ESQUIRE

4401 EASTGATE MALL

6 SAN DIEGO, CALIFORNIA 92121

7

8

9 FOR DEFENDANT AND COUNTERCLAIMANT:

10 BAKER & HOSTETLER

BY: JOSEPH SACCA, ESQUIRE

11 ELIZABETH TRECKLER, ESQUIRE

45 ROCKEFELLER PLAZA

12 NEW YORK, NEW YORK 10111

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14

15 ALSO PRESENT:

16 SPENCER BURDOCK, VIDEOGRAPHER

17 MARK FRIEDMAN, GENERAL COUNSEL, CHROMADEX

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1 scope.

2 THE WITNESS: I don't know.

3 MR. SACCA: Let me show you a document  
4 that's previously been marked Morris Exhibit 9.

5 (Whereupon, Exhibit 9 was  
6 marked for identification.)

7 BY MR. SACCA:

8 Q. Was this a form that Ms. Robles filled  
9 out during Mr. Morris's exit interview?

10 A. Looks to be the form, yes.

11 Q. Okay. And everything that's checked  
12 and initialed is something that was taken care  
13 of during the exit interview or prior?

14 A. Yes.

15 Q. You see in the middle section on "Last  
16 Day of Employment?"

17 A. Uh-huh.

18 Q. I apologize. It's hard to read the  
19 copy, but it's in the heading.

20 Can you see that?

21 A. Yes.

22 Q. In the right-hand column there, there's  
23 a heading "Nondisclosure Agreement," and then  
24 under that it says, "Explain/remind provisions  
25 of nondisclosure."

1 STATE OF CALIFORNIA )  
2 COUNTY OF LOS ANGELES ) SS.

3

4 I, AUDRA E. CRAMER, CSR No. 9901, in and for the  
5 State of California, do hereby certify:

6 That, prior to being examined, the witness named  
7 in the foregoing deposition was by me duly sworn to  
8 testify the truth, the whole truth and nothing but the  
9 truth;

10 That said deposition was taken down by me in  
11 shorthand at the time and place therein named, and  
12 thereafter reduced to typewriting under my direction,  
13 and the same is a true, correct and complete transcript  
14 of said proceedings;

15 I further certify that I am not interested in the  
16 event of the action.

17 Witness my hand this 20th day of May,  
18 2019.

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AUDRA E. CRAMER

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Reporter for the

25

State of California