



Certification of President and CEO Pursuant to Plea Agreement Paragraph 13(h) Related to the Fiscal Year dated October 1, 2023 through September 30, 2024

I, Robert Leasure, Jr., President and CEO of Inotiv, Inc. (“Inotiv”), make this certification to the United States and the United States Probation Office as required by Section 13(h) of the Plea Agreement entered into on June 3, 2024, in the matter of *U.S. v. Envigo RMS, LLC et al.*, No. 6:24-cr-0016 (W.D. Va.).

Specifically, Section 13(h) of the Plea Agreement requires that “Inotiv Inc.’s President and CEO shall certify under oath to the United States and to the United States Probation Office . . . to the best of their knowledge after a diligent inquiry,” that “(1) the INOTIV ENTITIES fully complied with all Applicable Laws in the preceding year, or in the alternative, (2) the INOTIV ENTITIES fully complied with all Applicable Laws in the preceding year, with the exception of attached detailed non-compliant activity and the steps taken to remedy such non-compliant activity.”¹

Subsection 5(c)(1) of the Plea Agreement defines the “Applicable Laws” as “all federal Animal Welfare Act and Clean Water Act laws, rules, and regulations, as well as all federal and applicable state and local animal welfare, animal cruelty, water, and sewage laws, rules and regulations[.]”

Based on this requirement, I hereby certify to the best of my knowledge after diligent inquiry that the Inotiv Entities fully complied with all Applicable Laws from October 1, 2023 through September 30, 2024, except as identified in Appendix A hereto, along with information on the steps taken to remedy these instances of non-complaint activity.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on this 26th day of November, 2024 at Indianapolis, Indiana.

Signed:

¹ Inotiv is separately obligated under Section 13(i) of the Plea Agreement to, within 60 days of “receiving notice of a potential or actual violation of the Applicable Laws, any federal criminal law, or a term of the Plea Agreement at any of the INOTIV ENTITIES” notify the Compliance Monitor, the United States, and the United States Probation Office of such violation, the Company’s findings, and any corrective action taken.

APPENDIX A:

1. During a routine United States Department of Agriculture (“USDA”) inspection of Bronco Research Services LLC’s (an Inotiv entity) site in Fort Collins, Colorado on June 4, 2024, the USDA cited Inotiv for housing and feeding a food aggressive beagle as part of a group. The USDA inspector identified a food-aggressive female beagle, who had a fresh wound on her right forefoot, and a fresh puncture wound on the upper surface of her left forearm. The beagle was housed with two other beagles, with bowls of food present. To address the issue, an attending veterinarian treated the food aggressive beagle’s wounds and the site put in place measures to ensure the food aggressive beagle was fed separately from that point forward. The Institutional Animal Care and Use Committee (“IACUC”) reviewed the incident, resulting in additional remediation: (1) veterinarians and animal care staff trained animal care team members on handling and reporting procedures regarding aggressive animals; (2) the site implemented the use of an animal incident report form to increase visibility among staff and the IACUC regarding incidents observed and the measures taken to avoid recurrence; and (3) the site began rotating technicians every two weeks to facilitate their continued training and improvement. The USDA conducted a follow-up inspection at the Fort Collins, Colorado site on September 5, 2024, and did not identify any non-compliant items. Inotiv previously disclosed the USDA inspection finding and the Company’s remediation to the United States and the United States Probation Office pursuant to Section 13(i) of the Plea Agreement. A copy of each of the USDA’s June 4, 2024 and September 5, 2024 Inspection Reports have been available on Inotiv’s public webpage.
2. On June 16, 2024, Envigo Global Services Inc. (“EGSI”) obtained authorization under the Texas Commission on Environmental Quality’s (“TCEQ”) general permit to dispose of wastewater by evaporation from surface impoundments (“Evaporation Pond General Permit”) at its “Alice East” facility located in Alice, Texas. Covance Research Products (“Covance”), the predecessor owner of Alice East, commissioned the construction of the evaporation pond in 2019. Covance was authorized under the Evaporation Pond General Permit from January 23, 2019 through December 15, 2020. Prior to the expiration of coverage under the Evaporation Pond General Permit, EGSI determined that the size of the pond was incorrectly designed. Between December 2020 and Envigo’s subsequent re-authorization under the Evaporation Pond General Permit in June 2024, the site continued to use the evaporation pond while also implementing mitigation strategies; more specifically, pumping and hauling wastewater to an authorized facility as well as reclaiming treated wastewater for irrigation, pursuant to a reuse authorization issued by TCEQ on July 20, 2021.
3. Inotiv acquired a primate quarantine and holding facility located in Alice, Texas (“Alice West”) from Orient Bio, Inc. in January 2022. In March 2022, Inotiv voluntarily disclosed to TCEQ that the predecessor owner failed to properly submit plans and specifications for review and approval of groundwater wells and apply relevant storage, treatment, and distribution requirements as required by TCEQ’s drinking water rules. While TCEQ has approved certain well-related technical requirements, Inotiv is preparing additional well-related and reverse osmosis treatment system documents for submittal which are required to demonstrate compliance with TCEQ rules. The groundwater wells have not been used for drinking water since March 2022, and employees are provided bottled water for consumption.