

**John E. Osborn, Esq.**  
Affiliate Professor  
University of Washington School of Law  
Wm. Gates Hall, 4293 Memorial Way, Seattle

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**PROFILE**

I am a lawyer, policy advocate, investor, lecturer, writer and former diplomat. I have enjoyed a multi-faceted career that has included service in all three branches of the Federal government, as a general counsel and corporate affairs executive with Fortune 1000 biopharmaceutical and healthcare companies, as a board member of publicly-traded and privately-held companies, and as outside counsel and advisor with leading law and private equity firms. I have also held research, teaching and advisory appointments at major universities and have been published widely in journals, the popular press and online.

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**PROFESSIONAL EXPERIENCE**

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| <b>2013-</b>     | <b>HOGAN LOVELLS US LLP</b><br><i>Senior Advisor, Corporate &amp; Government Regulatory Practices</i>  | <b>Washington, DC</b>                |
| <b>2013-2016</b> | <b>WARBURG PINCUS LLC</b><br><i>Executive-in-Residence &amp; Healthcare Industry Advisor</i>   | <b>New York, NY</b>                  |
| <b>2012-2013</b> | <b>ONYX PHARMACEUTICALS, INC.</b><br><i>Senior Vice President, Global Corporate Affairs</i> <ul style="list-style-type: none"><li>• Managed corporate and digital communications, investor relations, patient advocacy, government affairs and public policy prior to the company's acquisition by Amgen</li></ul>   | <b>South San Francisco, CA</b>       |
| <b>2011-2012</b> | <b>DENDREON CORPORATION</b><br><i>Executive Vice President, General Counsel &amp; Secretary</i>  | <b>Seattle, WA</b>                   |
| <b>2010-2011</b> | <b>MCKESSON SPECIALTY HEALTH/US ONCOLOGY HOLDINGS</b><br><i>Executive Vice President &amp; General Counsel</i> <ul style="list-style-type: none"><li>• Worked with private equity investor WCAS to negotiate and execute \$2 billion-dollar acquisition of cancer services company, now operating as a unit of McKesson</li></ul>  | <b>The Woodlands, TX</b>             |
| <b>2008-2011</b> | <b>U.S. ADVISORY COMMISSION ON PUBLIC DIPLOMACY</b><br><i>Commissioner</i> <ul style="list-style-type: none"><li>• Nominated by President George W. Bush and confirmed by the U.S. Senate (March 13, 2008) to bipartisan group that evaluates our public diplomacy policies and programs</li></ul>   | <b>Washington, DC</b>                |
| <b>1997-2009</b> | <b>CEPHALON, INC.</b><br><i>Executive Vice President, General Counsel &amp; Secretary</i> <ul style="list-style-type: none"><li>• Responsible for legal, intellectual property, corporate governance, public and government affairs, and quality assurance matters for growth stage specialty pharmaceutical company as it advanced from pre-revenue to Fortune 1000</li><li>• Gained national attention for developing and executing "bet the company" IP litigation strategy that settled challenges from four generic firms to the Provigil® (modafinil) franchise, increasing market capitalization by \$2 billion</li><li>• Led advocacy effort to pass the Controlled Substances Export Control Reform Act of 2005</li></ul> | <b>Frazer &amp; West Chester, PA</b> |
| <b>1992-1997</b> | <b>DUPONT MERCK PHARMACEUTICAL COMPANY</b><br><i>Vice President, Associate General Counsel &amp; Assistant Secretary</i> <ul style="list-style-type: none"><li>• Chief counsel for diagnostic medical imaging and European pharmaceutical divisions</li></ul>  | <b>Wilmington, DE</b>                |
| <b>1989-1992</b> | <b>U.S. DEPARTMENT OF STATE</b><br><i>Special Assistant to the Legal Adviser</i> <ul style="list-style-type: none"><li>• Member of U.S. delegation that negotiated ground-breaking bilateral investment treaty with Argentina; participated in definitive negotiations with Canada and Mexico on the North American Free Trade Agreement (NAFTA)</li><li>• Managed inter-agency production process, including consideration of executive privilege and intelligence issues, in post-Gulf War Congressional investigations</li></ul>  | <b>Washington, DC</b>                |

1984-1988	<b>HALE AND DORR, now WILMER HALE</b> <i>Associate</i>	<b>Boston, MA &amp; Washington, DC</b>
	<ul style="list-style-type: none"> <li>• Practiced corporate and securities law with focus on technology-based growth companies; prominent clients included Genetics Institute and Analog Devices</li> <li>• Member of U.S. Supreme Court appellate team on landmark case that struck down the "sale of business" securities law doctrine (<i>Landreth Timber Company</i>, 1985)</li> </ul>	
1983-1984	<b>U.S. COURT OF APPEALS FOR THE FOURTH CIRCUIT</b> <i>Law Clerk to Senior Circuit Judge Albert V. Bryan</i>	<b>Alexandria, VA</b>
1979-1980	<b>CONGRESSIONAL BUDGET OFFICE</b> <i>Research Assistant, Tax Policy Analysis</i>	<b>Washington, DC</b>
1979-1980	<b>GEORGE BUSH FOR PRESIDENT COMMITTEE</b> <i>Domestic Policy Aide, National Campaign Staff</i> <i>Speechwriter, 1988 Republican National Convention Staff</i>	<b>Alexandria, VA</b>

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## EDUCATION

1997-1999	<b>PRINCETON UNIVERSITY</b> <b>SCHOOL OF PUBLIC &amp; INTERNATIONAL AFFAIRS</b> <i>Postgraduate Study</i>	<b>Princeton, NJ</b>
	<ul style="list-style-type: none"> <li>• Ford Foundation Grant Funding</li> </ul>	
1990-1992	<b>THE JOHNS HOPKINS UNIVERSITY</b> <b>SCHOOL OF ADVANCED INTERNATIONAL STUDIES</b> <i>Master of International Public Policy</i>	<b>Washington, DC</b>
	<ul style="list-style-type: none"> <li>• European and Russian Area Studies</li> </ul>	
1980-1983	<b>UNIVERSITY OF VIRGINIA SCHOOL OF LAW</b> <i>Juris Doctor</i>	<b>Charlottesville, VA</b>
	<ul style="list-style-type: none"> <li>• Articles Editor, <i>Virginia Journal of International Law</i></li> <li>• <i>Phi Delta Phi</i>, The Raven Society</li> </ul>	
1976-1979	<b>THE UNIVERSITY OF IOWA</b> <i>Bachelor of Arts, Economics and History</i>	<b>Iowa City, IA</b>
	<ul style="list-style-type: none"> <li>• <i>Phi Beta Kappa</i>, <i>Omicron Delta Kappa</i>, Mortar Board</li> <li>• UI Foundation Honors Scholarship</li> <li>• Staff Writer and Columnist, <i>The Daily Iowan</i></li> <li>• Finkbine Campus Leadership Recognition</li> </ul>	
1975-1976	<b>THE COLLEGE OF WILLIAM &amp; MARY</b> <i>Undergraduate Study</i>	<b>Williamsburg, VA</b>

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## ACADEMIC APPOINTMENTS

### University of Washington, Seattle

- Affiliate Professor, School of Law (2012-Present)
  - Healthcare Competition Law, FDA Law & Regulation
- Guest Lecturer, Foster School of Business (2012, 2020-22)
- UW Medicine Outreach & Advocacy Committee (2012-Present)

### University of Michigan, Ann Arbor

- Guest Lecturer, Ross School of Business (1997-Present)
  - Intellectual Property, Market Exclusivity and the Life Sciences Industry in BE518 *Business of Biology*
- U-M Life Sciences Institute Leadership Council (2004-Present)
- U-M College of Pharmacy Dean's Advisory Committee (2019-Present)

### Dartmouth College

- Board of Advisors, Geisel School of Medicine (2022-2026)
- Guest Lecturer, Dartmouth Institute for Health Policy & Clinical Practice (2016)

### University of California, Los Angeles

- Visiting Scholar, Fielding School of Public Health (2018-20)
  - UCLA Seminar on Pharmaceutical Economics and Policy (2018-Present)
- Guest Lecturer, Fielding School of Public Health (2020), School of Law (2019)

### University of Oxford

- Visiting Research Fellow, Centre for Socio-Legal Studies, Faculty of Law (Trinity Term, 2008)
- Visiting Senior Member, Wadham College

### Princeton University

- Visiting Fellow (2002-03) and Visiting Research Collaborator (2003-07) in Politics
- Research Fellow, Bobst Center for Peace & Justice (2002-07)
- Fellows Seminar, Center for International Studies (Spring 1998)

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## CORPORATE BOARDS AND ADVISORY

**Egalet Corporation**, a specialty pharmaceutical company (NASDAQ:EGLT), Wayne, Pennsylvania (2015-2019)

**QPID Health**, a digital health company acquired by EviCore, Boston, Massachusetts (2014-18)

**Incept BioSystems, Inc.**, an IVF focused biomedical device company, Ann Arbor, Michigan (2005-2012)

**Atostek**, a medical device software company, Finland (2022-Present)

**FHL Healthcare Fund**, Bethesda, Maryland (2020-Present)

**BioVentures Investors MedTech Funds**, Venture Partner, Wellesley, Massachusetts (2018-Present)

**Real Chemistry/W2O Group**, a healthcare communications firm, San Francisco, California (2020-Present)

## NON-PROFIT BOARDS

**Brandywine Conservancy & Museum of Art**, Board of Trustees, Chadds Ford, Pennsylvania (2016-Present)

**Tower Hill School**, Board of Trustees, Wilmington, Delaware (1997-2009)

- Chair, Educational Policy Committee

**Philadelphia Museum of Art**, Corporate Executive Board (2002-2007)

**East-West Center**, Board of Governors, Honolulu, Hawaii (2004-2007)

- Appointed by U.S. Secretary of State Colin Powell to leading Asia-Pacific research and education center
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## SELECTED PUBLICATIONS & MEDIA

### Law and Policy Journals

Osborn, J.E., "Can I Tell You the Truth? A Comparative Perspective on Regulating Off-Label Scientific and Medical Information," 10 *Yale Journal of Health Policy, Law & Ethics* 299 (Summer 2010). Cited by the majority in *United States v. Caronia* (2<sup>nd</sup> Cir. 2012), in a ruling that reversed the conviction of a pharmaceutical sales representative by holding for the first time that communicating truthful off-label medical information was protected speech under the Constitution.

Osborn, J.E., "Northern Ireland's Burden of History," 1 *Georgetown Journal of International Affairs* 57 (Premier Issue, Winter/Spring 2000).

Osborn, J.E., "Liberal Humanism Abandoned: The Paradox of the Post-Communist Czech Republic," East European Studies Occasional Paper, Woodrow Wilson International Center for Scholars (July 1999). Republished in German as "Preisgabe des liberalen Humanismus: Das Paradoxon der Tschechischen Republik," 26 *Welt Trends* (2000).

Williamson, E.D. and Osborn, J.E., "A U.S. Perspective on Treaty Succession and Related Issues in the Wake of the Breakup of the USSR and Yugoslavia," 33 *Virginia Journal of International Law* 261 (Symposium Issue, Winter 1993). Cited by the Office of Legal Counsel, U.S. Department of Justice in its interpretation of the continuing force of the Anti-Ballistic Missile Treaty.

Comment, "On the Reunification of Germany," 86 *American Journal of International Law* 343 (April 1992).

Osborn, J.E., "The Reporter's Confidentiality Privilege: Updating the Empirical Evidence After A Decade Of Subpoenas," 17 *Columbia Human Rights Law Review* 57 (Winter 1985).

Note, "Renegotiation of the United States-British Virgin Islands Tax Convention: Prelude to the End of Treaty Shopping?," 22 *Virginia Journal of International Law* 381 (Winter 1982).

### Op-Ed Articles and Correspondence

Op-Ed articles and correspondence published in *The National Law Journal*, *Foreign Affairs*, *The New York Times*, *The Wall Street Journal*, *The Washington Post*, *The Washington Star*, *The Christian Science Monitor*, *The Philadelphia Inquirer*, *The Miami Herald*, *The Boston Globe*, *San Francisco Chronicle*, *St. Louis Post-Dispatch* and *The Des Moines Register*

### Online Commentary

Regular Contributor to Forbes.com @ <https://www.forbes.com/sites/johnosborn/?sh=7914901b61c9>

Guest Contributor to *Health Affairs* Forefront, *STAT* First Opinion, *BioCentury* and *Xconomy*

### Other Media

CNBC BusinessNation with David Faber, "Prescriptions . . . and Payoffs?" (March 2007)

Testimony on "Antitrust and the New Economy," Antitrust Modernization Commission (November 2005)

Profiled, quoted or noted in *Fortune*, *Forbes*, *Newsweek*, *The Wall Street Journal*, *Financial Times*, *The National Law Journal*, *Politico Pulse*, *The Daily Deal*, *IP Law & Business*, *BioWorld Today*, *Reuters*, *The Philadelphia Inquirer*, *Philly.com*, *The (Wilmington) NewsJournal*, *Delaware Today* People to Watch, *Honolulu Star-Bulletin*, *The Daily Iowan* 150<sup>a</sup>, *Nantucket Today* and *N Magazine*

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## **MEMBERSHIPS, AWARDS & HONORS**

Lawdragon 500 Leading Lawyers in America (2008)

Admitted to the Bar: Massachusetts (1985), U.S. Supreme Court (2001), District of Columbia (2014)

Member: Council on Foreign Relations (Elected 2001), American Law Institute (Elected 2003),  
Fellows of the American Bar Foundation (Elected 2007)

Alumni Fellow, The University of Iowa College of Liberal Arts & Sciences (2008)

Eisenhower Fellow, Republic of Ireland and Northern Ireland (1998)

Visiting Scholar, East European Studies, Woodrow Wilson International Center for Scholars (1991)

Young Leaders Seminar, The Atlantic Council, Yugoslavia (1991)

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## **PERSONAL**

Fourth generation native of Davenport, Iowa

Descendant of American Revolutionary War veteran Josiah Osborn (Connecticut and NY colonial militia)

Married to Deborah Powell (August 11, 1984), daughters Delaney (b. 1991) and Keeley (b. 1999)

Clubs: Congressional, Metropolitan of Washington, Cosmos, Sankaty Head Golf & Beach, Siasconset Casino,  
Princeton of New York, Vicmead Hunt/Bidermann Golf, Greenville

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