

California: Cypress Bioscience Declaration of Compliance

Date: January 1, 2008 – December 31, 2008

To the best of our knowledge, as of January 1, 2009, Cypress Bioscience, Inc. is in material compliance with its Comprehensive Compliance Program and the requirements of the California Health & Safety Code. It is Cypress's expectation that all employees and contractors comply with its Comprehensive Compliance Program and the policies that support the program.