

FULGENT GENETICS, INC.

CODE OF BUSINESS CONDUCT AND ETHICS

As adopted September 16, 2016

I. Policy Statement

It is the policy of Fulgent Genetics, Inc. (“we”, the “Company” or “Fulgent”) to conduct its affairs in accordance with all applicable laws, rules and regulations of the jurisdictions in which it does business. This Code of Business Conduct and Ethics (“Code”) applies to the Company’s employees, officers and non-employee directors (together, “Covered Persons”), including the Company’s principal executive officer, principal financial officer, principal accounting officer or controller, and persons performing similar functions (“Designated Executives”). This Code is the Company’s “code of ethics” as defined in Item 406 of Regulation S-K. This Code sets forth standards for behavior that affects the Company, and employees, officers and directors must comply with those standards. This Code is designed to promote:

- 1.1 honest and ethical conduct, including the ethical handling of actual or apparent conflicts of interest between personal and professional relationships;
 - 1.2 full, fair, accurate, timely and understandable disclosure in the reports and documents the Company files with, or submits to, the Securities and Exchange Commission and in other public communications made by the Company;
 - 1.3 compliance with applicable governmental laws, rules and regulations;
 - 1.4 the prompt internal reporting to the appropriate person of violations of this Code;
- and
- 1.5 accountability for adherence to this Code.

Paul Kim, the Company’s Chief Financial Officer, shall serve as the Compliance Officer for the purposes of this Policy and can be reached by telephone at (626) 350-0537 or by e-mail at paulkim@fulgentgenetics.com. The Company promotes ethical behavior and encourages employees to talk to supervisors, managers, the Compliance Officer, or other appropriate personnel, and non-employee directors to talk to the Compliance Officer when in doubt about the best course of action in a particular situation. Anyone aware of a situation that he or she believes may violate or lead to a violation of this Code should follow the guidelines under “Compliance and Reporting” below.

While this Code covers a wide range of business practices and procedures, it is not intended to be a comprehensive guide to all of our policies or to all of your responsibilities under the applicable laws or regulations. Rather, this Code sets out basic principles to help you resolve the ethical and legal issues that you may encounter in conducting our business. As such, this Code functions as a guideline, or a minimum requirement, that must always be followed. If a law conflicts with a policy in this Code, you must comply with the law; however, if a local

custom or policy conflicts with this Code, you must comply with the Code. If you have any questions about these conflicts or any questions relating to the policies or application of the Code, you should ask your supervisors, managers, the Compliance Officer or other appropriate personnel of the Company how to handle the situation.

We expect each of the Covered Persons to read, become familiar with and comply with the ethical standards described in this Code.

II. Approvals and Waivers; Amendments; Interpretation

Certain provisions of this Code require you to act, or refrain from acting, unless prior approval is received from the appropriate person. Employees requesting approval pursuant to this Code should request such approval from the Compliance Officer. Approvals relating to executive officers and directors must be obtained from the Company's Board of Directors (the "Board"). All other approvals may be granted by the Compliance Officer, or such officer's designee.

Other provisions of this Code require you to act, or refrain from acting, in a particular manner and do not permit exceptions based on obtaining an approval. Waiver of those provisions relating to executive officers and directors may only be granted by the Board and waivers relating to executive officers and directors must be promptly disclosed to shareholders.

Changes in this Code may only be made by the Board and must be promptly disclosed to shareholders. In some situations it may not be clear whether a provision of the Code is intended to apply to particular conduct. In such situations the Board full power and authority to interpret the Code, and no determination that the Code was not intended to apply to such conduct shall be deemed to be a waiver of the Code's prohibitions.

III. Conflicts of Interest

A conflict of interest arises when your personal interests interfere with your ability to act in the best interests of the Company. Employees must discharge their responsibilities on the basis of what is in the best interest of the Company independent of personal consideration or relationships. Non-employee directors must discharge their fiduciary duties as directors of the Company.

Employees should disclose any potential conflicts of interest to the Compliance Officer or such officer's designees, who can advise the employee as to whether or not the Company believes a conflict of interest exists. An employee should also disclose potential conflicts of interest involving the employee's spouse, siblings, parents, in-laws, children and members of the employee's household. Non-employee directors may discuss any concerns with the Compliance Officer.

3.1 Activities Outside the Company. Although Fulgent has no interest in preventing employees from engaging in lawful activities during nonworking hours, employees must make sure that their outside activities do not conflict or interfere with their responsibilities to the

Company. For example, without approval by the Company, a Fulgent employee generally may not:

- (a) engage in self-employment or perform paid or unpaid work for others in the line of business in which the Company operates;
- (b) use proprietary or confidential Company information for personal gain or to the Company's detriment;
- (c) use Company assets or labor for personal use, except for incidental use permitted under the Company's policies; or
- (d) acquire any interest in property or assets of any kind for the purpose of selling or leasing it to the Company.

3.2 Competitor Relationships. Employees should avoid even the appearance of a conflict of interest in their relationships with competitors of the Company. Without approval employees may not:

- (a) make or maintain a financial investment in a competitor, except for investments in publicly traded corporation not exceeding 1% of the outstanding common stock;
- (b) provide compensated or uncompensated services to a competitor, except for services rendered pursuant to under a valid Fulgent contract with the competitor;
- (c) disclose any Company proprietary information to a competitor, unless a Company nondisclosure agreement with such competitor is in place and the disclosure takes place consistent with such agreement; or
- (d) utilize for any unauthorized purposes or disclose to a competitor or other third-party any proprietary data that has been entrusted to the Company by a customer or supplier.

3.3 Corporate Opportunities & Resources. You are prohibited from taking for yourself personal opportunities that are discovered through the use of corporate property, information or position without approval. Without approval, you may not use corporate property, information or position for personal gain. No employee may compete with the Company, directly or indirectly, except as permitted by Company policies.

All employees should protect the Company's assets and ensure their efficient use. Theft, carelessness and waste have a direct impact on the Company's profitability. All Company assets should be used for legitimate business purposes.

3.4 Indirect Interests and Relationships. A conflict of interest can also arise because of the business activities of your close relations. For example, an employee may have a potential conflict of interest wherever a close relative has a significant relationship with, or has a significant financial interest in, any supplier, customer or competitor.

An employee may not make or attempt to influence any Company decision that could directly or indirectly benefit his or her close relative. To protect the employee and the Company from the appearance of a conflict of interest, he or she should make appropriate disclosure of the interest to the Compliance Officer or such officer's designee.

IV. Business Relationships

Fulgent seeks to outperform its competition fairly and honestly. The Company seeks competitive advantages through superior performance, not unethical or illegal business practices. Each employee must endeavor to deal fairly with the Company's customers, suppliers, competitors and employees and must not take advantage of them through manipulation, concealment, abuse of privileged information, misrepresentation of material facts, or any unfair-dealing practice.

4.1 Customer Relationships.

(a) Our customers are of the utmost importance to Fulgent. Fulgent employees must always treat customers and potential customers according to the highest standards of business conduct.

(b) Moreover, the Company may be entrusted with property or valuable information belonging to customers, suppliers, the Company's employees, or other persons. Without approval, you may not use for personal gain any property or valuable information provided to the Company by customers, suppliers, the Company's employees, or other persons.

(c) All employees must use the same care to protect any property or valuable information entrusted to the Company which belongs to customers, suppliers, the Company's employees, or other persons, as must be used to protect the Company's assets.

4.2 Suppliers.

(a) Fulgent's suppliers — companies and individuals that sell products and services to Fulgent — are important to our business. Fulgent employees should always treat suppliers and potential suppliers in accordance with the highest standards of business conduct.

(b) Suppliers must be selected on the basis of objective criteria, such as value (quality for price), price, technical excellence, service reputation and production/service capacity.

(c) Employees working with current suppliers must never intentionally interfere with a supplier's contracts or business relations with a competitor of Fulgent.

(d) Individuals with procurement responsibility should review the sections of this Code concerning fair competition and should be familiar with applicable laws and Company policies.

4.3 Contracts and Commitments.

(a) You may not enter into any agreement binding Fulgent without authorization. If there are any questions about which employees have signature authority for a given contract, contact the Compliance Officer or such officer's designee.

(b) Employees involved in proposals, bid preparations or contract negotiations should strive to ensure that all statements, communications, and representations to prospective customers are truthful and accurate.

V. Fair Competition

Fair competition laws, including the U.S. antitrust rules, limit what Fulgent can do with another company and what Fulgent can do on its own. Generally, the laws are designed to prohibit agreements or actions that reduce competition and harm consumers. You may not enter into agreements or discussions with competitors that have the effect of fixing or controlling prices, dividing and allocating markets or territories, or boycotting suppliers or customers. U.S. and foreign antitrust laws also apply to imports and exports.

VI. Gifts, Gratuities, Entertainment and Other Considerations

Use of Company funds or other Company property for illegal, unethical or otherwise improper purposes is prohibited. The purpose of business entertainment and gifts in a commercial setting is to create goodwill and a sound working relationship, not to gain personal advantage with customers or suppliers.

6.1 Loans. Employees may not accept loans from any person or entities having or seeking business with the Company. Designated Executives and directors may not receive loans from the Company, nor may the Company arrange for any loan.

6.2 Bribes and Kickbacks. All employees, officers and directors of the Company are bound by and must comply with all provisions of the Company's Anti-Corruption Compliance Policy. The use of Company funds, facilities or property for any illegal or unethical purpose is strictly prohibited. You are not permitted to offer, give or cause others to give, any payments or anything of value for the purpose of influencing the recipient's business judgment or conduct in dealing with the Company. You may not solicit or accept a kickback or bribe, in any form, for any reason.

VII. Doing Business Internationally

Fulgent is committed to the highest business conduct standards wherever it operates. Fulgent observes these standards worldwide, even at the risk of losing business. While no one can anticipate all the situations that may present challenges to Fulgent employees doing business in the worldwide marketplace, the following guidelines always apply:

7.1 All employees, officers and directors of the Company are bound by and must comply with all provisions of the Company's Anti-Corruption Compliance Policy. Paying bribes to government officials is absolutely prohibited, even if those bribes are common practice. You

may not give, promise to give or authorize the giving to a foreign official, a foreign political party, or official thereof or any candidate for foreign political office any money or offer, gift, promise to give or authorize the giving of anything of value to influence any act or decision, to induce such official, party or candidate to do or omit to do any act in violation of the lawful duty of such official, party or candidate, or to induce such official, party or candidate to use his or her influence with a foreign government or agency to affect or influence any act or decision of such foreign government or agency.

7.2 Observe all laws and regulations, both U.S. and non-U.S., that apply to business abroad.

7.3 Do not enter into an agreement with any third party that relates to Fulgent's business outside the United States unless it has been approved by the Company.

The laws governing Fulgent's business in foreign countries are extensive and complex, and may be different from those in the United States. Covered Persons have a responsibility and are encouraged to talk to the Compliance Officer if such person does not understand the above guidelines. No Fulgent services or products should be offered in any new country without prior approval, and then only in accordance with the applicable local country's regulations and requirements.

VIII. Government Contracting

Detailed laws and regulations govern virtually every aspect of doing business with the U.S. government and its agencies. Activities that might be permitted when working with the private sector may be improper or even illegal when a national or local government is the customer.

Fulgent employees should seek to adhere to the highest standards of honesty and integrity in their relations with government officials and employees. For example, employees should observe the following principles when bidding or performing government contracts:

8.1 Do not offer or provide meals, transportation, gifts or other consideration to government employees except as permitted under applicable law and Company policy.

8.2 Obey the regulations governing current and post-government employee conflicts of interests. Obtain all appropriate government approvals prior to recruiting or hiring current or former government employees.

8.3 Obtain appropriate licenses prior to exporting or even discussing certain technologies with citizens of other countries.

8.4 Obey any requirements that may restrict access to source selection or competitive information.

Fulgent employees who deal with government representatives are responsible for knowing and obeying the laws and regulations applicable to doing business with the U.S.

government. Covered Persons have a responsibility and are encouraged to talk to the Compliance Officer if such person does not understand the above guidelines.

IX. Political Contributions and Lobbying

No political contributions are to be made using Fulgent funds or assets to any political party, political campaign, political candidate or public official in the United States or any foreign country, unless the contribution is lawful and expressly authorized in writing. In addition, you may not make a political contribution on behalf of Fulgent, or with the appearance that such contribution is being made on behalf of Fulgent, unless expressly authorized. A “contribution” is any direct or indirect payment, distribution, loan, advance, deposit, or gift of money, services or anything of value in connection with an election or to an organization or group formed to support or defend a referendum or ballot issue.

X. Accuracy of Reports, Records And Accounts

You are responsible for the accuracy of your records, time sheets and reports. Accurate information is essential to Fulgent’s ability to meet legal and regulatory obligations and to compete effectively. The records and books of account of Fulgent must meet the highest standards and accurately reflect the true nature of the transactions they record. Destruction of any records, books of account or other documents except in accordance with Fulgent’s document retention policy is strictly prohibited.

You must not create false or misleading documents or accounting, financial or electronic records for any purpose relating to Fulgent, and no one may direct an employee to do so. For example, expense reports must accurately document expenses actually incurred in accordance with Fulgent policies. You must not obtain or create “false” invoices or other misleading documentation or invent or use fictitious entities, sales, purchases, services, loans or other financial arrangements for any purpose relating to Fulgent. Employees are also responsible for accurately reporting time worked.

No undisclosed or unrecorded account or fund may be established for any purpose. No false or misleading entries may be made in the Company’s books or records for any reason. No disbursement of corporate funds or other corporate property may be made without adequate supporting documentation or for any purpose other than as described in the documents. All employees must comply with generally accepted accounting principles and the Company’s internal controls at all times.

XI. Government Investigations

It is the policy of the Company to cooperate with all government investigations. You must promptly notify counsel of any government investigation or inquiries from government agencies concerning Fulgent. You may not destroy any record, books of account, or other documents relating to Fulgent except in accordance with the Company’s document retention policy. If you are aware of a government investigation or inquiry you may not destroy any record, books of account, or other documents relating to Fulgent unless advised by the Compliance Officer or the officer’s designee, that you may continue to follow the Company’s normal document retention policy.

You must not obstruct the collection of information, data or records relating to Fulgent. The Company provides information to the government that it is entitled to during an inspection, investigation, or request for information. You must not lie to government investigators or making misleading statements in any investigation relating to Fulgent. You must not attempt to cause any employee to fail to provide accurate information to government investigators.

Employees have the right to consult their own legal counsel at their own expense.

XII. Regulatory Compliance

The Company operates in a highly regulated environment. The agencies that regulate its business include the Food and Drug Administration, plus many other federal, state and local agencies. The Company and its employees must comply with the regulatory requirements of these agencies. Employees are expected to take an active role by being knowledgeable about all applicable laws and regulations, including, without limitation, the federal Food and Drug Administration Act, the Protecting Access to Medicare Act of 2014, the Anti-Kickback Statute, the Stark Law, the Health Insurance Portability and Accountability Act of 1996, the Health Information Technology for Economic and Clinical Health Act, the Patient Protection and Affordable Care Act, attending trainings and requesting information. Employees are required to immediately report regulatory violations, suspected regulatory violations, or potentially harmful or dangerous conditions to the Compliance Officer.

XIII. Insider Trading; Communications with Third Parties

Employees, officers and directors who have access to the Company's confidential information are not permitted to use for their personal benefit or the benefit of others, or share that information for stock trading purposes or for any other purpose, except when the use is primarily for the purpose of benefiting the Company in the conduct of its business. All employees, officers and directors of the Company are bound by and must comply with all provisions of the Company's Insider Trading Policy.

13.1 Communications with the Media and the Financial Community. Fulgent communicates with the press and with the financial community through official channels only. The Company provides accurate information about its business, to investors, the media, and the general public. All inquiries received from financial analysts or the media and all legal inquiries concerning Fulgent should be directed to the Compliance Officer. All inquiries regarding current or former employees of Fulgent should be referred to the Human Resources Department.

13.2 Confidential Information.

(a) You must maintain the confidentiality of information entrusted to you by the Company or its customers, suppliers, employees or other persons except when disclosure is authorized or legally mandated. Confidential information includes all non-public information, including information that might be of use to competitors or harmful to the Company or its customers if disclosed. The Company expects all of its employees to educate themselves about and be alert to threats to security of confidential information entrusted to the Company and its employees.

(b) Confidential information within the Company's possession falls into three general categories: (1) confidential proprietary information about the Company's business including but not limited to trade secrets, other proprietary information, and information which may be patentable ("Proprietary Information"); (2) confidential information entrusted to the Company by third parties such as customers (including the U.S. government and its agencies), suppliers, or other third parties ("Third Party Information"); and (3) personally identifiable information received from employees, customers, suppliers, or other third parties (including but not limited to names, addresses, Social Security Numbers, background information, credit card or bank information, telephone or facsimile numbers, e-mail addresses and personal health information) ("Personal Information") which if misused could result in identity theft, credit card fraud or other serious harm.

(c) Personal Information may be subject to protection under federal, state or local laws in the U.S., or under laws of other countries. No Personal Information may be transmitted from one country to another country without prior managerial approval. No Personal Information may be disposed of except pursuant to the Company's approved methods of disposal.

(d) Any Covered Persons with questions about how to appropriately handle or dispose of Proprietary, Third Party or Personal Information should immediately bring their questions to the attention of management or the Compliance Officer before taking any action with respect to such Proprietary, Third Party or Personal Information.

XIV. TECHNOLOGY USE AND PRIVACY

Fulgent provides various technology resources (including computers, telephones, software, copying machines, Internet access, and voice mail) to you to assist in performing your duties on behalf of the Company. You have the responsibility to use the Company's technology resources in a manner that complies with applicable laws and Company policies.

14.1 Authorization. Access to the Company's technology resources is within the sole discretion of the Company and subject to Company policies. Generally, employees are given access to the Company's various technologies consistent with their job functions. The Company reserves the right to limit such access by any means available to it, including revoking access altogether.

14.2 Prohibition Against Violating Copyright Laws. You may not use the Company's technology resources to copy, retrieve, forward or send copyrighted materials unless you have the author's permission or are accessing a single copy only for your own reference.

14.3 Other Prohibited Uses. You may not use any of the Company's technology resources for any illegal purpose, in violation of any Company policy, in a manner contrary to the best interests of the Company, in any way that discloses Proprietary Information, Third Party Information, or Personal Information on an unauthorized basis, or for personal gain.

XV. Our Work Environment

The diversity of the Company's employees is a tremendous asset. Fulgent is firmly committed to providing equal opportunity in all aspects of employment and will not tolerate any illegal discrimination, harassment, or retaliation. In addition, the Company strives to provide each employee with a safe and healthy work environment. Each employee has responsibility for maintaining a safe and healthy workplace for all employees by following health and safety rules and practices and reporting accidents, injuries and unsafe equipment, practices or conditions.

XVI. Environmental

Fulgent must fully comply with all state and federal laws relating to the protection of the environment in the conduct of its business. Employees must use, store and dispose all hazardous materials properly and in accordance with applicable regulations. Employees must report, in accordance with Company policies, all circumstances under which hazardous materials or wastes come in contact with the environment, are improperly handled or disposed of, or where a potential violation of law may exist.

XVII. Compliance and Reporting

17.1 Compliance. Any employee who violates the provisions of this Code will be subject to disciplinary action, up to and including termination. Willful disregard of criminal statutes underlying this Code may require the Company to refer such violation for criminal prosecution or civil action.

17.2 Reporting Procedures and Other Inquiries.

(a) Questions regarding the policies in this Code may be directed to the Compliance Officer. Managers and supervisors are also resources who can provide timely advice and guidance to employees on ethics and compliance concerns and are expected to promptly report any concerns brought to their attention in their supervisory capacity to the Compliance Officer. Any employee having knowledge of, or questions or concerns about, an actual or possible violation of the provisions of this Code is encouraged to promptly report the matter to his or her immediate supervisor or to the Compliance Officer.

(b) If you have concerns relating to Fulgent's accounting, internal controls or auditing matters, you may also confidentially, and anonymously if you desire, submit the information in writing to the Company's Audit Committee of the Directors at FLGT@openboard.info.

(c) When submitting concerns, you are asked to provide as much detailed information as possible. Providing detailed, rather than general, information will assist us in effectively investigating complaints. This is particularly important when you submit a complaint on an anonymous basis, since we may be unable to contact you with requests for additional information or clarification. If you submit your concerns anonymously, please provide details in a manner that does not inadvertently disclose your identity (e.g. refer to "John Smith" rather than "my supervisor, John Smith").

(d) We are providing these anonymous reporting procedures so that you may disclose genuine concerns without feeling threatened. However, the Company prohibits retaliation against employees who choose to identify themselves when submitting a report in good faith, and takes measures to keep confidential the identities of employees who choose to identify themselves when submitting their reports. Employees who identify themselves may be contacted in order to gain additional information.

(e) All conversations, calls and reports made under this policy in good faith will be taken seriously. Any allegations that are knowingly false or without a reasonable belief in the truth and accuracy of such information will be viewed as a serious disciplinary offense.

17.3 Policy Prohibiting Unlawful Retaliation or Discrimination.

(a) All employees, officers and directors of the Company are bound by and must comply with all provisions of the Company's Whistleblower Policy.

(b) Neither the Company nor any of its employees may discharge, demote, suspend, threaten, harass or in any manner discriminate against any employee in the terms and conditions of employment based upon any lawful actions of such employee who in good faith: (i) provides information or assists in an investigation relating regarding any conduct which the employee reasonably believes constitutes a violation of Fraud Laws (as defined below); (ii) files, testifies, participates or otherwise assists in a proceeding that is filed or about to be filed (with any knowledge of the Company) relating to an alleged violation of a Fraud Law; (iii) provides truthful information to a law enforcement officer relating to the commission or possible commission of any federal offense; or (iv) engages in any other conduct protected by law.

(c) This policy applies in any instance where such information or assistance provided to, or the investigation is conducted by, a federal regulatory or law enforcement agency, any member or committee of Congress, or any person with supervisory authority over the employee or the authority to investigate misconduct relating to potential securities violations by the Company or its employees. For purposes of this policy, a "Fraud Law" is a violation of federal criminal law involving: (i) securities fraud, mail fraud, bank fraud or wire, radio or television fraud; (ii) violations of SEC rules or regulations; or (iii) violations of any federal law relating to fraud against shareholders.

This document is not an employment contract between Fulgent and its employees, nor does it modify their employment relationship with the Company.

This Code is intended to clarify your existing obligation for proper conduct. The standards and the supporting policies and procedures may change from time to time in the Company's discretion. You are responsible for knowing and complying with the current laws, regulations, standards, policies and procedures that apply to the Company's work. The most current version of this document can be found at www.fulgentgenetics.com.