

JAMBA, INC.

“WHISTLEBLOWERS” POLICY

I. Reporting Violations

One of our Company’s most valuable assets is its integrity. Protecting this asset is the job of everyone in the Company. We have established a Code of Business Conduct and Ethics to help our employees comply with the law and regulations applicable to our business and to maintain the highest standards of ethical conduct. It is every employee’s obligation to report any suspected violations or concerns regarding compliance with laws, regulations, our Code of Business Conduct and Ethics or other Company policies, or any complaints or concerns regarding the Company’s accounting, internal accounting controls, or auditing matters. This includes complaints received from persons outside the Company. This policy is meant to supplement our Code of Business Conduct and Ethics by providing employees with a way to report such suspected violations, complaints or concerns.

Employees may report suspected violations, complaints or concerns to their supervisors, managers or a Company Compliance Officer. The Company Compliance Officers are Michael Fox, Senior Vice President and General Counsel and Christina Lui, Director of Reporting and Compliance. In the event an employee does not feel it is appropriate to speak to a supervisor, manager or a Compliance Officer regarding a suspected violation, complaint or concern, the employee may report the suspected violation, complaint or concern anonymously to:

- the Company’s Confidential Compliance Hotline - **877-526-2248** (877-JAMBA4U) (this hotline is maintained by an independent third party that immediately reports all suspected violations, complaints or concerns it receives to the Compliance Officer); or
- to the Audit Committee of the Board of Directors in writing by sending a letter describing the circumstances surrounding the suspected violation to the following address:

**Chairman of the Audit Committee
Jamba, Inc.
6475 Christie Avenue, Suite 150
Emeryville, California 94608**

In each case the information submitted shall promptly considered and appropriate action will be taken in accordance with the law, governmental rules and regulations, the Company’s Code of Business Conduct and Ethics and otherwise consistent with good business practice.

Supervisors and managers shall report any suspected violation, concern or complaint reported to such person by employees or other sources to a Compliance Officer. Upon a report to a Compliance Officer, all notices or reports of suspected violations, complaints or concerns received pursuant to this policy shall be recorded in a log, indicating the description of the matter reported, the date of the report and the disposition thereof, and the log shall be retained for five years. This log shall be maintained by the Compliance Officers and shall be periodically reviewed by the Audit Committee. Any complaints or concerns regarding the Company’s accounting, internal accounting controls, or auditing matters that would have material impact on the Company’s periodic disclosures will be reported immediately to the chairman of the Audit Committee.

II. Statement of Non-Retaliation

It is a federal crime for anyone to intentionally retaliate against any person who provides truthful information to a law enforcement official concerning a possible violation of any federal law. Moreover, the Company will not permit any form of intimidation or retaliation by any officer, employee, contractor, subcontractor or agent of the Company against any employee because of any lawful act done by the employee to:

- provide information, cause information to be provided, or otherwise assist in an investigation regarding any conduct which the employee reasonably believes constitutes a violation of laws, rules, regulations, the Company’s Code of Business Conduct and Ethics or Company policies; or

- file, cause to be filed, testify, participate in, or otherwise assist in a proceeding filed or about to be filed relating to a violation of any law, rule or regulation.

The prohibited forms of intimidation or retaliation include, but are not limited to, discharge, demotion, suspension, threats, harassment or any other manner of discrimination with respect to an employee's terms or conditions of employment.

III. Statement of Confidentiality

In cases in which an employee reports a suspected violation in good faith and is not engaged in the questionable conduct, the Company will attempt to keep its discussions and actions confidential to the greatest extent possible. In the course of its investigation, the Company may find it necessary to share information with others on a "need to know" basis.