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SUBMITTED IN CAMERA

September 29, 2006

The Honorable Judge Patel
 United States District Court for the Northern District of California
 Courtroom 15, 18th Floor
 450 Golden Gate Avenue, San Francisco, CA 94102

Re: Stanford v. Roche (No. C-05-04158 MHP)

Dear Judge Patel:

In accordance with the teleconference of September 26, 2006, concerning, in part, Roche Molecular Systems' objections to the deposition of its general counsel Melinda Griffith, Roche hereby submits for *in camera* review the privileged December 15, 1999 memorandum discussed during the teleconference. Stanford does not challenge the assertion of the privilege, and Roche's log identifies the document as follows:

Date	From	Recipients	Description	Privilege Asserted
12/15/1999	D. Petry (Roche Patent Agent)	T. White, J. Sninsky, S. Sias, K. Ordonez, V. Lee (Roche In-House), M. Griffith (Roche In- House)	Memorandum reflecting attorney-client communication and attorney work product regarding U.S. Patent No.'s 5,968,730, 5,856,086, 5,631,128, and 5,650,268.	AC, WP

Stanford has already taken a Rule 30(b)(6) corporate witness on the subject matter of the memo, and scheduled the depositions of memo recipient T. White (then a Roche executive) and S. Sias (then a Roche executive and patent agent). Roche objected to the deposition of Ms. Griffith as cumulative and harassing.

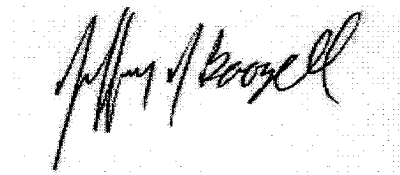
Furthermore, Roche believes the December 1999 privileged memo is irrelevant to the contract issues in dispute in this phase of the lawsuit -- namely, that the contracts that Stanford and its researchers entered into with Cetus (Roche's predecessor in interest to the PCR business) before the May 1992 filing of the patents give Roche an ownership or license interest in the patents being asserted against it.

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Respectfully submitted,

QUINN EMANUEL URQUHART OLIVER & HEDGES, LLP

A handwritten signature in black ink, appearing to read "Jeffrey N. Boozell", is written over a light gray, dotted background.

Jeffrey N. Boozell

Enclosures

cc: Michelle Rhyu (w/o enclosures)
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