

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

AMGEN INC.,)	
)	
Plaintiff,)	
)	
v.)	Civil Action No.: 05-12237 WGY
)	
)	
F. HOFFMANN-LA ROCHE)	
LTD., a Swiss Company, ROCHE)	
DIAGNOSTICS GmbH, a German)	
Company and HOFFMANN-LA ROCHE)	
INC., a New Jersey Corporation,)	
)	
Defendants.)	
_____)	

**PLAINTIFF AMGEN INC.’S MOTION FOR LEAVE TO REPLY IN FURTHER
SUPPORT OF ITS MOTION *IN LIMINE* NO. 13 TO EXCLUDE EVIDENCE AND
ARGUMENT REGARDING ROCHE’S FDA FILINGS AND COMMUNICATIONS
WITHHELD THROUGHOUT FACT DISCOVERY**

Plaintiff Amgen Inc. respectfully moves for leave to reply to Defendants’ opposition to Plaintiff’s Motion in Limine No. 13: To Exclude Evidence and Argument Regarding Roche’s FDA Filings and Communications Withheld Throughout Fact Discovery. Amgen Inc.’s proposed reply is attached hereto as Exhibit A and the proposed declaration in support thereof is attached as Exhibit B.

In support of this motion, Amgen states that its proposed reply brief and supporting declaration is limited to the issues raised in Roche’s opposition, is concise, and will be of assistance to the Court.

Dated: September 20, 2007

Respectfully Submitted,

AMGEN INC.,
By its attorneys,

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CERTIFICATE PURSUANT TO LOCAL RULE 7.1

I certify that counsel for the parties have conferred in an attempt to resolve or narrow the issues presented by this motion and no agreement was reached.

/s/ Michael R. Gottfried
Michael R. Gottfried

CERTIFICATE OF SERVICE

I hereby certify that this document, filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of electronic filing and paper copies will be sent to those indicated as non-registered participants on September 20, 2007.

/s/ Michael R. Gottfried
Michael R. Gottfried