

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

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AMGEN INC., )  
 )  
 )  
 Plaintiff, )  
 )  
 v. )  
 )  
 F. HOFFMANN-LAROCHE )  
 LTD., a Swiss Company, ROCHE )  
 DIAGNOSTICS GmbH, a German )  
 Company and HOFFMANN LAROCHE )  
 INC., a New Jersey Corporation, )  
 )  
 Defendants. )

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C.A. NO.: 05-12237-WGY

**NOTICE OF SERVICE OF CONFIDENTIAL DOCUMENT RELATED TO AMGEN’S  
MOTION FOR LEAVE TO FILE A DECLARATION OF DEBORAH FISHMAN IN  
SUPPORT OF ITS OPPOSITION TO ROCHE’S MOTION TO PRECLUDE THE  
DEPOSITION TESTIMONY OF DR. EDWARD EVERETT HARLOW**

The Plaintiff, Amgen Inc. (“Amgen”), hereby certifies, pursuant to the Protective Order dated February 7, 2007 [Docket No. 274], that it will serve, via hand-delivery on September 25, 2007, upon defense counsel at Bromberg & Sunstein LLP and at Kaye Scholer LLP, the following:

**Confidential Exhibit 1 to the Declaration of Deborah Fishman in Support of Amgen’s Opposition to Roche’s Motion to Preclude Deposition Testimony of Dr. Edward Everett Harlow**

This document contains information designated as confidential by the Roche defendants. Accordingly, pursuant to paragraph 14 of the Protective Order, Roche has four (4) Court days to seek leave of Court pursuant to Local Rule 7.2 if they seek to have the Court deem such document confidential.

Dated: September 24, 2007

Respectfully Submitted,

AMGEN INC.,  
By its attorneys,

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**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.

*/s/ Michael R. Gottfried*

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Michael R. Gottfried