

# EXHIBIT

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**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.	)	
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**JOINT PRETRIAL MEMORANDUM**

Amgen, Inc. (“Amgen”) and F. Hoffmann-La Roche Ltd., Roche Diagnostics GmbH, and Hoffmann La Roche Inc., (collectively, “Roche”) offer the following Joint Pretrial Memorandum.

**XI. LIST OF PROPOSED EXHIBITS**

As a result of ongoing disputes that require resolution, the parties have agreed to postpone the submission of exhibit lists to the Court. The parties will submit a list of exhibits identified in accordance with the Court's Order in advance of trial.

Respectfully Submitted,

AMGEN INC.,  
By its attorneys,

August 10, 2007

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F. HOFFMANN-LA ROCHE LTD,  
ROCHE DIAGNOSTICS GMBH, and  
HOFFMANN-LA ROCHE INC.,  
By its attorneys,

/s/ Thomas F. Fleming

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**EXHIBIT E**

**Amgen's List of Witnesses for Trial**

**Amgen's list of witnesses who may be called live at trial**

**Fact Witnesses:**

Kenneth Aoki  
c/o Amgen Inc.  
One Amgen Center Drive  
Thousand Oaks, California 91320-1799

Arnold J. Berk, M.D.  
1632 Pandora Avenue  
Los Angeles, California 90024

Michael Borun  
Marshall, Gerstein & Borun LLP  
6300 Sears Tower  
233 South Wacker Drive  
Chicago, Illinois 60606-6357

Jeffrey K. Browne  
1244 Calle Aurora  
Camarillo, CA 93010

Donald Catlin  
Anti-Doping Research  
3873 Grand View Blvd.  
Los Angeles, Ca. 90066

Joan Egrie  
561 Los Vientos Drive  
Newbury Park, CA 91320

Steven Elliott  
c/o Amgen Inc.  
One Amgen Center Drive  
Thousand Oaks, California 91320-1799

Dennis Fenton  
c/o Amgen Inc.  
One Amgen Center Drive  
Thousand Oaks, California 91320-1799

**EXHIBIT F**  
**ROCHE'S LIST OF POTENTIAL WITNESSES**

ROCHE TRIAL WITNESS	TYPE OF TESTIMONY (Live or Deposition)	WITNESS TYPE
<b>WITNESSES TO BE CALLED LIVE</b>		
Lars E. Birgeron Hoffmann-La Roche Inc. 340 Kingsland Street Nutley, New Jersey 07110	LIVE	FACT
Custodian of Records from the University of Chicago	LIVE	FACT
Custodian of Records from Biogen IDEC	LIVE	FACT
Custodian of Records from Amgen	LIVE	FACT
Custodian of Records from Roche	LIVE	FACT
Custodian of Records from Genetics Institute/Wyeth	LIVE	FACT
Markus Dembowski Roche Diagnostics GmbH Nonnenwald 2 D-82377 Penzberg, Germany	LIVE	FACT
Joan Egrie, Ph.D. 561 Los Vientos Drive Newbury Park, CA 91320	LIVE	FACT
Adrienne Farid Hoffmann-La Roche Inc. 340 Kingsland Street Nutley, New Jersey 07110	LIVE	FACT
Patrick Horber F. Hoffmann-La Roche Ltd Grenzacherstrasse 124 CH-4070 Basel Switzerland	LIVE	FACT
George Johnston Hoffmann-La Roche Inc. 340 Kingsland Street Nutley, New Jersey 07110	LIVE	FACT
Hans Koll, Ph. D. Roche Diagnostics GmbH Nonnenwald 2 D-82377 Penzberg, Germany	LIVE	FACT
Bruno Reigner F. Hoffmann-La Roche Ltd Grenzacherstrasse 124 CH-4070 Basel	LIVE	FACT

By agreement of the parties, this preliminary list of trial witnesses may be modified, supplemented and/or amended, up to and including the time of final submission to the Court (or later for witnesses identified during trial, as appropriate) or based on any materials (exhibits, witnesses or the like) identified by Amgen in its portions of this Pretrial Memorandum.

**Roche's Preliminary List of Trial Witnesses**

Robert Brenner Amgen, Inc. One Amgen Center Drive Thousand Oaks, CA	DEPOSITION or PRIOR TESTIMONY	FACT/ ADMISSIONS
Richard Cummings 5215 North Santa Fe Ave. Edmond, OK	DEPOSITION or PRIOR TESTIMONY	FACT/ ADMISSIONS
Jeffrey K. Browne 1244 Calle Aurora Camarillo, CA 93010	DEPOSITION or PRIOR TESTIMONY	FACT
Robert D. Weist 3525 Bridgeford Drive Westlake Village, CA 91360	DEPOSITION or PRIOR TESTIMONY	FACT/ ADMISSIONS
Kevin Sharer Amgen, Inc. One Amgen Center Drive Thousand Oaks, CA	DEPOSITION or PRIOR TESTIMONY	FACT/ ADMISSIONS
Howard Green Department of Cell Biology Harvard Medical School 240 Longwood Avenue Boston, MA 02115	DEPOSITION or PRIOR TESTIMONY	FACT/ ADMISSIONS
Jeri Lou Lane 1636 Cross Bridge Thousand Oaks, CA	DEPOSITION or PRIOR TESTIMONY	FACT
Carlton Paul 324 Sylvia Way San Rafael, CA	DEPOSITION or PRIOR TESTIMONY	FACT
Martin J. Cline 441 Alma Real Drive Pacific Palisades, CA	DEPOSITION or PRIOR TESTIMONY	FACT
Gary M. Fox 11 Dorrit Court Newbury Park, CA	DEPOSITION or PRIOR TESTIMONY	FACT
Harry F. Hixson 1690 East Altadena Drive Altadena, CA 91001	DEPOSITION or PRIOR TESTIMONY	FACT
Por-Hsiung Lai 4306 Drownfield Court Westlake Village, CA	DEPOSITION or PRIOR TESTIMONY	FACT
Chi-Hwei Lin Newbury Park, CA	DEPOSITION or PRIOR TESTIMONY	FACT
Sidney Von Suggs Newbury Park, CA	DEPOSITION or PRIOR TESTIMONY	FACT
Michael Heartlein	DEPOSITION or	FACT