

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

AMGEN, INC.
Plaintiff,
v.
F. HOFFMAN-LA ROCHE LTD., a Swiss
Company, ROCHE DIAGNOSTICS GmbH, a
German Company, and HOFFMAN-LA ROCHE
INC., a New Jersey Corporation
Defendants.
C.A. No. 05-12237-WGY

DECLARATION OF DANIEL A. CURTO IN SUPPORT OF
AMGEN INC.'S MOTION TO AUTHENTICATE BY DECLARATION
IN LIEU OF THE LIVE TESTIMONY OF CHARLES KUNG

I, Daniel A. Curto, hereby declare under penalty of perjury that I am an attorney admitted
to practice in the Commonwealth of Massachusetts, and am a partner at the law firm of
McDermott Will & Emery LLP, counsel for Plaintiff Amgen, Inc. in the above-captioned case.
I submit this affidavit to accompany Amgen Inc.'s Motion To Authenticate By Declaration In
Lieu of the Live Testimony of Charles Kung.

1. Exhibit A hereto contains a true and correct copy of the Declaration of Charles
Kung, dated September 28, 2007.

Dated September 28, 2007

/s/ Daniel A. Curto
Daniel A. Curto

**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