

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

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AMGEN INC., )  
 )  
 Plaintiff, )  
 )  
 vs. )  
 )  
 F. HOFFMANN-LA ROCHE LTD )  
 ROCHE DIAGNOSTICS GmbH )  
 HOFFMANN-LA ROCHE INC., )  
 )  
 Defendants. )

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CIVIL ACTION No.: 05-CV-12237WGY

**MOTION FOR ADMISSION OF MARK S. POPOFSKY  
PRO HAC VICE FOR DEFENDANTS**

The undersigned, Keith E. Toms, local counsel for F. Hoffmann-La Roche Ltd, Roche Diagnostics GmbH, and Hoffmann-La Roche Inc. (collectively, “defendants”) and a member of the bar of this Court, moves pursuant to Local Rule 83.5.3(b) for the admission *pro hac vice* of Mark S. Popofsky as an attorney for the defendants.

As stated in the accompanying declarations (attached hereto as Exhibits A), Mark S. Popofsky is a member of the bars of the State of California and the District of Columbia, among others. He is in good standing in every jurisdiction in which he has been admitted to practice, has no disciplinary proceedings pending against him, and is familiar with the Local Rules of this Court.

Pursuant to ECF Administrative Procedure Rule F, counsel for the defendants shall submit the fee for this motion within 24 hours of filing.

WHEREFORE, it is respectfully requested that Mark S. Popofsky be admitted to the bar of this Court *pro hac vice*.

**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.

DATED: Boston, Massachusetts  
December 13, 2006

F. HOFFMANN-LA ROCHE LTD  
ROCHE DIAGNOSTICS GmbH  
HOFFMANN-LA ROCHE INC.

By its attorneys,

/s/ Keith E. Toms  
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and

Leora Ben-Ami (*pro hac vice*)  
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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 (NEF) and paper copies will be sent to those indicated as non registered participants on the above date.

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/s/ Keith E. Toms  
Keith E. Toms