

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

_____)	
AMGEN INC.,)	
)	
Plaintiff,)	
)	
v.)	
)	CIVIL ACTION No.: 05-CV-12237WGY
F. HOFFMANN-LA ROCHE LTD,)	
ROCHE DIAGNOSTICS GmbH,)	[NON-REDACTED VERSION]
and HOFFMANN-LA ROCHE INC.)	
)	
Defendants.)	
_____)	

**APPENDIX C TO DEFENDANTS’ MEMORANDUM IN SUPPORT OF ITS MOTION
TO COMPEL PRODUCTION OF DOCUMENTS IMPROPERLY WITHHELD ON
GROUNDS OF PRIVILEGE**

This document is filed pursuant to the Court’s Order of April 4, 2007 (denying Amgen’s motion to file its own privilege log under seal on the grounds that “The Privilege Log Itself . . . is Public.”). It consists of an unredacted version of Appendix C to Defendants’ Memorandum (Docket No. 338) in Support of Defendant’s Motion (Docket No. 336) to Compel Production of Documents Improperly Withheld on Grounds of Privilege.

Dated: April 13, 2007
Boston, Massachusetts

Respectfully submitted,
F. HOFFMANN-LA ROCHE LTD,
ROCHE DIAGNOSTICS GMBH, and
HOFFMANN-LA ROCHE INC.

By their attorneys,
/s/ Nicole A. Rizzo
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In the Matter of
Certain Products and Pharmaceutical Compositions Containing Recombinant Human Erythropoietin, U.S. Int'l Trade Comm'n Inv. No. 337-TA-568

Complainant Amgen Inc.'s Privileged Documents List

DATE	AVIATOR	RECIPIENT	DOOR	DESCRIPTION	STATUS	RANGE	PORTION OF DOCUMENT PROTECTED
7/1/75				Memo regarding law of Canadian conflict proceedings with attorney notes thereon reflecting mental impressions regarding same.	AC/WP	99 02172-99 02181	Entire Document
8/10/77	Egrie			Handwritten notes reflecting technical analysis of Miyake's "Purification of Human Erythropoietin" prepared at request of counsel for use in rendering legal services.	AC/WP	99 05389-99 05395	Entire Document
7/15/1980	Siegel	Kung Goldwasser	Chemick Huberman d'Ouville Hill Kalinowski Teplitz	Correspondence providing legal advice, and requesting information to provide additional legal advice, regarding invention disclosure.	AC	99 18598	Entire Document
7/25/1980	Goldwasser	R. Siegel		Correspondence requesting legal advice regarding Goldwasser invention and licensing, attached to privileged document no. 99 18598.	AC	99 18597	Entire Document
8/22/1980	R. Siegel	Goldwasser	Kung Chemick d'Ouville Huberman Kalinowski Hill Teplitz	Correspondence providing legal advice regarding Goldwasser invention and licensing.	AC	99 18595-99 18598	Entire Document
1/28/1982	R. Siegel	Goldwasser	Golden Sigel Ullmann Huberman Close Kavinsky	Correspondence providing legal advice regarding Goldwasser invention and licensing.	AC	99 18594	Entire Document

CONFIDENTIAL-SUBJECT TO PROTECTIVE ORDER

In the Matter of
Certain Products and Pharmaceutical Compositions Containing Recombinant Human Erythropoietin, U.S. Int'l Trade Comm'n Inv. No. 337-TA-888

Complainant Amgen Inc.'s Privileged Documents List

DATE	AUTHOR	RECIPIENT	COPIES	DESCRIPTION	STATUS	RANGE	PORTION OF DOCUMENT PROTECTED
4/13/1982	R. Sigel	Goldwasser	Golden Sigel Ullmann Huberman Close	Correspondence providing legal advice regarding Goldwasser invention and licensing.	AC	99 18583	Entire Document
1/28/1983	Robert Sigel	Weist	S.D. Golden D.S. Sigel J.E. Ullmann MFB E. Goldwasser C. Karinski W.J. Close T.L. Weiss J.E. Ullman	Correspondence from patent counsel for collaborator reflecting/discussing legal strategy regarding licensing.	AC	99 04768	Entire Document
1/31/1983	M. Bak	Egrie		Correspondence enclosing draft patent application and requesting information necessary to rendering of legal advice regarding prosecution of U.S. Serial No. 483,724.	AC	99 04744	Entire Document
Feb-83	Amgen Legal			Handwritten notes and interlineations made on Kaiser et al.'s "Secondary structures of proteins and peptides in amphiphilic environments" reflecting technical analysis required for legal services.	AC	99 17940-99 17948	Entire Document
2/2/1983	M. Bak	Egrie		Correspondence from patent counsel requesting information required to render legal services regarding prosecution of Egrie patent application, enclosing copy of application Serial No. 483,724.	AC	99 04760	Entire Document
2/2/1983	M. Bak	Weist		Correspondence from patent counsel reporting on legal services and requesting information required to render further legal services regarding prosecution of Egrie application, enclosing copies of application and assignment for execution.	AC	99 04759	Entire Document

CONFIDENTIAL-SUBJECT TO PROTECTIVE ORDER

In the Matter of
Certain Products and Pharmaceutical Compositions Containing Recombinant Human Erythropoietin , U.S. Int'l Trade Comm'n Inv. No. 337-TA-568

Complainant Amgen Inc.'s Privileged Documents List

DATE	AUTHOR	RECIPIENT	COPY	DESCRIPTION	STATUS	RANGE	PORTION OF DOCUMENT PROTECTED
3/29/1983	M. Bak	Welst		Correspondence providing legal advice and requesting information/instructions from client required to render legal services/assistance regarding prosecution of Egrta U.S. Serial No. 483,724.	AC	99 04757	Entire Document
8/1/1983	M. Bak	Welst		Correspondence from patent counsel requesting information/instructions from client required to render legal services/assistance regarding prosecution of foreign counterparts to U.S. Serial No. 483,724.	AC	99 04758	Entire Document
11/4/1983	MFB			Handwritten notes reflecting legal advice and information required for rendering legal advice in connection with Lin patent applications, dated 11-14-83 and 11-16-83. (2 copies)	AC	99 01013-99 01015, 99 16710-99 16712	Entire Document
12/6/1983	M. Bak	Welst		Correspondence from patent counsel requesting information/instructions from client required to render legal services/assistance regarding prosecution of foreign counterparts to U.S. Serial No. 483,724.	AC	99 04755	Entire Document
1983-84	MOGMB			Handwritten citation list with notes reflecting attorney mental impressions about references from Egrta patent application found in file for U.S. Application Serial No. 581,024.	AC	99 01008-99 01012	Entire Document
1983-84	MFB S. Marquez			Compilation of journal abstracts with attorney handwritten notes and highlighting, reflecting legal analysis and attorney mental impressions provided to Amgen relating to Lin U.S. Serial No. 675,298.	AC	99 00210-99 00283, 99 00288-99 00633	Entire Document
1983-84	MOGMB			Handwritten memo providing legal advice regarding European Patent Application Serial No. 63,870, found in file for U.S. Application Serial No. 581,024.	AC	99 01012	Entire Document
1/16/1984	Egrta	MFB		Correspondence from client to patent counsel providing information/instructions for legal services and requesting legal advice and services regarding prosecution of U.S. Serial No. 483,724.	AC	99 04754	Entire Document

CONFIDENTIAL SUBJECT TO PROTECTIVE ORDER

**In the Matter of
Certain Products and Pharmaceutical Compositions Containing Recombinant Human Erythropoietin , U.S. Int'l Trade Comm'n Inv. No. 337-TA-668**

Complainant Amgen Inc.'s Privileged Documents List

DATE	AUTHOR	RECIPIENT	COPY	DESCRIPTION	STATUS	RANGE	PORTION OF DOCUMENT PROTECTED
1/19/1984	M. Bak	Egrie		Correspondence from patent counsel requesting information/instructions from client required to render legal services/assistance regarding prosecution of Egrie U.S. Serial No. 483,724.	AC	99 04753	Entire Document
1/24/1984	M. Bak	Weist		Correspondence from patent counsel reporting on legal services regarding prosecution of foreign counterparts to Egrie U.S. Serial No. 483,724.	AC	99 04752	Entire Document
2/2/1984	MFB J. Browne			Excerpt of draft Lin patent application, including handwritten attorney notations, reflecting legal advice and analysis provided to Amgen.	AC	99 01025	Entire Document
2/3/1984	MFB	Weist		Correspondence providing legal advice in connection with prosecution of U.S. Lin Patent Application No. 581,024. (2 copies)	AC	99 01007, 99 15705	Entire Document
2/10/1984	Forrester Boehmert	MOGMB		Correspondence from foreign patent counsel providing legal advice regarding prosecution of Egrie EPO Patent Application No. 84 300893.3.	AC	99 04910-99 04920	Entire Document
2/15/1984	MFB	Lin		Letter reflecting legal strategy and advice, providing draft of patent application and requesting comments to formulate legal advice.	AC	99 01022	Entire Document
2/17/1984	MFB	Weist		Correspondence providing legal advice concerning prosecution of Lin Patent Application Serial No. 581,024, including attached abstract of S. Lee-Huang (Biophysical Journal, Vol. 45, Issue No. 2). (2 copies)	AC	99 01008, 99 15707-99 15708	Entire Document
3/29/1984	Rahmann	Binder Stebbing Weist		Redaction of request for legal advice reported in minutes of administrative meeting. (Redaction made in Amgen v. Chugai litigation from document nos. 5043827-29.)	AC	A 42888-A 42890	Multiple paragraphs
4/9/1984	J. Brown	MFB		Correspondence from foreign patent agent providing legal advice regarding prosecution of Egrie EPO Patent Application No. 84 300893.3.	AC	99 04916	Entire Document

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In the Matter of
Certain Products and Pharmaceutical Compositions Containing Recombinant Human Erythropoietin, U.S. Int'l Trade Comm'n Inv. No. 337-TA-588

Complainant Amgen Inc.'s Privileged Documents List

DATE	AUTHOR	RECIPIENT	COPY	DESCRIPTION	STATUS	RANGE	PORTION OF DOCUMENT PROTECTED
6/13/1984	MFB	Marcus	Welst Mendelson	Correspondence providing and requesting legal advice regarding Egrie and Lin patent applications. (3 copies)	AC	99 02523-99 02531	Entire Document
6/13/1984	A. Mendelson	Kirin Brewery	Welst	Legal opinion regarding Kirin-Amgen Shareholders' Agreement. (2 copies)	AC	99 18351-99 18354, 99 14220-99 14223	Entire Document
6/13/1984	MFB	Kirin	Welst Mendelson	Legal opinion regarding title to patent applications of Kirin/Amgen, including attached assignment document. (2 copies)	AC	99 18355-99 18367, 99 14224-99 14239	Entire Document
6/13/1984	J. Marcus	Kaniki G. Binder		Portion of correspondence relating to legal representation by Musick, Peeler firm. (2 copies)	AC	99 18346, 99 14214	Entire Document
6/13/1984	Musick, Peeler & Garrett	Amgen		Correspondence regarding legal representation by Musick, Peeler firm. (2 copies)	AC	99 18346-99 18349, 99 14215-99 14218	Entire Document
6/13/1984	Welst	Y. Katayama		Correspondence regarding Kirin-Amgen agreement.	AC	99 14240	Entire Document
6/22/1984	Schuchard	MFB	J. Marcus	Correspondence regarding Lin patent assignment.	AC	99 01429	Entire Document
6/29/1984	Forrester Boehmert	MFB		Correspondence from foreign patent counsel reporting on legal services and providing legal advice regarding prosecution of Egrie EPO Patent Application No. 84 300693.3.	AC	99 04816	Entire Document
7/3/1984	MFB	Schuchard		Correspondence regarding legal services regarding Lin patent assignment.	AC	99 01071A	Entire Document
7/12/1984	Rathmann	Binder Caruthers Stebbing Vapnek Welst		Redaction of legal advice concerning patentability of Lin invention. (Redaction made in Amgen v. Chugai litigation from document nos. 5043835-40.)	AC	A 42895	Multiple paragraphs

CONFIDENTIAL-SUBJECT TO PROTECTIVE ORDER

In the Matter of
Certain Products and Pharmaceutical Compositions Containing Recombinant Human Erythropoietin , U.S. Int'l Trade Comm'n Inv. No. 337-TA-588

Complainant Amgen Inc.'s Privileged Documents List

DATE	AUTHOR	RECIPIENT	COPY	DESCRIPTION	STATUS	RANGE	PORTION OF DOCUMENT PROTECTED
8/28/1984	MFB	Onodera	Weist Kobayashi Shimosaka	Correspondence requesting legal advice relating to prosecution of Egrie PCT patent application in Japan.	AC	99 05055	Entire Document
8/28/1984	MFB	R.D. Weist		Correspondence reporting on legal services and legal advice rendered relating to prosecution of Egrie patent application in Japan.	AC	99 05054	Entire Document
9/3/1984	K. Onodera	MFB		Correspondence providing information required for legal services regarding prosecution of Japanese patent application based on Egrie PCT Application No. 84/03152. (2 copies)	AC	99 05041, 99 05053	Entire Document
9/13/1984	Kyowa Patent and Law Office	MFB		Correspondence requesting legal advice relating to prosecution of Egrie patent application in Japan.	AC	99 05051-99 05052	Entire Document
9/13/1984	Weist	MFB	F. K. Lin G.B. Rathmann	Request for legal advice with respect to Lin CIP (of D-155 CIP) application. (2 copies)	AC	99 12279, 99 16110	Entire Document
9/14/1984	K. Onodera	MFB		Correspondence providing legal advice relating to prosecution of Egrie patent application in Japan.	AC	99 05048-99 05050	Entire Document
9/17/1984	Kyowa Patent and Law Office	MFB		Correspondence providing legal advice relating to prosecution of Japanese patent application based on Egrie PCT application. (2 copies)	AC	99 05040, 99 05047	Entire Document
9/21/1984	K. Onodera	MFB		Correspondence reflecting patent strategy and requesting legal advice relating to prosecution of Egrie Japanese patent application. (2 copies)	AC	99 05039, 99 05045	Entire Document
9/21/1984	MFB	K. Onodera		Correspondence providing legal advice relating to prosecution of Egrie patent application in Japan.	AC	99 05046	Entire Document
9/25/1984	MFB J. Browne	MFB		Legal advice and request for same, regarding draft patent application, attached to cover sheet from J. Browne.	AC	99 16124-99 15160	Entire Document
9/26/1984	MFB			Attorney notes regarding meeting with client reflecting legal advice regarding U.S. Serial No. 459,724.	AC	99 04733	Entire Document

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In the Matter of
Certain Products and Pharmaceutical Compositions Containing Recombinant Human Erythropoietin, U.S. Int'l Trade Comm'n Inv. No. 337-TA-688

Complainant Amgen Inc.'s Privileged Documents List

DATE	AUTHOR	RECIPIENT	COPY	DESCRIPTION	STATUS	RANGE	PORTION OF DOCUMENT PROTECTED
10/23/1984	Schuchard	MFB	Marcus	Letter from co-counsel to patent counsel requesting information required to render legal services regarding assignment to Kirin-Amgen. (3 copies)	AC	99 00132, 99 00180, 99 04707	Entire Document
10/23/1984	MFB	Kobayashi	R.D. Weist	Correspondence requesting information required for providing legal advice, and reflecting communications concerning patent strategy of Lin patent applications. (2 copies)	AC	99 00155-99 00159, 99 15683-99 15687	Entire Document
10/25/1984	MFB	R.D. Weist		Correspondence relaying information required for legal services in connection with Lin applications. (2 copies)	AC	99 00150-99 00151, 99 15675-99 15678	Entire Document
10/25/1984	Morimoto	R.D. Weist	MFB K. Onodera	Correspondence requesting legal advice concerning Lin patent applications, with enclosed privileged document nos. 99 00147- 99 00148. (2 copies)	AC	99 00148, 99 15671	Entire Document
10/25/1984	Kirin	MFB		Correspondence requesting legal advice and relaying information required for legal advice and services concerning patent prosecution of Lin applications. (2 copies)	AC	99 00147-99 00149, 99 15672-99 15674	Entire Document
10/25/1984	MFB	Kobayashi	R.D. Weist	Correspondence reflecting legal advice and information in connection with Lin patent applications. (2 copies)	AC	99 00152-99 00154, 99 15677-99 15682	Entire Document
10/26/1984	MFB	Morimoto	R.D. Weist	Correspondence reflecting communications concerning patent strategy of Lin patent applications, and relaying legal advice. (2 copies)	AC	99 00143-99 00145, 99 15688-99 15670	Entire Document
10/26/1984	J. Fenno	Lin	J. Brown Johnson Rathmann Stebbing Weist	Memo providing information required for rendering of legal advice by M. Bozeman, Esq. and reflecting legal advice rendered by M. Bozeman.	AC	99 16229	Entire Document

CONFIDENTIAL SUBJECT TO PROTECTIVE ORDER

In the Matter of
Certain Products and Pharmaceutical Compositions Containing Recombinant Human Erythropoietin, U.S. Int'l Trade Comm'n Inv. No. 337-TA-568

Complainant Amgen Inc.'s Privileged Documents List

DATE	AUTHOR	RECIPIENT	COPIES	DESCRIPTION	STATUS	RANGE	PORTION OF DOCUMENT PROTECTED
11/5/1985	Morimoto	Weist	MFB Dr. Kaneko Dr. Suzuki	Correspondence providing legal advice and reflecting legal strategy regarding Maruyama et al. patent application.	AC/WP	99 08110-99 08111	
11/13/1985	H. Svendsen	MFB		Correspondence providing legal advice regarding Norwegian Patent Application No. 852384. (2 copies)	AC	99 04122, 99 15574	Entire Document
11/18/1985	Kobayashi	MFB	R.D. Weist	Correspondence requesting legal advice and services regarding Maruyama et al. patent application.	AC	99 05106-99 05109	Entire Document
11/19/1985	MFB	Dias Costa	R. Weist K. Morimoto	Correspondence providing legal advice relating to Lin Portuguese Patent Application No. 81213. (3 copies)	AC	99 04171, 99 10112, 99 15793	Entire Document
11/19/1985	MFB	R. Weist	K. Morimoto	Correspondence providing legal advice and reporting on legal services relating to Lin Portuguese patent application. (3 copies)	AC	99 04170, 99 10110, 99 15792	Entire Document
11/27/1985	J. Brown	MFB		Correspondence from foreign patent counsel providing legal	AC	99 04508,	Entire Document
12/11/1985	MFB	R. D. Weist		Legal advice regarding Lin Chinese patent application.	AC	99 16217	Entire Document
12/13/1985	Elzaburu	MFB		Correspondence providing legal advice and requesting instructions required for further legal services in connection with prosecution of Lin Spanish Patent Application No. 538519.	AC	99 04314	Entire Document
12/16/1985	LSG	Weist	Morimoto	Correspondence regarding Patent No. 4,558,008 from patent counsel to client providing legal advice. (2 copies)	AC	99 04697-99 04698	Entire Document
1985-86	MFB			Draft patent claims 1-6 for Lin patent application.	AC	99 00115-99 00116	Entire Document
1986	MFB	Lindy Messina		Attorney notes regarding prior art, reflecting legal advice for use in prosecution of U.S. Serial No. 675,295.	AC/WP	99 00074, 99 15703	Entire Document
1986	MFB			Attorney notes and interlineations reflecting legal analysis and mental impressions, on copy of "Rat Insulin Genes: Construction of Plasmids Containing the Coding Sequences" Ullrich et al. (6/17/77).	AC	99 11488-99 11494	Entire Document

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In the Matter of
Certain Products and Pharmaceutical Compositions Containing Recombinant Human Erythropoietin, U.S. Int'l Trade Comm'n Inv. No. 337-TA-668

Complainant Amgen Inc.'s Privileged Documents List

DATE	AUTHOR	RECIPIENT	COPY	DESCRIPTION	STATUS	RANGE	PORTION OF DOCUMENT PROTECTED
11/18/1987	R. Smalling	Odre	K. Alton J. Brown N. Johnson K. Wiltsy	Memo providing information for attorney use in rendering legal advice regarding patent matters, prepared in contemplation of litigation.	AC/WP	99 08178-99 08177	Entire Document
11/24/1987	Y. Kawaguti	MFB	Odre Kobayashi	Correspondence from foreign patent counsel providing legal advice regarding prosecution of Lin Japanese Patent Application No. 500031/85. (2 copies)	AC	99 03214-99 03219, 99 17764-99 17768	Entire Document
11/24/1987	A.J. Park & Son	MOGMB		Correspondence providing legal advice relating to responding to office action issued in Lin New Zealand Patent Application No. 210,501.	AC	99 03939	Entire Document
11/24/1987	Joon Koo Lee & Partners	MFB		Correspondence reporting on legal services rendered in connection with prosecution of Lin Korean Patent Application No. 7923/1984.	AC	99 03507	Entire Document
11/24/1987	MFB			Facsimile of proposed draft claims 11-15 and tables for Lin Japanese patent application, reflecting legal strategy and advice of counsel.	AC	99 13477-99 13479	Entire Document
11/24/1987	D. C. Calhoun	MOGMB		Correspondence regarding Lin New Zealand Patent Application No. 210,501 and requesting legal advice regarding same.	AC	99 14860V	Entire Document
11/24/1987	Joon Koo Lee & Partners	Borun, Michael F (Marshall O Toole Gerstein Murray & Bicknell)		Attorney-client privileged communication between counsel and client reflecting legal advice regarding prosecution of Lin Korean application.	AC	99 025508-99 025508	Entire Document
12/1/1987	J. Brown	MFB		Letter providing and requesting legal advice regarding European Patent Application No. 84308654.7. (2 copies)	AC	99 01598, 99 16078	Entire Document

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In the Matter of
Certain Products and Pharmaceutical Compositions Containing Recombinant Human Erythropoietin , U.S. Int'l Trade Comm'n Inv. No. 337-TA-668

Complainant Amgen Inc.'s Privileged Documents List

DATE	AUTHOR	RECIPIENT	COPY	DESCRIPTION	STATUS	RANGE	PORTION OF DOCUMENT PROTECTED
6/6/1988	LSG	Sanford T. Colb		Correspondence providing legal advice regarding prosecution of Egrie Israel Patent Application No. 71001.	AC	99 04944-99 04948	Entire Document
6/27/1988	Oy Kolster	MFB		Correspondence providing legal advice regarding prosecution of Lin Finnish Patent Application No. 852377, including attached excerpts of Finnish regulations.	AC	99 02608-99 02511, 99 10070-99 10077	Entire Document
7/4/1988	Colb	MOGMB		Correspondence from foreign patent counsel providing legal advice regarding prosecution of Lin Israel Patent Application No. 73785.	AC	99 02905-99 02906	Entire Document
7/12/1988	MFB	J. Brown		Correspondence providing and requesting legal advice regarding Lin Czechoslovakian patent application, including attached draft claim.	AC	99 02232-99 02234	Entire Document
7/14/1988	MFB	Oy Kolster AB	Kobayashi	Correspondence providing legal advice relating to patent strategy regarding Lin Finnish Patent Application No. 852377.	AC	99 02605-99 02606	Entire Document
7/22/1988	MFB	Odre		Draft correspondence including response to official action in European Patent Application No. 84308654.7, including legal advice and strategy, with fax cover sheet. (2 copies)	AC	99 01688-99 01691, 99 17031-99 17036	Entire Document
7/25/1988	MFB	J. Brown		Correspondence providing legal advice regarding European Patent Application No. 84308654.7.	AC	99 01583-99 01585	Entire Document
7/26/1988	T. Strickland	Odre		Memorandum regarding experiment performed in support of litigation.	AC/WP	99 18790-99 18798	Entire Document
7/28/1988	MFB	Odre		Correspondence forwarding 7/27/88 correspondence from foreign associate to MFB providing legal advice regarding prosecution of Lin Finnish Patent Application No. 852377, with privileged document no. 99 02607 attached.	AC	99 02502-99 02504	Entire Document

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In the Matter of
Certain Products and Pharmaceutical Compositions Containing Recombinant Human Erythropoietin , U.S. Int'l Trade Comm'n Inv. No. 337-TA-668
Complainant Amgen Inc.'s Privileged Documents List

DATE	AUTHOR	RECIPIENT	COPY	DESCRIPTION	STATUS	RANGE	PORTION OF DOCUMENT PROTECTED
7/26/1989	Janet McNicholas W. Keown	Egrle		Correspondence providing legal advice regarding Amgen v. Chugai litigation, and requesting information relevant thereto, prepared for litigation purposes.	AC/WP	99 07022-99 07025	Entire Document
7/26/1989	Borun, Michael F (Marshall O Toole Gerstein Murray & Bicknell)	Park, Kyung J (Lee & Ko)	Kobayashi, Masaaki (Kirin Brewery Company Ltd., sharing a common interest privilege with Amgen Inc. and/or Kirin-Amgen Inc.); Odre, Steven M (Amgen Inc)	Attorney-client privileged communication between counsel and client reflecting legal advice regarding prosecution of Lin Korean application.	AC	99 025447-99 025447	Entire Document
7/27/1989	Ralph Smalling	John McDonald	Egrle	Correspondence requesting legal advice and services, and providing information for use in providing legal advice, prepared for litigation purposes. Includes attached draft exhibit reflecting legal advice and strategy regarding same.	AC/WP	99 07028-99 07030	Entire Document
7/31/1989	PWB	A.J. Park & Son	Kobayashi Odre	Correspondence (2 copies) providing legal advice and reflecting patent strategy regarding prosecution of Lin New Zealand Patent Application No. 210,501, including fax cover sheet (1 copy).	AC	99 03877-99 03880, 99 17710-99 17712	Entire Document
7/31/1989	M. Merz	D. Boehmen		Memorandum providing legal advice regarding prior art named in Defendants' 35 U.S.C. §262 notice in Amgen v. Chugai litigation, including copy of notice with handwritten notations.	AC/WP	99 11463-99 11477	Entire Document
Aug-89	Egrle			Handwritten notes reflecting legal issues prepared at attorney's request for use in Amgen v. Chugai Boston litigation.	WP	99 06754-99 06757	Entire Document
Aug-89	Egrle			Handwritten notes reflecting legal strategy relating to Amgen v. Chugai Boston litigation.	AC/WP	99 07083	Entire Document

CONFIDENTIAL-SUBJECT TO PROTECTIVE ORDER

In the Matter of
Certain Products and Pharmaceutical Compositions Containing Recombinant Human Erythropoietin, U.S. Int'l Trade Comm'n Inv. No. 337-TA-868

Complainant Amgen Inc.'s Privileged Documents List

DATE	AUTHOR	RECIPIENT	COPY	DESCRIPTION	STATUS	RANGE	PORTION OR DOCUMENT PROTECTED
5/13/1992	J. Brown	Odra	MFB	Letter providing and requesting legal advice regarding EP Patent No. 148 805, including concerning legal representation, with fax cover sheet.	AC/WP	99 01830-99 01831	
5/14/1992	J. Browne	S. Watt		Redaction of request for legal advice relating to patentability issues (from 5-19-92 PDT minutes; p. 2).	AC	AM 47 57298	Entire Document
5/20/1992	Ben-David	GEN		Correspondence from foreign patent counsel reporting on legal services relating to prosecution of Israeli Patent Application No. 98581. (2 copies)	AC	99 03045, 99 02954	Paragraph
5/20/1992	Ben-David	GEN		Correspondence reporting on legal services rendered for Lin Israeli Patent Application No. 100,935, including duplicate copy of response dated 5/13/92. (2 copies)	AC	99 03131, 99 16893-99 16898	Entire Document
5/20/1992	Watt	Richard Grochala	Odra MFB Egrie	Correspondence discussing litigation-related technical project, prepared in anticipation of litigation.	AC/WP	99 05549-99 05550	Entire Document
5/29/1992	Chinese Patent Agent	Forrester Kelley		Correspondence providing and requesting legal advice relating to Chinese Patent Application No. 85 106191.4.	AC	99 04406	Entire Document
Jun-92				Compilation of drafts of: Memorandum of consultant (2 copies); Notice of Motion of Kirin-Amgen; and Affidavit in connection with revocation proceeding in South Africa regarding South African Patent No. 84/9825.	WP	99 13179-99 13283	
6/2/1992	Forrester Kelley	C. Frumkin		Correspondence reflecting request for legal advice and reporting on legal services regarding EP (UK) 148 805 registration.	AC	99 11264-99 11265	Entire Document
6/3/1992	Watt	J. Brown	Odra	Correspondence requesting legal advice regarding Supplemental Protection Certificates for EP 148 805 in France.	AC	99 11238	Entire Document
6/3/1992	R. Grochala	Watt	R. Minler	Correspondence providing legal advice and requesting legal services regarding supplementary protection certificates for EP 148 805. (3 copies)	AC	99 16769, 99 18778, 99 16780	Entire Document

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In the Matter of
Certain Products and Pharmaceutical Compositions Containing Recombinant Human Erythropoietin, U.S. Int'l Trade Comm'n Inv. No. 337-TA-568

Complainant Amgen Inc.'s Privileged Documents List

DATE	AUTHOR	RECIPIENT	COPY	DESCRIPTION	STATUS	RANGE	PORTION OF DOCUMENT PROTECTED
Undated		Lindy Davies		Attorney handwritten notes regarding legal advice regarding assignment for Egria U.S. Serial No. 483,724.	AC	99 04768	Entire Document
Undated	MOGMB			Draft claims for Egria U.S. Serial No. 483,724.	AC	99 04767-99 04768	Entire Document
Undated	MFB			Attorney notes reflecting communication with client regarding U.S. Serial No. 483,724.	AC	99 04769	Entire Document
Undated	MOGMB			Attorney notes reflecting mental impressions of art produced in connection with rendering legal advice concerning U.S. Serial No. 483,724.	AC	99 04770	Entire Document
Undated	MOGMB			Draft declaration (3 copies) including attorney's handwritten note reflecting legal analysis in patent prosecution of U.S. Serial No. 483,724.	AC	99 04771-99 04776	Entire Document
Undated	MOGMB			Handwritten notes on file copy of application reflecting attorney mental impressions.	AC	AM 27 052835, AM 27 052848-AM 27 052848	Entire Document
Undated	Kyowa Patent and Law Office	MOGMB		Legal advice concerning patent laws in Japan.	AC	99 05038	Entire Document
Undated			G. Rathmann N. Stebbing D. Vapnek F.K. Lin S. Suggs MFB	Analysis of EPO gene sequences entitled "Amino Acids Sequence of Human EPO and DNA Sequence of Human EPO Gene (Comparison Between Genetics Institute and Kirin)," prepared in anticipation of litigation.	WP	99 13053-99 13085	Entire Document
Undated	MFB			Redaction of attorney analysis of reference produced at A 198957, reflecting legal analysis.	AC	A 198957	Annotations
Undated	MFB			Drafts of Lin U.S. patent application "Recombinant Methods and Materials Applied to Microbial Expression of Erythropoietin," reflecting legal analysis and advice.	AC	99 14982-99 16088	Entire Document
Undated	MFB			Attorney working copies of claims from Lin U.S. Patent Application Serial Nos. 875,298; 881,024; 882,185; 883,841, reflecting legal strategy and analysis.	AC	99 16089-99 16116	Entire Document

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In the Matter of
Certain Products and Pharmaceutical Compositions Containing Recombinant Human Erythropoietin , U.S. Int'l Trade Comm'n Inv. No. 337-TA-688

Complainant Amgen Inc.'s Privileged Documents List

DATE	AUTHOR	RECIPIENT	COPY	DESCRIPTION	STATUS	RANGE	PORTION OF DOCUMENT NOT PROTECTED
Undated	MFB			Patent search and attorney notes reflecting mental impressions regarding patent search. (2 copies)	AC/WP	99 11581-99 11676, 99 18189-99 10203	Entire Document
Undated	MFB			Attorney notations relating to certificate of correction to Patent No. 4,703,008.	AC/WP	99 12048-99 12210	Entire Document
Undated	MFB			Attorney notes and interlineations indicating mental impressions and legal analysis of article "Isolation of a Genomic Clone for Bovine Pancreatic Trypsin Inhibitor by Using a Unique-Sequence Synthetic DNA Probe," by Anderson and Kingston.	AC	99 12280-99 12284	Entire Document
Undated	MFB			Attorney notes indicating mental impressions and legal analysis of abstract from <i>Blood</i> , Vol. 62(5) 1985 no. 392, 112a.	AC	99 12285-99 12288	Entire Document
Undated	MFB			Attorney notes and interlineations reflecting mental impressions and legal analysis of article "The Use of Synthetic Oligonucleotides as Hybridization Probes" R. Bruce Wallace <i>et al.</i>	AC	A 189324-A 199339, 99 12287-99 12302	Entire Document
Undated	MFB			Handwritten notes reflecting analysis of prior art for use in rendering legal services regarding prosecution of Lin U.S. application.	AC	99 12045-99 12048	Entire Document
Undated	MFB			Handwritten notes reflecting legal analysis and mental impressions on "Isolation of a cDNA Clone...As A Detection Probe," used to render legal advice relating to Lin U.S. patent applications.	AC	99 12323-99 12327	Entire Document
Undated	Amgen Legal			Draft patent application regarding method of stabilizing EPO with comments, all reflecting legal advice of patent counsel.	AC	99 18258-99 18278	Entire Document
Undated	MFB			Handwritten notations reflecting legal analysis of Jaya <i>et al.</i> reference.	AC	A 189349, 99 12303-99 12313	Entire Document

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DATE	AUTHOR	RECIPIENT	COPIED	DESCRIPTION	STATUS	BATES BEGIN
25 Jan 2005 - 26 Jan 2005	Cohen, Helene	Anderson, Serena; Bachelda, Mark; Barnes, Lauran; Beyer, Valerie; Cangialose, Chip; Carlin, Kevin; Cartor, Laurent; Carter, Stephen; Chapin, Rhonda; Chen, Ken; Chow, Becky; Co, Marisa; Cohen, Helene; Comstock, Tom; Davanzo, Angela; Degens, Mary Jo; Elginer, Julie; Garofolo, Sandy; Gillespie, Rodney; Givens, Keith; Harbour, Unotto; Hashimoto, Scott; Hayes, Tim; Hickman, Pam	Purcell, Robert; Shanks, Susan; Kim, John; Izadi, Cameron; Elginer, Julie; Shumey, Dexter	Email exchange requesting legal advice regarding product marketing strategy	AC	99 069833
25 Jan 2005 - 26 Jan 2005	Cohen, Helene	(Continued) Holloway, Maggie; Howland, Lynn; Izadi, Cameron; Jagoo, Janna; Johnson, Steven; Jurs, Lynn; Kalsare, Vivek; Karbon, Bill; Keen, Marcia; Keller, Bill; Khan, Irfan; Kim, John; Krishnan, Mahesh; Loh, Vicki; Lyons, Alex; Martin, Jim; McCormick, Dan; Mesa, Gabriel; Mirani, Leslie; Mitchell, Dan; Moore, Nancy; Murphy, Rob; Myers, Barbara; Nabufsi, Osama; Niedemair, Jay; Notziger, Sonia; Nolen, Jackie; Novaez, Melissa; Paroz, Kathy; Seaborn, Marianne; Shanks, Susan; Shen, Glenna - LAW; Shumey, Dexter; Steinberg, Tabulha; Stevens, Kristen; Purcell, Robert; Swire, Andy; Van Heerden, Julie; Wallace, Betty; Winn, Dawn; Wortner, Jim; Yang, Alex; Youngson, Hyonello Im; Zavitz, Jeff;	Purcell, Robert; Shanks, Susan; Kim, John; Izadi, Cameron; Elginer, Julie; Shumey, Dexter	Email exchange requesting legal advice regarding product marketing strategy	AC	99 069833
4/19/2004	Hall, Ingrid	Asadourian, Arin; Birkett, Neal; Boulbee, Paula; Chiu, Connie; Ferry, Elizabeth; Keller, Bill; Kokino, Chrys; Lyons, Alex; Mathew, Anita; Pedersen, Jonas; Robertson, Chris; Skulterud, Erik; Sweeney, Leann; Tucker, Bonnie; Whiteford, Wendy		Email requesting legal advice regarding Roche actions	AC	99 071583
4/19/2004	Amgen Employee	Asadourian, Arin; Birkett, Neal; Boulbee, Paula; Chiu, Connie; Ferry, Elizabeth; Keller, Bill; Kokino, Chrys; Lyons, Alex; Mathew, Anita; Pedersen, Jonas; Robertson, Chris; Skulterud, Erik; Sweeney, Leann; Tucker, Bonnie; Whiteford, Wendy		Notes requesting legal advice regarding Roche actions	AC	99 071584
4/19/2004	Amgen Employee	Asadourian, Arin; Birkett, Neal; Boulbee, Paula; Chiu, Connie; Ferry, Elizabeth; Keller, Bill; Kokino, Chrys; Lyons, Alex; Mathew, Anita; Pedersen, Jonas; Robertson, Chris; Skulterud, Erik; Sweeney, Leann; Tucker, Bonnie; Whiteford, Wendy		Notes requesting legal advice regarding Roche actions	AC	99 071587
5/10/2005	Foraker, Scott	Pedersen, Jonas; Perlmutter, Roger		Redacted Email exchange reflecting legal advice of counsel and request therefor regarding product marketing strategy	AC	AM44 1989598
12/16/2005	Tranke, Ronnie	Nabufsi, Osama; Chow, Ray; Anderson, Serena; Davanzo, Angela; Yuhok, Rezin; Johnson, Holly; Wallace, Betty; Conrad, Parker		Draft Presentation requesting and reflecting legal advice regarding competitive marketing strategy	AC	99 073432
10/3/2006	Lyons, Alex; Randall, Mark	Bush, Graham		Presentation reflecting legal advice of counsel and request therefor regarding Roche actions	AC	99 069834