

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

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.)

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

MOTION FOR LEAVE TO FILE A REPLY TO DEFENDANTS’ OPPOSITION TO AMGEN INC’S MOTION TO DEEM ITS OPPOSITION TO DEFENDANTS’ MOTION TO COMPEL PRODUCTION OF DOCUMENTS IMPROPERLY WITHHELD ON THE GROUNDS OF PRIVILEGE AND EXHIBIT 1 TO THE OPPOSITION CONFIDENTIAL

Plaintiff, Amgen Inc., respectfully requests an opportunity to file a short reply memorandum of law in order to respond to the Defendants’ Opposition [374] to Amgen Inc’s Motion to Deem Its Opposition to Defendants’ Motion to Compel Production of Documents Improperly Withheld on Grounds of Privilege and Exhibit 1 to the Opposition Confidential Documents and Memorandum Confidential [366]. Amgen’s proposed reply brief is attached hereto as Exhibit A.

Amgen seeks to file this reply to in order to clarify the issue pending before the Court and believes that the reply it seeks to file will aid the Court in deciding the issues raised in the motion pending before it.

Dated: April 13, 2007

Respectfully Submitted,

AMGEN INC.,
By its attorneys,

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CERTIFICATE PURSUANT TO LOCAL RULE 7.1

I certify that counsel for Amgen Inc. contacted counsel for F. Hoffman-LaRoche Ltd., Hoffman LaRoche Inc. and Roche Diagnostics GmbH in an attempt to resolve or narrow the issues presented by this motion. Counsel for F. Hoffman-LaRoche Ltd., Hoffman LaRoche Inc. and Roche Diagnostics GmbH did not respond.

/s/ Patricia R. Rich

Patricia R. Rich

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 on April 13, 2007.

/s/ Patricia R. Rich

Patricia R. Rich