

APPENDIX A
DISCOVERY CITED IN SUPPORT OF ALLEGATIONS OF INEQUITABLE CONDUCT

NEW ALLEGATIONS OF INEQUITABLE CONDUCT SINCE THE CLOSE OF FACT DISCOVERY¹	DOCUMENTS CITED IN SUPPORT OF EACH NEW ALLEGATION	DATE DOCUMENTS PRODUCED TO ROCHE
Inequitable Conduct Relating to the Baron-Goldwasser Clinical Study and Related Prior Art	AM-ITC Documents:	Date Produced:
	00097004-18 00084770-80 00097005 00245727-29 00084770-80 00245727-29	5/30/2006
	00557514-27 00554114-25 00554114 00554117 00573885-903	5/31/2006
	00900641-648 00849306-341 00849307 00849306-41 00900552-553 00900525-640 00900641-648 00900823-836 00997385-92 00900550-55 00900629-36 00900641-43 00997385-92 00906488 00899764 00900823-26	6/1/2006
Inequitable Conduct Relating to the Sulfate Content of EPO	AM-ITC Documents:	Date Produced:
	00067214-259	5/30/2006
Inequitable Conduct Relating to Human EPO Fragments	AM-ITC Documents:	Date Produced:
	00072323-44 00072302-27 00072538-59	5/30/2006

¹ These allegations appear for the first time in Roche's May 1 Second Supplemental Response to Amgen Inc.'s Interrogatory No. 26, or in Roche's May 23 Proposed Second Amended Answer and Counterclaims

	00071306-31 00071332-61 00071642-56 00071657-79 00071995-2010 00072060-96 00072249-95 00072249-95 00072274-83 00072262 00072302-22 000723315 00072320 00071306-331 00072538-559 00071995-2010 00138725-55 00138725-755 00145452534 00211638	
	00596041-42	5/31/2006
Misrepresentations and Omissions Regarding Molecular Weight	AM-ITC documents:	Date Produced:
	00092249-60 000092135 00091218 00092870 00311606 00312411-12 00312754 00312455-73 00312260-71 00312441-45 00312283 00312291-92	5/30/2006
	00601553-60	5/31/2006
	01072474-501 01072482 00898341 00987639-49	6/1/2006
	Letter from Ross to Rycroft	3/27/2007
Inequitable Conduct Relating to Dr. Strickland's Inventive Contributions and Amgen's View of Obviousness of EPO/HSA Preparations	AM-ITC Documents:	Date Produced:
	00932278-285	6/1/2006
Inequitable Conduct Relating to Inventive Contribution	Documents:	Date Produced:
	Lin Tr.	3/27/07

	AM-ITC Documents:	Date Produced:
Intent to Deceive the PTO to Secure Additional Patents and Claims to Extend Amgen's Monopoly Beyond the Original '008 Patent	00906512	6/1/2006
Inequitable Conduct Relating to "PEG-EPO" Prior Art	None	None
Inequitable Conduct Regarding Use of Probes	None	None