

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

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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. )

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

**NOTICE OF SERVICE OF CONFIDENTIAL DOCUMENTS TO BE FILED  
IN SUPPORT OF AMGEN’S MOTION FOR SUMMARY JUDGMENT  
ON ROCHE’S ANTITRUST AND STATE LAW COUNTERCLAIMS**

The Plaintiff, Amgen Inc. (“Amgen”), hereby certifies, pursuant to the Protective Order dated February 7, 2007 [Docket No. 274], that it served today, via hand-delivery, upon defense counsel at Bromberg & Sunstein LLP and via overnight mail to defense counsel at Kaye Scholer LLP, the following:

**Confidential Version of the Memorandum of Law in Support Of Amgen’s Motion for Summary Judgment on Roche’s Antitrust and State Law Counterclaims.**

**Confidential Version of the Statement Of Undisputed Material Facts In Support Of Amgen’s Motion for Summary Judgment on Roche’s Antitrust and State Law Counterclaims.**

**Confidential Exhibits Nos. 2, 4-18, 20-22, 24-37, and 39-42 to the Declaration of James M. Fraser in Support of Amgen’s Motion for Summary Judgment on Roche’s Antitrust and State Law Counterclaims.**

These documents contain information designated as confidential. Accordingly, pursuant to paragraph 14 of the Protective Order, Roche has four (4) Court days to seek leave of Court pursuant to Local Rule 7.2 if it seeks to have the Court deem such documents confidential.

Dated: June 15, 2007

Respectfully Submitted,

AMGEN INC.,  
By its attorneys,

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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 and paper copies will be sent to those indicated as non-registered participants on June 15, 2007.

/s/ Michael R. Gottfried  
Michael R. Gottfried