Page 1 of 3

Filed 07/05/2007

Exhibit 29

to the Declaration of Cullen N. Pendleton in Support of Amgen's Opposition to Roche's Motion for Summary Judgment that Claim 7 of the '349 Patent is Invalid Under 35 USC §112 and is Not Infringed

KAYE SCHOLER LLP

Patricia Carson 212 836-7466 Fax 212 836-6355 pcarson@kayescholer.com

425 Park Avenue New York, New York 10022-3598 212 836-8000 Fax 212 836-8689 www.kayescholer.com

February 7, 2007

VIA EMAIL & FAX

Deborah E. Fishman, Esq.
Day Casebeer Madrid & Batchelder LLP
20300 Stevens Creek Blvd, Suite 400
Cupertino, California 95014
email: dfishman@daycasebeer.com

Re: Amgen, Inc. v. F. Hoffmann-La Roche, Ltd., et al.

Dear Deborah:

I write in response to your letter dated February 5th. Your letter states that "Roche has been ordered to produce its cell line because it refused to reach a stipulation regarding the RIA values and documents that would demonstrate that such RIA values were not produced." In that this appears to be the only reason Amgen wants Roche's cell line, we suggest that the parties agree to the attached stipulation. Please let me know as soon as possible whether Amgen will agree to the attached stipulation or some reasonable variation so that we can discontinue our current efforts to navigate the governmental red-tape required for importation of Roche's cell line.

Very truly yours,

Patricia Carson

cc: Thomas F. Fleming, Esq.
Howard S. Suh, Esq.
Julia Huston, Esq.
Patricia R. Rich

UNITED STATES DISTRICT COURT DISTRICT OF MASSACHUSETTS

AMGEN, INC.,

Plaintiff,

v.

F. HOFFMANN-LA ROCHE LTD, a Swiss Company, ROCHE DIAGNOSTICS GmbH, a German Company and HOFFMANN-LA ROCHE, INC.,

a New Jersey Corporation,

Defendants.

Civil Action No. 05-CV-12237 WGY

JOINT STIPULATION REGARDING PRODUCTION OF ROCHE'S PRODUCTION CELL LINE

The parties to this action, by and through their counsel, stipulate and agree to the following:

- 1. In lieu of producing its production cell line DN2-3α3 in accordance with the Court's order of January 23' 2007, and without waiving its right to assert that the claims of U.S. Patent No. 5,756,349 are invalid on any grounds, Roche stipulates that DN2-3α3 is "capable upon growth in culture of producing erythropoietin in the medium of their growth in excess of 100 U of erythropoietin per 10⁶ cells in 48 hours as determined by radioimmunoassay."
- 2. In exchange for this stipulation, Amgen agrees to withdraw its motion to compel production of Roche's production line, relinquishes any claim to production of Roche's cell line and agrees that it will not renew its request for Roche's cell line at any time for any reason in the future.