

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

EXHIBIT A

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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

**AMGEN'S INITIAL DISCLOSURES PURSUANT TO FED. R. CIV. P. 26(a)(1)**

Pursuant to Fed. R. Civ. P. 26(a)(1), Amgen hereby provides the following disclosures:

**I. INDIVIDUALS LIKELY TO HAVE DISCOVERABLE INFORMATION THAT AMGEN MAY USE TO SUPPORT ITS CLAIMS OR DEFENSES:**

As can be determined from information reasonably available to Amgen and based on its present understanding of such disputed facts as can be discerned from the allegations of the parties' respective pleadings prior to this date, the following individuals may have discoverable information.

**A. Research and development leading to the inventions described and claimed in Amgen's patents-in-suit**

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**B. Urinary erythropoietin**

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**C. Preparation and prosecution of Amgen's patents-in-suit (without waiver of privilege or work product)**

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**D. Facts regarding Defendants' peg-EPO activities and their impact on Amgen**

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In addition, a witness knowledgeable about the impact of Roche's potential market entry on Amgen's research and development efforts will be identified.

**E. Fact Witnesses in the Prior Litigations**

In addition to the above individuals, some 30 witnesses, including Amgen employees, gave testimony related to the patents-at-issue in *Amgen Inc. v. Genetics Institute, Inc. and Chugai Pharmaceutical Co. Ltd.*, C.A. 87-2617-Y (D. Mass.) and some 24 witnesses, including Amgen employees, gave testimony relating to the patents-at-issue in *Amgen Inc. v. Hoechst Marion Roussel, Inc. and Transkaryotic Therapies, Inc.*, C.A. 97-10814-WGY (D. Mass.).

**F. Individuals Affiliated with Roche**

It is apparent that individuals employed by, acting for, funded by, or affiliated with Roche are likely to have discoverable information relevant to disputed facts alleged with particularity in the pleadings regarding erythropoietin and peg-EPO research, development, patent applications, opinions, regulatory matters, and commercialization. These individuals, as presently known, are:

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## II. DOCUMENTS

The categories of documents listed below may be relevant to disputed facts and are within the possession, custody or control of Amgen. Subject to any Protective Order entered in this or other cases or any objection, such as attorney-client privilege or work-product immunity, the following categories of documents will be made available for inspection by counsel for Roche:

Document category	Location
Documents containing information related to the infringement of Amgen's patents-in-suit by the Roche defendants	Amgen Inc. One Amgen Center Drive Thousand Oaks, California
Documents containing information related to the preparation and prosecution of Amgen's patents-in-suit	Amgen Inc. One Amgen Center Drive Thousand Oaks, California
Documents containing information related to erythropoietin research and development at Amgen leading to the Lin inventions	Amgen Inc. One Amgen Center Drive Thousand Oaks, California
Documents containing information related to pegylated erythropoietin	Amgen Inc. One Amgen Center Drive Thousand Oaks, California
Documents containing information related to the effect of Roche's potential market entry with peg-EPO	Amgen Inc. One Amgen Center Drive Thousand Oaks, California



Pleadings, submissions, exhibits, and decisions from prior litigation involving one or more of Amgen's patents-in-suit	Amgen Inc. One Amgen Center Drive Thousand Oaks, California
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**III. COMPUTATION OF DAMAGES**

Amgen is currently not seeking damages in this equitable action for declaratory relief. Amgen may seek costs and expenses of suit and any further relief the Court deems proper in this equitable action. These costs, expenses, and further relief cannot be computed until the conclusion of this suit.

**IV. INSURANCE**

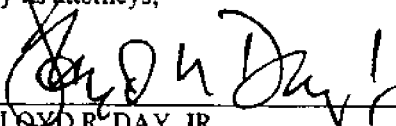
Amgen is presently unaware of any insurance agreement under which any insurer may be liable to satisfy all or part of any judgment that might be entered in this action or to indemnify or reimburse for payments made to satisfy the judgment.

November 6, 2006

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**CERTIFICATE OF SERVICE**

I hereby certify that a copy of this document was served upon the attorneys of record for the plaintiff (as listed below) via federal express overnight delivery and electronic mail on November 6, 2006.

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