

## **EXHIBIT 18**

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July 24, 2007

VIA E-MAIL & FACSIMILE

Thomas F. Fleming  
Kaye Scholer LLP  
425 Park Avenue  
New York, NY 10022-3598

**Re: *Amgen Inc. v. F. Hoffman-LaRoche Ltd., et al. (05-CV-12237 WGY)***

Dear Tom:

I write regarding the depositions of Dr. Friedman, Ms. Spaeth, and Mr. Fenton.

As you know, both Dr. Friedman and Ms. Spaeth (in addition to Dr. Brugnara) are being offered as replacement witnesses for Dr. Joseph Eschbach and both were identified in Amgen's Third Supplemental Rule 26(a) Statement. With respect to Dr. Friedman, per the parties' prior practice and agreement, you will have the opportunity to depose Dr. Friedman on his personal knowledge at the same time you depose him in his expert capacity. With respect to Ms. Spaeth, Amgen remains willing to offer her for deposition, but we await word from you.

Finally, Amgen identified Dennis Fenton in its Third Supplemental Rule 26 Statement to serve as a replacement witness for George Rathmann, who is also in very poor health. Amgen will likewise offer Dennis Fenton for deposition at a mutually agreed upon date and time.

Please contact me and let me know how you would like to proceed with the scheduling of these depositions.

Very truly yours,

DAY CASEBEER  
MADRID & BATCHELDER LLP



Deborah E. Fishman

DEF:rlp

cc: David Madrid  
Julia Huston  
Michele Moreland  
Mark Izraelewicz