

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

_____)	
AMGEN INC.,)	
)	
Plaintiff,)	
)	
v.)	
)	CIVIL ACTION No.: 05-CV-12237WGY
F. HOFFMANN-LA ROCHE LTD)	
ROCHE DIAGNOSTICS GmbH)	
and HOFFMANN-LA ROCHE INC.)	
)	
Defendants.)	
_____)	

**MOTION FOR LEAVE TO FILE REPLY TO AMGEN’S OPPOSITION TO
ROCHE’S MOTION *IN LIMINE* TO PRECLUDE AMGEN INC. FROM
CONTRADICTING ARGUMENTS IT MADE IN
PRIOR ADMINISTRATIVE AND JUDICIAL PROCEEDINGS**

F. Hoffmann-La Roche LTD, Roche Diagnostics GmbH, and Hoffmann-La Roche Inc. (“Roche”) respectfully request leave to file a reply to Amgen Inc.’s Opposition to Roche’s Motion *in Limine* to Preclude Amgen Inc. from Contradicting Arguments Made in Prior Administrative and Judicial Proceedings (D.I. 867). Roche’s proposed reply is attached hereto as Exhibit A.

Roche seeks to file this reply to address certain factual and legal assertions raised in Amgen’s Opposition. Roche’s proposed reply is limited to the issues raised in Amgen’s Opposition, and Roche believes that its reply will aid the Court in deciding the issues at hand.

CERTIFICATE PURSUANT TO LOCAL RULE 7.1

I certify that counsel for the parties have conferred in an attempt to resolve or narrow the issues presented by this motion and no agreement was reached.

Dated: August 29, 2007
Boston, Massachusetts

Respectfully submitted,

F. HOFFMANN-LA ROCHE LTD,
ROCHE DIAGNOSTICS GMBH, and
HOFFMANN-LA ROCHE INC.

By their 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 (NEF) and paper copies will be sent to those indicated as non registered participants on the above date.

/s/ Kregg T. Brooks
Kregg T. Brooks

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