

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

GENENTECH, INC. and CITY OF HOPE,

Plaintiffs,

v.

AMGEN INC.,

Defendant.

C.A. No. \_\_\_\_\_

**PLAINTIFFS' MOTION TO SEAL COMPLAINT**

Plaintiffs Genentech, Inc. and City of Hope ("Plaintiffs"), by and through their undersigned counsel, respectfully move pursuant to Federal Rule of Civil Procedure 5.2 and the Local Rules of Civil Practice and Procedure of the United States District Court for the District of Delaware, for an Order sealing their Complaint against Amgen Inc. ("Defendant") filed on June 21, 2018 (D.I. 740 in C.A. No. 99-9999). The bases for this Motion are set forth below.

1. The Complaint alleges claims of patent infringement against Defendant.
2. Shortly after Plaintiffs filed the Complaint publicly on June 21, 2018, Defendant expressed concern that the Complaint contains confidential information.
3. As such, Plaintiffs believe that it is necessary and appropriate to seal the Complaint.
4. If the Complaint is sealed, counsel for Plaintiffs will work with counsel for Defendant to prepare and file a redacted, public version of the Complaint within seven days of the Order granting this motion.

WHEREFORE, Plaintiffs respectfully request that their June 21, 2018 Complaint against Defendant be sealed and that the Court enter the proposed order submitted herewith.

DATED: June 22, 2018

Respectfully submitted,

*Of Counsel:*

William F. Lee  
Lisa J. Pirozzolo  
Emily R. Whelan  
Kevin S. Prussia  
Andrew J. Danford  
WILMER CUTLER PICKERING  
HALE AND DORR LLP  
60 State Street  
Boston, MA 02109  
william.lee@wilmerhale.com  
lisa.pirozzolo@wilmerhale.com  
emily.whelan@wilmerhale.com  
kevin.prussia@wilmerhale.com  
andrew.danford@wilmerhale.com

Robert J. Gunther Jr.  
WILMER CUTLER PICKERING  
HALE AND DORR LLP  
7 World Trade Center  
250 Greenwich Street  
New York, NY 10007  
robert.gunther@wilmerhale.com

Daralyn J. Durie  
Adam R. Brausa  
DURIE TANGRI LLP  
217 Leidesdorff St.  
San Francisco, CA 94111  
ddurie@durietangri.com  
abrausa@durietangri.com

/s/ Daniel M. Silver

Michael P. Kelly (#2295)  
Daniel M. Silver (#4758)  
MCCARTER & ENGLISH, LLP  
Renaissance Centre  
405 North King Street, 8th Floor  
Wilmington, DE 19801  
(302) 984-6300  
mkelly@mccarter.com  
dsilver@mccarter.com

*Counsel for Plaintiffs Genentech, Inc. and  
City of Hope*