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April 17, 2019

VIA CM/ECF & HAND DELIVERY

The Honorable Colm F. Connolly
J. Caleb Boggs Federal Building
Wilmington, DE 19801-3555

PUBLIC VERSION FILED:
APRIL 24, 2019

Re: **Genentech, Inc. v. Amgen Inc., C.A. No. 18-924-CFC (D. Del.)**

Dear Judge Connolly:

I write jointly on behalf of Plaintiffs Genentech, Inc. and City of Hope and Defendant Amgen Inc. to address the claim construction of “an initial dose” in U.S. Patent Nos. 6,627,196, 7,371,379, and 10,160,811.

[REDACTED], for purposes of this case, Plaintiffs are willing to stipulate to Amgen’s proposed construction of “an initial dose” as “the first dose of the claimed antibody given to the patient as part of a treatment regimen” [REDACTED]

[REDACTED] because there is no ripe dispute as to this claim term. [REDACTED]

In view of the parties’ agreement with respect to the claim construction of “an initial dose” in view of the current posture of the case, there is no issue of claim construction for the Court to decide with respect to U.S. Patent Nos. 6,627,196, 7,371,379, and 10,160,811 in this case between Plaintiffs and Amgen.

The parties are submitting herewith a stipulation and proposed order memorializing their agreement with respect to this claim term. Please let us know

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if Your Honor has any questions or concerns regarding the foregoing. Counsel are available at the Court's convenience in connection with this matter.

Respectfully submitted,

/s/ Daniel M. Silver

Daniel M. Silver (#4758)

cc: All counsel of record (via CM/ECF)

CERTIFICATE OF SERVICE

The undersigned counsel hereby certifies that true and correct copies of the foregoing document were caused to be served on April 17, 2019 on the following counsel via email:

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Dated: April 17, 2019

/s/ Daniel M. Silver

Daniel M. Silver (#4758)