Exhibit 1

REDACTED IN ITS ENTIRETY

Exhibit 2
Part 1

Cooley

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May 30, 2019

Andrew J. Danford
WilmerHale
60 State Street
Boston, MA 02109 USA

Re: Genentech, Inc. et al. v. Amgen, Inc. (18-924-CFC) –Document Production

Dear Andrew:

We write to follow up on several issues related to Genentech's deficient document productions.

Genentech's production of financial and other damages-related documents is deficient.

Genentech's production of financial information is still incomplete. As we noted in our April 24, April 26, and April 27 letters, Genentech has not supplemented its production of financial information and other damages-related documents to adequately cover the time period of November 2018 through the present.

Genentech's production is deficient in the following areas:

- In light of Ms. Oliger's role as the Senior Vice President of BioOncology, we would expect to see numerous materials involving Ms. Oliger related to the Herceptin business, product strategy, forecasting, and biosimilar planning, but the [redacted] Please supplement Genentech's production of financial, business planning, and strategy documents to cover the period from fall 2018 through the present.

- Roche's Q1 2019 quarterly reports and financial updates have not been produced.

- Although Genentech has produced [redacted], Genentech has not produced current data reflecting (a) gross and net sales units; (b) a description of all adjustments, broken out into the categories maintained in the regular course of business, to gross sales made to yield net sales in dollars and units; and (c) costs of goods sold, broken out into the categories maintained in the regular course of business for these products. *See* Amgen's Requests for Production No. 28.

- Genentech has not produced documents sufficient to show patient use and/or physician's prescribing of HER2-positive breast cancer treatments, including Herceptin's market share and use by indication across indications. *See* Amgen's Requests for Production Nos. 23, 57, 66. Genentech has produced [redacted]

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Genentech has not remedied the production of documents stating only "file could not be printed."

Pursuant to your letter dated April 28, 2019, Genentech represented they are investigating the availability of documents produced with the slip-sheet "file could not be printed." We have not received a response as to whether Genentech will be able to produce this information. Please provide an update on this issue.

Genentech has not produced relevant documents discussed in the Baughman deposition.

[redacted] Please confirm that the missing item(s) will be produced immediately. To confirm, Amgen requests that *all* responsive Baughman files be produced, in original native form if necessary, including any pharmacokinetic simulation software outputs that may require special software to access. Amgen further requests written confirmation that all such files have been produced or a date certain by when they will be.

Genentech's improper confidentiality designations.

Genentech's May 24, 2019 production bearing Bates numbers GNE-HER_002954560–2954838 has been designated "Highly Confidential–Third Party." This is not a proper designation under the Protective Order in this case. Amgen assumes this designation was inadvertent and will treat the documents as "Confidential Discovery Material" as provided by the Protective Order.

Sincerely,

Orion Armon

204461834

Exhibit 2
Part 2

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