EXHIBIT "E"

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF DELAWARE

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ORIGINAL

VANDERBILT UNIVERSITY,	:	
	:	
Plaintiff,	:	C.A. No. 05-506-SLR
	:	
v.	:	
	:	
ICOS CORPORATION,	:	
	:	
Defendant.	:	

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STATEMENT FOR THE RECORD, taken pursuant to notice, before CAROL DiSERAFINO, Professional Reporter and Notary Public, duly authorized to administer oaths, on **WEDNESDAY, NOVEMBER 8, 2006, at 10:16 a.m.,** held at the offices of Bifferato Gentilotti Biden & Balick, 1308 Delaware Avenue, Wilmington, Delaware. There being present:

A P P E A R A N C E S:

JOSEPH K. KOURY, ESQ.
BIFFERATO GENTILOTTI BIDEN & BALICK
1308 Delaware Avenue
Wilmington, Delaware 19806

and

DONALD E. ENGLISH, JR., ESQ.
MILES & STOCKBRIDGE, P.C.
10 Light Street
Baltimore, Maryland 21202-1487
on behalf of Plaintiff

MR. ENGLISH: I'm Donny English along with Joseph Koury. We represent Vanderbilt University in Vanderbilt University v. ICOS Corporation.

We're here today for the deposition of Mark Rachlin, a Glaxo employee, who was duly noted for his deposition to take place on Wednesday, November 8th, 2006 at 10 a.m.

He was served with the subpoena on October 30th, 2006, and it is now 10:16 and neither Mr. Rachlin nor any representative from Glaxo has appeared for the deposition.

We also requested documents and pursuant to Schedule A of the Deposition Notice no documents were produced. As a result we're going to close this deposition.

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(Statement for the Record concluded at or about 10:16 a.m.)

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STATE OF DELAWARE)
: SS.
NEW CASTLE COUNTY)

CERTIFICATION

I, CAROL DiSERAFINO, Professional Reporter and Notary Public, do hereby certify that the foregoing Statement for the Record is a true and accurate transcript of my stenographic notes taken on Wednesday, November 8th, 2006 in the above-captioned matter.

WITNESS my hand at Wilmington, Delaware, this 8th day of November, 2006.

Carol DiSerafino

CAROL DiSERAFINO
COURT REPORTER-NOTARY PUBLIC
Cert. No. 182-PS