EXHIBIT 3

Mary W. Bourke

From: Mary W. Bourke
Sent: Monday, November 06, 2006 6:57 PM
To: 'Brennen, Robert S.'
Subject: RE: Depositions of Dr. Barry C. Ross in London and of Drs. Pascal Grondin and Alain Daugan in Paris

Sorry for the disconnect. I have not spoken to Dr Ross so I can't commit to his willingness to sit for a deposition. I will speak with him this week and get back to you asap.
Regarding Grondin and Daugan we will contact them for availability the same week.
Regarding authentication of documents I had thought we had spoken about a stipulation. Then if needed a custodial deposition.
We can discuss later thiis week.

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-----Original Message-----
From: Brennen, Robert S. [mailto:RBRENNEN@MilesStockbridge.com]
Sent: Monday, November 06, 2006 05:08 PM Eastern Standard Time
To: Mary W. Bourke
Subject: RE: Depositions of Dr. Barry C. Ross in London and of Drs. Pascal Grondin and Alain Daugan in Paris

I am still waiting to hear from ICOS as to whether it will cooperate on the dates. I'll let you know what I hear.

Apparently there was a bad connection. I specifically understood you to say that Dr. Ross would be available for deposition in the UK without the need of a letter rogatory, and Glaxo would also make Drs. Grondin and Daugan available for deposition in France. I do not recall saying that we are not interested in the Grondin and Daugan depositions, and we certainly are interested. I did say that, in addition to those three depositions, we would need to work out some way to achieve authentication of the Glaxo documents, such as through a custodian deposition, before we would agree to forgo the scheduled deposition of Mr. Rachlin.

Assuming ICOS is prepared to be cooperative we should be able to work out an acceptable solution to the scheduling issues.

Bob Brennen

-----Original Message-----
From: Mary W. Bourke [mailto:MBourke@cblh.com]
Sent: Monday, November 06, 2006 9:19 AM
To: Brennen, Robert S.
Subject: RE: Depositions of Dr. Barry C. Ross in London and of Drs. Pascal Grondin and Alain Daugan in Paris

Thanks Bob. We would appreciate your cooperation on dates.

Just to clarify. We indicated we would discuss with Dr. Ross his willingness to voluntarily sit for a deposition in the UK at a mutually agreeable time. Also as to Dr. Grondin and Dr. Daugan I had understood you to say that you were not interested in their depositions. Has your postion changed? If it has we would have to inquire as to a mutually agreeable time.

I hope to talk to you this afternoon.

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