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BY CM/ECF AND HAND DELIVERY

The Honorable Gregory M. Sleet
United State District Court for the District of Delaware
844 King Street
Wilmington, DE 19801

Re: *Allergan, Inc. v. Alcon Laboratories, et al.*, C. A. No. 04-968-GMS

Dear Judge Sleet:

I write to set forth the disputes on the agenda for the discovery teleconference set for Tuesday, September 6, 2005 at 10:00 a.m. The disputes are:

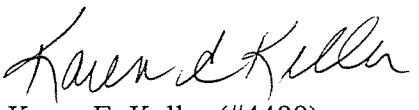
- The parties cannot agree whether the Court should review in camera a document authored by an inventor and sent to his non-lawyer supervisor (listed on Allergan's privilege log as PRIV626) alongside an exemplar of the Record of Invention form used by Allergan, to determine whether the document PRIV626 is a Record of Invention.

- The production of documents relating to Allergan's submissions to the FDA concerning Alphagan®P.

- The production of inventor Orest Olejnik's hard copy documents.

We have sent this letter to counsel for Allergan, but at the time of its submission have not received a response. It is Alcon's understanding that as of the time of this letter Allergan has made no indication that it has any issues it plans on raising at Tuesday's teleconference.

Respectfully submitted,



Karen E. Keller (#4489)

JWI: kek
cc: Clerk of the Court
Daniel J. Thomasch, Esquire (by facsimile)
Jonathan Singer, Esquire (by facsimile)
William Marsden, Esquire (by hand delivery)