

UNITED STATES  
SECURITIES AND EXCHANGE COMMISSION  
May 30, 2008

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ORDER GRANTING CONFIDENTIAL TREATMENT  
UNDER THE SECURITIES EXCHANGE ACT OF 1934

Kos Pharmaceuticals, Inc.  
File No. 000-22171- CF#19332  
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Kos Pharmaceuticals, Inc. submitted an application under Rule 24b-2 requesting confidential treatment for information it excluded from the Exhibit to a Form 10-Q filed on November 9, 2006.

Based on representations by Kos Pharmaceuticals, Inc. that this information qualifies as confidential commercial or financial information under the Freedom of Information Act, 5 U.S.C. 552(b)(4), the Division of Corporation Finance has determined not to publicly disclose it. Accordingly, excluded information from the following exhibit will not be released to the public for the time period specified:

Exhibit 10.1      through October 23, 2012

For the Commission, by the Division of Corporation Finance, pursuant to delegated authority:

Michael M. McTiernan  
Special Counsel