

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

_____))
IN RE DIET DRUGS))
(PHENTERMINE/FENFLURAMINE/)) MDL Docket No. 1203
DEXFENFLURAMINE) PRODUCTS))
LIABILITY LITIGATION)) Individual C.A. No. 04-cv-27243-HB
_____))
))
PAM VENETT, et al.)) [Transferred from U.S.D.C.
(VICKIE CHOINARD))) N.D. Tex. C.A. No. 3: 04CV-0707-P]
))
v.))
))
WYETH))
))
))
_____))

STIPULATION AND PRETRIAL ORDER NO. 5571

AND NOW, this 15th day of August, 2005, it is hereby STIPULATED, ORDERED, ADJUDGED and DECREED, pursuant to Federal Rules of Civil Procedure 41(a)(1)(ii), that plaintiff **VICKIE CHOINARD** hereby dismisses with prejudice this action as to all defendants, Wyeth, Wyeth Pharmaceuticals, Inc., and Wyeth-Ayerst International, Inc., (collectively herein "Wyeth"), with each party to bear its own costs and counsel fees. This dismissal shall be with prejudice. Notwithstanding the foregoing, this dismissal shall be subject to the terms and conditions in the Nationwide Class Action Settlement Agreement.

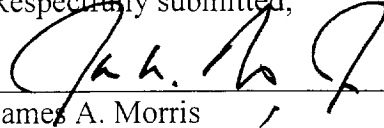
This Stipulation is filed on behalf of plaintiff **VICKIE CHOINARD** and defendants, Wyeth, Wyeth Pharmaceuticals, Inc., Wyeth-Ayerst International, Inc., who have appeared in the above-captioned matter.

APPROVED AND SO ORDERED:



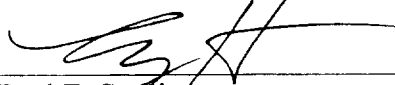
Honorable Judge Harvey Bartle III

Respectfully submitted,



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DEFENDANTS**

CERTIFICATE OF SERVICE

The undersigned counsel hereby certifies that on the 1st day of August, 2005, a true and correct copy of **VICKIE CHOUINARD's** Stipulation for Dismissal and Pretrial Order No. _____ was served on all counsel of record and on Special Discovery Master, Gregory P. Miller, *via* Federal Express, United States first class mail, postage prepaid, certified mail or hand delivery.



Lynn G. Haufrect