

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

IN RE DIET DRUGS  
(PHENTERMINE/FENFLURAMINE/  
DEXFENFLURAMINE) PRODUCTS  
LIABILITY LITIGATION

MDL No. 1203

SHEILA BROWN, et al. v. AMERICAN  
HOME PRODUCTS CORPORATION

CIVIL ACTION No. 99-20593

**PRETRIAL ORDER NO. 2355**  
**(Order Approving Official Notice of Final Judicial Approval)**

Pursuant to this court's exclusive and continuing jurisdiction to implement the Nationwide Class Action Settlement Agreement With American Home Products Corporation ("Settlement Agreement"), as retained in Section VIII.B.1 of the Settlement Agreement and Paragraph 11 of Pretrial Order No. 1415, Class Counsel and American Home Products Corporation have submitted to the court a proposed Official Notice and related materials (collectively referred to as the "Notice Packet") to be mailed to Class Members on the Notice List under Section VI.B.3 of the Settlement Agreement. The purpose of the proposed Official Notice is to advise Class Members that Final Judicial Approval has occurred and of other matters under the Settlement Agreement affected by such Final Judicial Approval. The parties' submission includes:

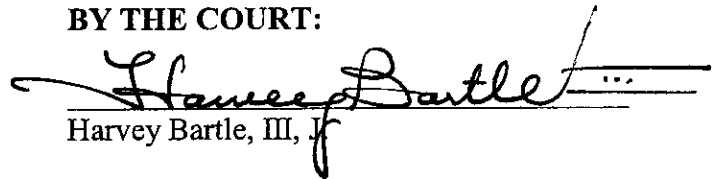
- (1) the Official Notice;
- (2) a cover letter to accompany the mailing of the Notice Packet to Class Members who have filed PINK Forms and a similar letter to those who have filed BLUE Forms;
- (3) revised BLUE, GREEN, WHITE, GRAY, ORANGE #2, and ORANGE #3 Forms;
- (4) a depiction of the front and rear of the envelope in which the Notice Packet will be mailed; and

- (5) a depiction of the return envelope to be included in the Notice Packet for claimants to use to return materials to the AHP Settlement Trust.

AND NOW, this *28<sup>th</sup>* day of *January*, 2002, this court having reviewed the proposed Official Notice and related materials and concluding that they comply with the provisions of Section VI.B.3 of the Settlement Agreement, it is hereby ORDERED that:

- (1) the Official Notice and related materials for the Notice Packet are approved; and
- (2) the AHP Settlement Trust is directed to mail the Notice Packet to all Class Members on the Notice List in accordance with Section VI.B.3 of the Settlement Agreement.

**BY THE COURT:**

  
Harvey Bartle, III, J.