

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

IN RE: DIET DRUGS (Phentermine/
Fenfluramine/Dexfenfluramine)
PRODUCTS LIABILITY LITIGATION

MDL DOCKET NO. 1203

This document relates to:

KENYA BRISTER, et al.,
Plaintiffs,

CIVIL ACTION NO. 2:03cv20558

v.

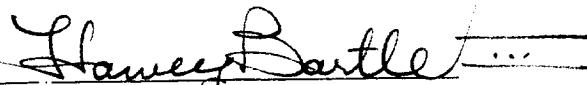
WYETH, et al.,
Defendants.

STIPULATION AND PRETRIAL ORDER NO. 4004

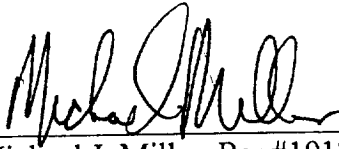
AND NOW, this 4th day of October, 2004, it is hereby STIPULATED, ORDERED, ADJUDGED and DECREED, pursuant to Rule 41(a) of the Federal Rules of Civil Procedure, that the claims of the plaintiff identified in the Complaint as "Mr. Gray" and plaintiff Roger Howell in the above-captioned case are hereby dismissed with prejudice as to all named defendants, with each party to bear its own costs and counsel fees.

This stipulation complies with Rule 41(a) of the Federal Rules of Civil Procedure. All parties in this action who have entered an appearance have executed this dismissal through the undersigned counsel of record.

APPROVED AND SO ORDERED:


HARVEY BARTLE, III, J.

AGREED TO:

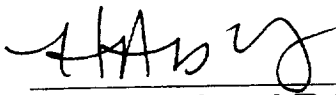


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