

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:

REGINA JONES McMULLEN; et al.,

Plaintiffs,

v.

WYETH, INC., et al.,

Defendants.


CIVIL ACTION NO. 2:03cv20235

STIPULATION AND PRETRIAL ORDER NO. 4000

AND NOW, this 30th day of September, 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 plaintiffs Linda Goodhart and John G. Goodhart in the above-captioned matter are hereby dismissed without prejudice as to all named defendants, with each party to bear its own costs and counsel fees. Wyeth waives no argument or defense by agreeing to enter into this stipulation.

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:



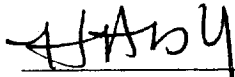
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