

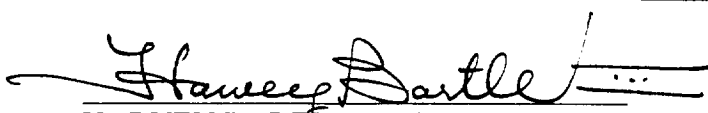


*McDonald* complaint was filed in Mississippi state court and the end of the aforesaid sixty-day period.

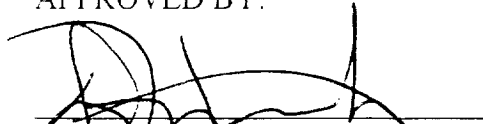
NOW THEREFORE, it is hereby STIPULATED, ORDERED, ADJUDGED AND DECREED, pursuant to Rule 41(a)(1)(ii) of the Federal Rules of Civil Procedure that the claims of the Nonresident Plaintiff shall be, and the same are hereby, dismissed without prejudice as against all defendants with each party to bear its own costs and attorney's fees.

This Stipulation is filed on behalf of all Plaintiffs, the Nonresident Plaintiff and all defendants who have appeared in the above-captioned matter, those being Dr. Samuel Okoye, Dr. John G. Downer, Dr. Allen Spires, Dr. F. Lee Neal, Jr., Dr. Roy Barnes, Dr. Kelly O'Neal, Jr., Dr. Gary Nelson, Dr. Daniel Gambrell, Dr. Mark Allen, Dr. James Darrell Jee, Dr. Lawrence Edsel Stewart, Dr. James Roberts, Dr. Nathan Bradford, Dr. Jasper Moore, Dr. Harold J. Wheeler, Dr. Michael O'Neal, Zenith Goldline Pharmaceuticals, Inc, a wholly owned subsidiary of IVAX Corporation, Major Pharmaceuticals, Inc., Rosemont Pharmaceuticals Corporation, Amide Pharmaceutical, Inc., Rexar Pharmaceuticals Corporation, a division of Shire Richmond, Inc., Calvin Scott & Co., Inc., Moore Medical Corporation d/b/a H. L. Moore Drug Exchange, Inc., Smithkline Beecham Corporation, Gate Pharmaceuticals, Inc. a division of Teva Pharmaceuticals, U.S.A., Inc., EON Labs Manufacturing, Inc., Medeva Pharmactuticals, Inc., Fisons Pharmaceuticals, a wholly owned subsidiary of Fisons Holding, Inc., United Research Laboratories, Inc., Jones Pharma Incorporation, f/k/a Jones Medical Industries, Inc. as successor in interest to Abana Pharmaceuticals, Inc. and Interneuron Pharmaceuticals.

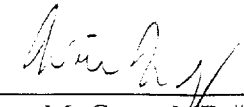
APPROVED AND SO ORDERED on this 10<sup>th</sup> day of May, 2004.

  
HARVEY BARTLE, III, J.

APPROVED BY:

  
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Delano Funches, MB #8849  
Funches & Associates  
1617 Robinson Street  
Jackson, MS 39209

ATTORNEY FOR PLAINTIFFS

  
\_\_\_\_\_  
William M. Gage, MB #8691  
Butler, Snow, O'Mara, Stevens & Cannada, PLLC  
P.O. Box 22567  
Jackson, MS 39225-2567  
(601)985-5711

ATTORNEY FOR WYETH AND WYETH PHARMACEUTICALS INC.

\_\_\_\_\_  
Sheila M. Bossier, MB #10618  
Forman, Perry, Watkins, Krutz & Tardy  
Post Office Box 22608  
Jackson, MS 39225-2608

ATTORNEYS FOR UNITED RESEARCH LABORATORIES, INC., MOORE MEDICAL CORPORATION D/B/A MOORE DRUG EXCHANGE, INC.

\_\_\_\_\_  
P. N. Harkins, III, MB #3074  
Walter T. Johnson, #8712  
Lynn P. Ladner, #9019  
Watkins & Eager  
Post Office Box 650  
Jackson, MS 39205-0650

ATTORNEYS FOR SMITHKLINE BEECHAM CORPORATION