

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF PENNSYLVANIA

CASE NO.: 03-20370

SCOTT RUBIN,

Plaintiff,

vs.

AMERICAN HOME PRODUCTS CORPORATION;  
WYETH-AYERST, a DIVISION OF AMERICAN  
HOME PRODUCTS CORPORATION; WYETH-  
AYERST LABORATORIES; INTERNEURON  
PHARMACEUTICALS, INC.; GATE  
PHARMACEUTICALS, a DIVISION OF TEVA  
PHARMACEUTICALS, USA; SMITHKLINE  
BEECHAM CORPORATION; ABANA  
PHARMACEUTICALS, INC.; RICHWOOD  
PHARMACEUTICAL COMPANY, INC.; ION  
LABORATORIES, INC.; MEDEVA  
PHARMACEUTICALS, INC.; A.H. ROBINS  
COMPANY, INC.; CAMALL COMPANY;  
GOLDLINE LABORATORIES; EON  
LABORATORIES MANUFACTURING;  
LABORATOIRES SERVIER, SA; FISON'S  
CORPORATION; WYETH PHARMACEUTICALS,  
a DIVISION OF WYETH; and RHONE-POULENC  
RORER, INC., and RICHARD BOWEN, M.D.

Defendants.

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**JOINT STIPULATION AND FINAL ORDER OF DISMISSAL**  
**AS TO DEFENDANT SMITHKLINE ONLY**

PTD No. 3524

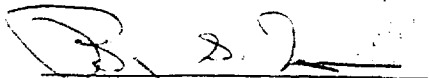
**IT IS HEREBY STIPULATED AND AGREED** by and between the parties hereto, and their undersigned attorneys, that the above cause may be dismissed with prejudice as to SmithKline Beecham Corporation ("SmithKline") **only**, each party to bear its own attorney's fees and costs.

DATED: this 23 day of April, 2004.

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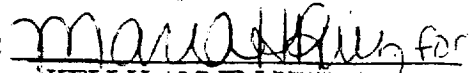
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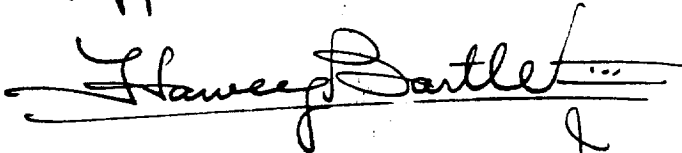
**BARRY S. MITTELBERG**  
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**KELLY ANNE LUTHER**  
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Maria H Ruiz  
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Approved



May 12, 2004