

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

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

MDL DOCKET NO. 1203

This document relates to:

ANGELA MARTIN, et al.,

Plaintiffs,

v.

WYETH, et al.,

Defendants.

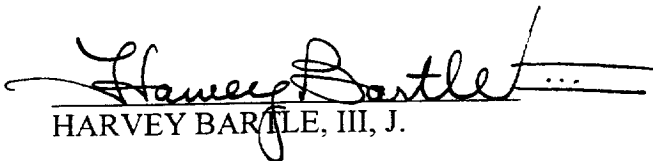
CIVIL ACTION NO. 2:03cv20329

STIPULATION AND PRETRIAL ORDER NO. 3540

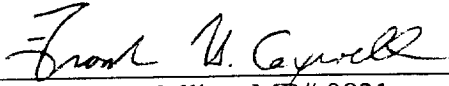
AND NOW, this 18th day of May, 2004, it is hereby STIPULATED, ORDERED, ADJUDGED and DECREED, pursuant to Rule 41(a) of the Federal Rules of Civil Procedure, that the claims of plaintiffs Linda Carter, Patricia Garth and Roberta Neilson in the above-captioned case are hereby dismissed with prejudice as to all named defendants, with each party to bear its own costs and counsel fees. This dismissal shall not affect any of the rights that these plaintiffs may have under the Accelerated Implementation Option of the Nationwide Class Action Settlement of the litigation against Wyeth relating to the diet drugs Pondimin and Redux.

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:

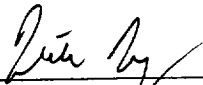


Charles R. Mullins, MB# 9821
Merrida (Buddy) Coxwell, MB# 7782
Frank Coxwell, MB# 7781
Coxwell & Associates, PLLC
Post Office Box 1337
Jackson, MS 39215-1337

Keith Morgan
VARAS & MORGAN, PLLC
137 Exclusive Drive, Suite A (39110)
Post Office Box 2306
Madison, MS 39130

Rand Nolen
George Fleming
FLEMING & ASSOCIATES, L.L.P.
1330 Post Oak Boulevard, Suite 3030
Houston, Texas 77056

ATTORNEYS FOR PLAINTIFFS



William M. Gage, MB #8691
BUTLER, SNOW/O'MARA, STEVENS & CANNADA, PLLC
17th Floor, AmSouth Plaza
Post Office Box 22567
Jackson, Mississippi 39225-2567

ATTORNEY FOR WYETH

JACKSON 888134v1