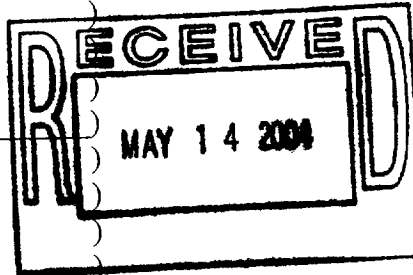


IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

IN RE: DIET DRUGS  
(PHENTERMINE/FENFLURAMINE/  
DEXFENFLURAMINE)  
PRODUCTS LIABILITY LITIGATION

MDL DOCKET NO. 20135



PEGGY MARTINEZ, ET AL.

Plaintiffs.

v.

AMERICAN HOME PRODUCTS  
CORPORATION, ET AL.

Defendants.

CIVIL ACTION NO. 02-00144

HONORABLE HARVEY BARTLE, III

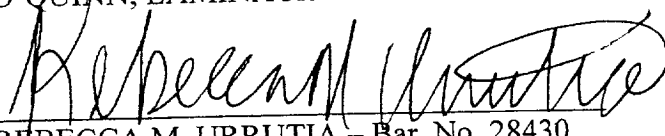
**STIPULATION AND CONSENT ORDER OF DISMISSAL** PTO # 3543

IT IS HEREBY STIPULATED by and between Intervenors, Erida Alfonso, Susan Bracey, Betty Braquet, Maura Currea Bynes, Louis Cardinale, Gladys Constant, Toni L. Durapau, Julietta Flores, Karen Gaudet, Cynthia Hill, Norman Karlow, Betty B. Kemp, Linda M. Kirsch, Germaine W. Lasus, Diane Lilly, Charlene Manzela, Mary Owen, Audrey Penney, Wanda Perez, Dianne Powell, Prentisa Rodrigue, John Vaccarella, Adam Galley, Wayne McKenna, Gail Dothy, Marion Dufrene, Audrey Eumont, Harold Kessling, Sandra Sanchez, Donna Knight, Tonie D. Trosclair, Lechall Bridges, Biana Doubleday and the Estate of Nicholas Sallinger, and Defendant, Marc Bernstein, M.D. ("Defendant"), through their respective counsel,

that the Petition for Intervention filed by Intervenors against Defendant in the above-captioned matter is dismissed with prejudice as to this Defendant only and without costs to either party.

This stipulation may be signed in counterparts and, if so signed, shall have the same force and effect as if all signatories had executed one copy.

O'QUINN, LAMINACK & PIRTLE



REBECCA M. URRUTIA – Bar. No. 28430

2752 Canal Street

New Orleans, LA 70119

Telephone: (504) 822-8400

HARVEY, JACOBSON & GLAGO

ROBERT G. HARVEY, SR. – Bar. No. 18615

2609 Canal Street, Fifth Floor

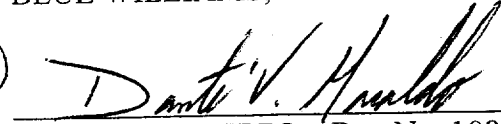
New Orleans, LA 70119

Telephone: (504) 822-2136

*Attorneys for Intervenors*

Dated: 5/10/04

BLUE WILLIAMS, L.L.P.



STEPHEN M. PIZZO – Bar. No. 10801

DANTÉ V. MARALDO – Bar. No. 23205

3421 N. Causeway Boulevard

Ninth Floor

Metairie, LA 70002

Telephone: (504) 831-4091


*Attorneys for Defendant,*

*Marc Bernstein, M.D.*

Dated: 5/11/04

**IT IS SO ORDERED.**

Dated: May 18, 2004

  
JUDGE