

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

FEB 14 2005

Civil Action No. 04-D-0756 PAC

This document relates to:

LENORE E. TRICAMO (VAN DEMARK),

Plaintiff,

vs.

WYETH; and
AHP SUBSIDIARY
HOLDING CORPORATION,

Defendants.

Case No. 04-cv-22943-HB


STIPULATION AND PRETRIAL ORDER NO. 4523

THIS MATTER comes before the Court on the stipulated joint motion of Plaintiff Lenore E. Tricamo (Van Demark) and the Defendants to dismiss the claims of Plaintiff Lenore E. Tricamo (Van Demark) without prejudice as against Defendants.

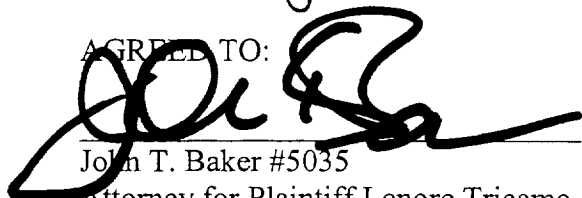
AND NOW, this 23rd day of February, 2005 it is hereby STIPULATED, ORDERED, ADJUDGED and DECREED, pursuant to Federal Rules of Civil Procedure 41(a)(1)(ii), THAT THE Complaint in the above-captioned case is hereby dismissed without prejudice as to all named Defendants, with each party to bear its own costs and counsel fees.

This Stipulation is filed on behalf of plaintiff and all Defendants who have appeared in the above-captioned matters. Those being Wyeth and AHP Subsidiary Holding Corporation.

APPROVED AND SO ORDERED:



HARVEY BARTLE III, J

AGREED TO:


John T. Baker #5035

Attorney for Plaintiff Lenore Tricamo (Van Attorney for Defendant Demark)

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