

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

IN RE: DIET DRUG (Phentermine/
Fenfluramine/dexfenfluramine)
PRODUCTS LIABILITY LITIGATION

MDL NO. 1203

This document relates to:

NANCY COLEMAN

CIVIL ACTION NO. 2:03-cv-20386-HB

Plaintiff,

v.

WYETH, ET AL.

Defendants.

STIPULATION AND PRETRIAL ORDER NO. 4535

AND NOW, this 1st day of March, 2005, it is hereby STIPULATED, ORDERED, ADJUDGED and DECREED, pursuant to Federal Rule of Civil Procedure 41 (a)(1)(ii), that the Complaint in the above-captioned case is hereby dismissed without prejudice as to Defendant Wyeth.

Notwithstanding the foregoing, this Order shall not affect any right to which Plaintiff may be entitled pursuant to the Nationwide Class Action Settlement Agreement with Wyeth.

In the event that Plaintiff re-files any claim or action arising out of the use of Pondimin or Redux, Plaintiff shall re-file such claim or action in federal court only, and Plaintiff shall name no new defendants.

This Stipulation is filed on behalf of Plaintiff Nancy Coleman and Wyeth who have appeared in the above-captioned matter.

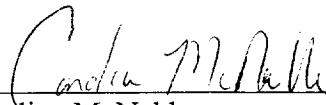
APPROVED AND SO ORDERED:



Honorable Judge Harvey Bartle III

APPROVED

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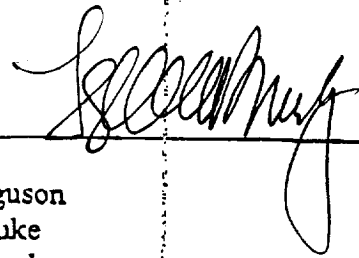
And

BLIZZARD, McCARTHY & NABERS, L.L.P.

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