

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

IN RE DIET DRUGS (PHENTERMINE/FENFLURAMINE/ DEXFENFLURAMINE) PRODUCTS LIABILITY LITIGATION)	
JABIE ABERCROMBIE, et al., Plaintiffs v.)	MDL 1203 Civ. No. 00-20743 ⁰¹⁻²⁰¹⁰²
AMERICAN HOME PRODUCTS CORPORATION, et al., Defendants)	Transferor Court: U.S.D.C. Nevada No. CV-S-01-0013-RLH (LRL) Pretrial Order No. <u>4549</u>

AGREED ORDER OF DISMISSAL

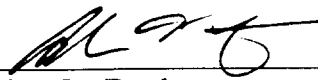
Upon agreement of the parties to this action, the Court hereby ORDERS that the cases of Plaintiffs Jabie Abercrombie, Krista Austin, Nina Baker, Cynthia Barnes, Loretta Brown, Michael Bryner, Ronald Cammisa, Monica Carter, Jeff Craily, Gina Cueva, Darrell Davies, Virziann Davis, June Dixon, Samantha Drain, Elizabeth Fizet, Mary Fontana, John Fox, Azadeh Ghazi, Dennis Gillespie, Michael Gray, Cynthia Harris, Jessie Harris, Michelle Hernandez, Rose Hetrick, Cody Huber, Sandra Hull, Bryan Ignatovich, Margaret Jones, Debra Lee, Michael Mantor, Sandy Moavero, Tamara Mousseau, Alicia Price, Lisa Ramirez, Catherine Reinsch, Stacey Simmons, Sylvia Smith, Kelly Strawn, Linda Ward, Wendy Watson, Anna Williams, and Kristie Willis are dismissed, without prejudice. In the event any Plaintiff decides to initiate a future lawsuit against Wyeth (or any related entities), they shall do so in a United States District Court

and their claim must be presented so that the United States District Court has subject matter jurisdiction under 28 U.S.C. § 1332. Each party is to bear its own costs.

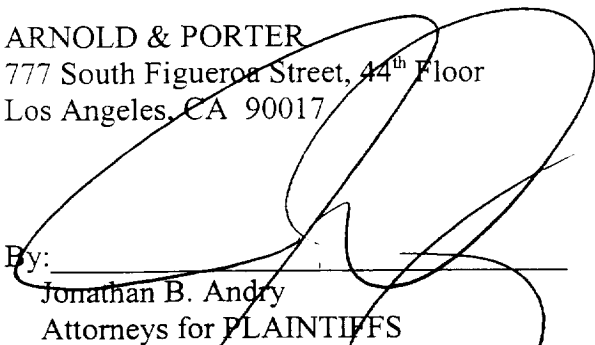
SO ORDERED this the 8th day of March, 200~~8~~⁵


DISTRICT COURT JUDGE

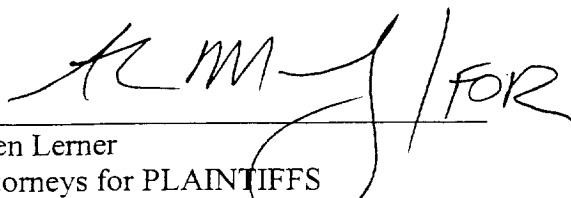
Approved:

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Attorneys for Defendants American Home
Products Corporation, Wyeth-Ayerst Laboratories Company,
Wyeth Laboratories Inc., and Wyeth-Ayerst Laboratories Division

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

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

)
JABIE ABERCROMBIE, et al.,)
Plaintiffs)
v.)
AMERICAN HOME PRODUCTS)
CORPORATION, et al.,)
Defendants)
_____)

MDL 1203 Civ. No. ⁰¹⁻²⁰¹⁰²~~00-20743~~
Transferor Court: U.S.D.C. Nevada
No. CV-S-01-0013-RLH (LRL)

STIPULATION TO DISMISS WITHOUT PREJUDICE
AS TO PLAINTIFFS JABIE ABERCROMBIE, KRISTA AUSTIN, NINA BAKER,
CYNTHIA BARNES, LORETTA BROWN, MICHAEL BRYNER, RONALD
CAMMISA, MONICA CARTER, JEFF CRAILY, GINA CUEVA, DARRELL DAVIES,
VIRZIANN DAVIS, JUNE DIXON, SAMANTHA DRAIN, ELIZABETH FIZET, MARY
FONTANA, JOHN FOX, AZADEH GHAZI, DENNIS GILLESPIE, MICHAEL GRAY,
CYNTHIA HARRIS, JESSIE HARRIS, MICHELLE HERNANDEZ, ROSE HETRICK,
CODY HUBER, SANDRA HULL, BRYAN IGNATOVICH, MARGARET JONES,
DEBRA LEE, MICHAEL MANTOR, SANDY MOAVERO, TAMARA MOUSSEAU,
ALICIA PRICE, LISA RAMIREZ, CATHERINE REINSCH, STACEY SIMMONS,
SYLVIA SMITH, KELLY STRAWN, LINDA WARD, WENDY WATSON, ANNA
WILLIAMS, AND KRISTIE WILLIS

Defendants, American Home Products Corporation¹, Wyeth-Ayerst Laboratories Company, Wyeth-Ayerst Laboratories Division of American Home Products Corporation, and Wyeth Laboratories Inc., through their attorneys ARNOLD & PORTER; and Plaintiffs Jabie Abercrombie, Krista Austin, Nina Baker, Cynthia Barnes, Loretta Brown, Michael Bryner, Ronald Cammisa, Monica Carter, Jeff Craily, Gina Cueva, Darrell Davies, Virziann Davis, June Dixon, Samantha Drain, Elizabeth Fizet, Mary Fontana, John Fox, Azadeh Ghazi, Dennis Gillespie, Michael Gray, Cynthia Harris, Jessie Harris, Michelle Hernandez, Rose Hetrick, Cody Huber, Sandra Hull, Bryan Ignatovich, Margaret Jones, Debra Lee, Michael Mantor, Sandy Moavero, Tamara Mousseau, Alicia Price, Lisa Ramirez, Catherine Reinsch, Stacey Simmons, Sylvia Smith, Kelly Strawn, Linda Ward, Wendy Watson, Anna Williams, and Kristie Willis, through their attorneys THE ANDRY LAW FIRM L.L.C. and GLEN LERNER & ASSOCIATES hereby agree and stipulate to the following:

1. Plaintiffs, Jabie Abercrombie, Krista Austin, Nina Baker, Cynthia Barnes, Loretta Brown, Michael Bryner, Ronald Cammisa, Monica Carter, Jeff Craily, Gina Cueva, Darrell Davies, Virziann Davis, June Dixon, Samantha Drain, Elizabeth Fizet, Mary Fontana, John Fox, Azadeh Ghazi, Dennis Gillespie, Michael Gray, Cynthia Harris, Jessie Harris, Michelle Hernandez, Rose Hetrick, Cody Huber, Sandra Hull, Bryan Ignatovich, Margaret Jones, Debra Lee, Michael Mantor, Sandy Moavero, Tamara Mousseau, Alicia Price, Lisa Ramirez, Catherine Reinsch, Stacey Simmons, Sylvia Smith, Kelly Strawn, Linda Ward, Wendy Watson, Anna Williams, and Kristie Willis

¹ On March 11, 2002, the name of American Home Products Corporation was changed to Wyeth.

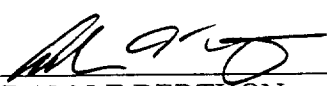
(collectively, "Plaintiffs"), hereby stipulate to dismiss, without prejudice, their claims against American Home Products Corporation, Wyeth-Ayerst Laboratories Company, Wyeth-Ayerst Laboratories Division of American Home Products Corporation, and Wyeth Laboratories Inc. (collectively, "Defendants").

2. In the event any Plaintiff decides to initiate a future lawsuit against any of the Defendants, they shall do so in a United States District Court and their claim must be presented so that the United States District Court has subject matter jurisdiction under 28 U.S.C. § 1332.

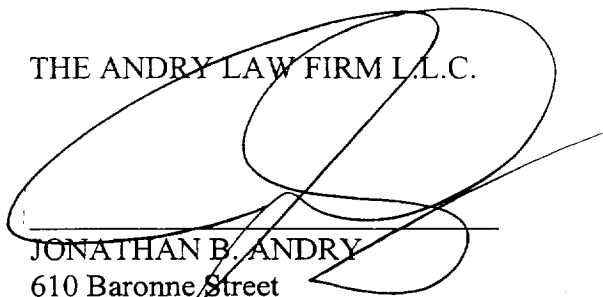
3. Each party herein shall bear its own attorneys fees and costs.

Dated this 13th day of February, 2003.

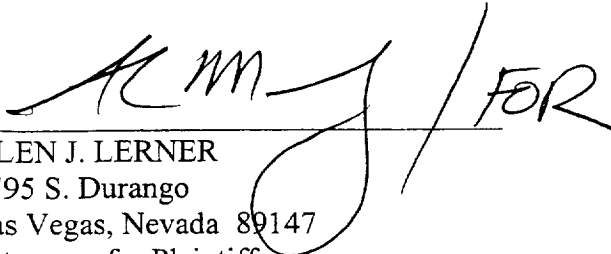
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