

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

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

THIS DOCUMENT RELATES TO:

LAVONNA POLMERSKI and
JERZY T. POLMERSKI, her husband,

Plaintiff,

vs.

WYETH, a Delaware Corporation,
formerly American Home Products Corporation,
EON LABS MANUFACTURING, INC., a Delaware
Corporation and GOLDLINE LABORATORIES, INC.,
a Florida Corporation, IVAX CORPORATION, a
Florida corporation, Thomas D. Sharkey,

Defendants.

MDL Docket No. 1203
MDL Civil Action No. 2:03-cv-
20204-HB

Middle District of Florida Civil
Action No. 8:03-cv-512-T-30
MAP

STIPULATION AND PRETRIAL ORDER NO. 4055

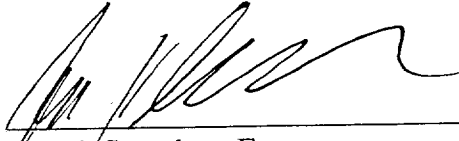
AND NOW, this 26th day of October, 2004, it is hereby STIPULATED,
ORDERED, ADJUDGED and DECREED, pursuant to Federal Rule of Civil Procedure
41(a)(1)(ii), that the Complaint in the above-captioned case is hereby dismissed with prejudice as
to all named Plaintiffs and Defendants, with each party to bear its own costs and counsel fees.

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

This Stipulation is filed on behalf of all parties who have appeared in the above-
captioned matter.

*In Re Diet Drugs (Phentermine/Fenfluramine/Dexfenfluramine) Products Liability Litigation
LaVonna Polmerski and Jerzy T. Polmerski, her husband, Plaintiffs v. Wyeth, et al., Defendants
MDL No. 1203; MDL Docket No. 2:03-cv-20204*

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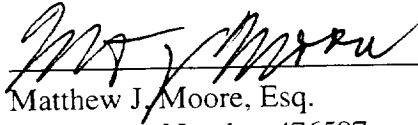


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ATTORNEYS FOR PLAINTIFFS

*In Re Diet Drugs (Phentermine/Fenfluramine/Dexfenfluramine) Products Liability Litigation
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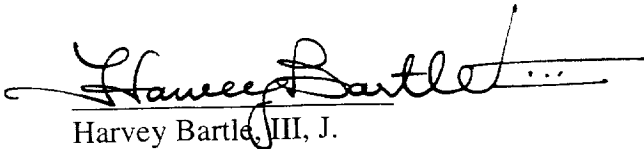
STIPULATION AND PRETRIAL ORDER NO.



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ATTORNEYS FOR DEFENDANT WYETH

APPROVED AND
SO ORDERED:



Harvey Bartle, III, J.