

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

IN RE: DIET DRUGS (Phentermine /  
Fenfluramine / Dexfenfluramine)  
PRODUCTS LIABILITY LITIGATION

MDL DOCKET NO. 1203

This document relates to:

ANGELA MARTIN, et al.,

Plaintiffs,

v.

WYETH, et al.,

Defendants.

CIVIL ACTION NO. 2:03cv20329

STIPULATION AND PRETRIAL ORDER NO. 4060

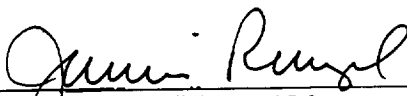
AND NOW, this 26th day of October, 2004, it is hereby STIPULATED, ORDERED, ADJUDGED and DECREED pursuant to Rule 41(a) of the Federal Rules of Civil Procedure that the claims of plaintiffs Angela Martin, Mattie Harris, Courtney McCay, Dorothy Anderson, Myrtis Barnes, Mary Booker, Elizabeth Woods and Sandra McCoy in the above-captioned matter are hereby dismissed with prejudice as to all named defendants, with each party to bear its own costs and counsel fees. This dismissal shall not affect any of the rights that these plaintiffs may have to seek any benefits under the Nationwide Class Action Settlement of the litigation against Wyeth relating to the diet drugs Pondimin and Redux.

This stipulation complies with Rule 41(a) of the Federal Rules of Civil Procedure. All parties in this action who have entered an appearance have executed this dismissal through the undersigned counsel of record.

APPROVED AND SO ORDERED:

  
HARVEY BARTLE, III, J.


AGREED TO:

  
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