

**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
)
)

This document relates to:

ELSIE D. JAMISON,

Plaintiff,

v.

)
) CIVIL ACTION NO. 2:03cv20317
)
)

WYETH, A DELAWARE CORPORATION,
FORMERLY KNOWN AS AMERICAN
HOME PRODUCTS CORPORATION, et al.,

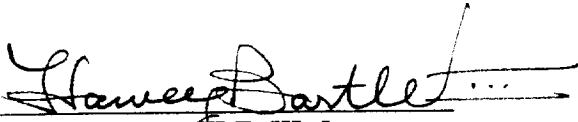
Defendants.

STIPULATION AND PRETRIAL ORDER NO. 4072

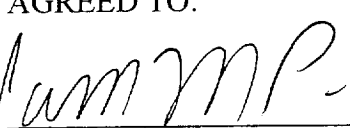
AND NOW, this 26th day of October, 2004, it is hereby STIPULATED, ORDERED, ADJUDGED and DECREED, pursuant to Rule 41(a) of the Federal Rules of Civil Procedure, that the claims of plaintiff Elsie D. Jamison in the above-captioned case are hereby dismissed without prejudice as to all named defendants, with each party to bear its own costs and counsel fees. Further, the parties stipulate that plaintiff retains whatever right she may have to seek revocation of her opt out status in order to seek whatever benefits to which she believes she may be entitled under the Nationwide Class Action Settlement Agreement with American Home Products Corporation (now known as Wyeth).

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.

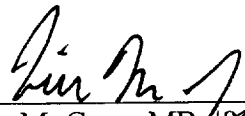
APPROVED AND SO ORDERED:


HARVEY BARTLE, III, J.

AGREED TO:


William B. Gill, III, MB #9857
James M. Priest, Jr., MB #99352
EAVES LAW FIRM
105 North State Street
Jackson, MS 39201

ATTORNEY FOR PLAINTIFF


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ATTORNEY FOR WYETH