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: WANDA T. KIZER, et al., Plaintiffs, v. WYETH, INC., et al., Defendants.	CIVIL ACTION NO. 2:04cv23745

STIPULATION AND PRETRIAL ORDER NO. 4088

AND NOW, this 1st day of November, 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 Marie B. Conlee in the above-captioned case are hereby dismissed with prejudice as to all named defendants, with each party to bear its own costs and counsel fees.

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

HARVEY BARTLE, III, J.