

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

CHARLENE ADAMS, et. al.,
Plaintiffs,

v.

MDL #2:02-CV-20253-HB

AMERICAN HOME PRODUCTS
CORPORATION, et. al.


STIPULATION AND PRETRIAL ORDER No. 3064

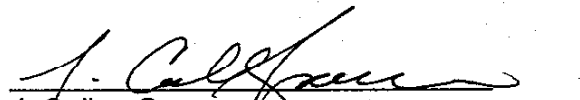
AND NOW, this 8th day of October, 2003, it is hereby STIPULATED, ORDERED, ADJUDGED and DECREED, pursuant to Federal Rule of Civil Procedure 41 (a) (2), that the Defendants **Byrd Drug Company, Inc.** and **Synco Drugs and Martin-Colley Drug Co., Inc.** are hereby dismissed with prejudice, each party to bear its own costs and counsel fees.

This stipulation is filed on behalf of the Plaintiffs and Defendants who have appeared in the above-captioned matter.

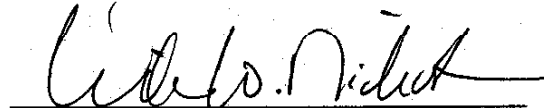
IT IS FURTHER ORDERED that plaintiffs rights to proceed against non-released parties: AMERICAN HOME PRODUCTS CORPORATION, WYETH AYERST LABORATORIES DIVISION OF AMERICAN HOME PRODUCTS CORPORATION, WYETH AYERST LABORATORIES COMPANY, A.H. ROBINS COMPANY, INC. ,be and are hereby reserved.

APPROVED AND SO ORDERED


HARVEY BARTLE, III, JUDGE


J. Callen Sparrow
Garrison Scott Gamble & Rosenthal, P.C.
2224 First Avenue North
Birmingham, AL 35203
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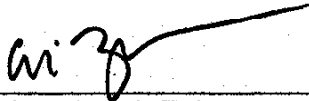
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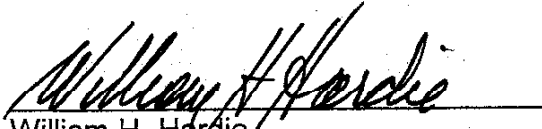
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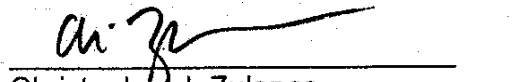
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