

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

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

MDL No. 1203

This document relates to all actions

PTO # 989

**STIPULATION AND PRETRIAL ORDER DEFERRING
BRIEFING AND CONSIDERATION OF DAUBERT MOTIONS
OF AMERICAN HOME PRODUCTS CORPORATION**

AND NOW THIS 10th day of November, 1999 it is hereby STIPULATED,
ORDERED, ADJUDGED and DECREED that the plaintiffs, by and through the Plaintiffs'
Management Committee, and defendant American Home Products Corporation hereby agree that
all motions filed by American Home Products Corporation to exclude testimony, other than for
the motions directed to witnesses Timothy J. Maher, Ph.D. and Paul Wellman, Ph.D. are stayed
and there shall be no further briefing or submissions to the Court with respect to same, until
further Order of Court. The parties contemplate and agree that once the stay effectuated by this
stipulation and Pretrial Order is lifted, the Court will enter a Pretrial Order that will govern
further proceedings with respect to the motions.

This stipulation and pretrial order approving same pertains to the motions filed by
defendant American Home Products Corporation addressed to the following witnesses:

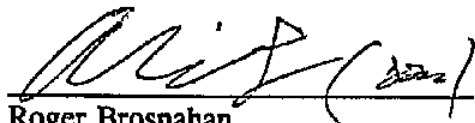
1. Dean Karalis, M.D.
2. Jerome L. Avorn, M.D.
3. Dr. Maryann Ewalenko
4. Collin M. Bloor, M.D.
5. John W. Farquhar, M.D.
6. Robyn J. Barst, M.D.
7. Arthur Hayes, M.D.
8. James H. Oury, M.D.

9. Stuart Rich, M.D.
10. John Lapuma, M.D.
11. E. Kenneth Weir, M.D.
12. Lewis J. Rubin, M.D.
13. Harry A. Brandt, M.D.
14. S. Albert Edwards, Pharm. D.
15. Mitchell D. Botney, M.D.
16. Sharon Rounds, M.D.
17. Michael N. Rubenstein, M.D., F.A.C.C.
18. Steven E. Lamm, M.D.
19. Paul Ridker, M.D.
20. Meir Stampfer, M.D.
21. Timothy W. Higenbottam, M.D.
22. Selvyn Bleifer, M.D.
23. Stephen M. Factor, M.D.
24. Peter J. Knott, Ph.D.
25. Joann G. Elmore, M.D., M.P.H.
26. Darwin R. Labarthe, M.D., M.P.H., Ph.D.
27. Elizabeth Delzell, M.D.
28. John Concato, M.D., M.S., M.P.H.
29. David B. Allison, Ph.D.
30. R. Wayne Alexander, M.D., Ph.D.
31. Jeffrey Brent, M.D., Ph.D.
32. Charles Ralph Buncher, Sc. D.
33. Blase Anthony Carabello, M.D.
34. Kenneth P. Chepenik, Ph.D.
35. Helen Hubert, M.P.H., Ph.D.
36. John Michael Kay, M.D.
37. Andrews Wachtel, M.D.
38. Frederick Lindsley Trowbridge, M.D., MSc.
39. John Gueriguian, M.D.
40. Lee Roy Joyner, Jr., M.D.
41. Barry Sears, Ph.D.
42. James M. Parker, Ph.D.
43. Nachman Brautbar, M.D.

In accordance with Pretrial Order 966, this Order shall not preclude, or act as a stay, of any *Daubert* motions that any party may file in any Rapid Remand cases, which motions shall be decided in the Transferor Court.

Dated: November 3, 1999

PLAINTIFFS' MANAGEMENT
COMMITTEE



Roger Brosnahan
Elizabeth J. Cabraser
Stanley M. Chesley
John J. Cummings
Michael D. Hausfeld
Will S. Kemp
Arnold Levin
Dianne Nast
J. Michael Papantonio
John M. Restaino, Jr.
Darryl J. Tschirn

AMERICAN HOME PRODUCTS
CORPORATION



Michael T. Scott,
REED SMITH SHAW & McCLAY, LLP
2500 One Liberty Place
Philadelphia, PA 19103-7301

APPROVED AND SO ORDERED:

