

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

Julius L. Anderson, et al.)
v. Wyeth, et al.)
In the United States District Court)
For the Southern District of Mississippi,)
Eastern Division)

U.S.D.C. No. 4: 03cv196

AGREED ORDER AND FINAL JUDGMENT PTO 3137


THIS CAUSE came on to be heard upon the *ore tenus* motion of the separate Plaintiff, Frieda R. Gilmer, who moves this Court to dismiss with prejudice their claims against the separate Defendant, David Richardson, M.D., and the Court, having considered the motion, noting the agreement of counsel for Frieda R. Gilmer and David Richardson, M.D. and being otherwise fully advised in the premises, finds that the motion is well taken and should be granted.

IT IS, THEREFORE, ORDERED AND ADJUDGED that the Complaint and all claims filed therein by the separate Plaintiff, Frieda R. Gilmer, against the separate Defendant, David Richardson M.D., shall be and hereby are dismissed with prejudice. The Clerk is directed to enter a Final Judgment as to David Richardson, M.D., pursuant to FED. R. CIV. P. 54(b), there being no just reason for delay.


IT IS FURTHER ORDERED AND ADJUDGED that all other claims of the Plaintiffs against the other Defendants named in this civil action are hereby reserved as stated in the Complaint and will proceed accordingly.

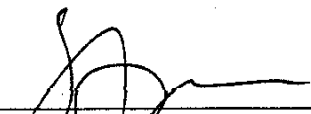
SO ORDERED AND ADJUDGED, this the 21st day of November, 2003

~~2003~~


HON. HARVEY BARTLE III
UNITED STATES DISTRICT COURT JUDGE

AGREED TO AND APPROVED BY:


NANCY GUY ARMSTRONG - MSB # 10277
ATTORNEY FOR SEPARATE PLAINTIFF,
FRIEDA R. GILMER


STEPHEN P. KRUGER - MSB # 4266
ATTORNEY FOR SEPARATE DEFENDANT,
DAVID RICHARDSON, M.D.