

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:

SHELIA BROWN, et al.

v.

AMERICAN HOME PRODUCTS  
CORPORATION

**FILED NOV 30 1999**

CIVIL ACTION NO. 99-20593

PRETRIAL ORDER NO. 1001

AND NOW, TO WIT, this 30th day of November, 1999, upon consideration of a hearing to show cause why Pretrial Order No. 997, should not remain in effect, IT IS ORDERED that no such cause has been shown and that Pretrial Order No. 997 shall remain in effect.

On November 30, 1999 at 10:00 A.M. in Courtroom 17B at the United States Courthouse, 601 Market Street, Philadelphia, PA 19106, the court invited all parties of record in this MDL No. 1203 to present their positions regarding the court's preliminary approval of the nationwide class action settlement agreement presently before this court. Based on the presentations made to this court and the statements and objections made therein,<sup>1</sup> the

---

<sup>1</sup> Prior to the preliminary approval show cause hearing, Paul J. Napoli, Esq. faxed a letter to the court outlining his various objections to Pretrial Order No. 997. Primarily, Mr. Napoli objects that he was not afforded enough time in which to file a brief in opposition to the joint motion for preliminary approval filed on November 19, 1999. Under Local Rule 7.1(c), a party has 14 days in which to file a brief in opposition, unless otherwise provided. Here, however, the court has otherwise provided in that it scheduled its show cause hearing on November

court finds that no cause has been shown to vacate Pretrial Order No. 997. The court will file its written Memorandum accompanying this Order on Friday, December 2, 1999.

BY THE COURT:



LOUIS C. BECHTLE, J.

DEC - 1 1999

ENTERED: \_\_\_\_\_

CLERK OF COURT

---

30, 1999, earlier than the fourteen day period. Mr. Napoli appeared at the show cause hearing and was given an opportunity to present his objections. Following his presentation at the preliminary approval show cause hearing, the court granted Mr. Napoli until December 6, 1999 in which to file a brief. The court expects that brief to elaborate on the objections raised in Mr. Napoli's letter. To the extent that such brief affects the instant Order, the court may grant reconsideration.