

82

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

IN RE: DIET DRUGS (PHENTERMINE, : MDL DOCKET NO. 1203  
FENFLURAMINE, DEXFENFLURAMINE):  
PRODUCTS LIABILITY LITIGATION :

THIS DOCUMENT RELATES TO: :

NOREEN CHAPPITA AND :  
LISA COLBY :

VERSUS : C.A. NO. 98-20070

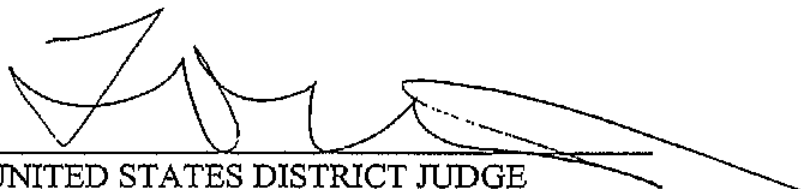
AMERICAN HOME PRODUCTS :  
CORPORATION, ET AL :

PRETRIAL ORDER NO. 1031

Considering the Joint Stipulation of Dismissal filed by the parties herein;

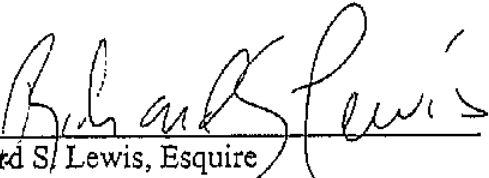
IT IS HEREBY ORDERED that the Joint Stipulation of Dismissal be GRANTED,  
and JUDGMENT is hereby rendered dismissing the plaintiffs' claims against the parties  
listed in the Joint Stipulation, with prejudice.


Philadelphia, Pennsylvania this 3<sup>rd</sup> day of JAN, 2000, ~~1999~~.

  
UNITED STATES DISTRICT JUDGE  
EASTERN DISTRICT OF PENNSYLVANIA

JAN = 3 2000

Plaintiff certifies that she has complied with Pretrial Order No. 22 by producing a completed Fact Sheet, List of Medical Providers and properly executed Authorization forms. This Stipulation is filed on behalf of all defendants who have appeared in the above-captioned matter, those being American Home Products Corporation, Wyeth-Ayerst Laboratories Company, Wyeth-Ayerst Laboratories Division of American Home Products Corporation, Wyeth Laboratories-Inc., EON Labs Manufacturing, Inc. Zenith Goldline Pharmaceuticals, Inc., and Camall Company, against whom the claims in the complaint shall be dismissed in their entirety by the Court's approval of this Stipulation. ~~The stay relating to proceedings against Interneuron Pharmaceuticals, Inc. does not apply to stipulations of dismissal pursuant to paragraph 5 of Pretrial Order No. 270.~~

  
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**Liaison Counsel For Phentermine Defendants:  
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Medeva Pharmaceuticals, Inc. and  
Fisons Corporation**

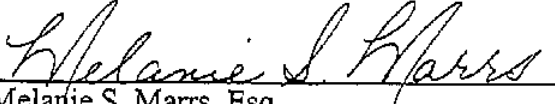
 *by Stephen D. Weisskopf*  
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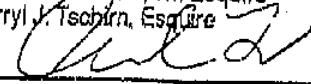
and

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THE PLAINTIFFS'  
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TAKES NO POSITION ON THE  
MERITS OF THIS FILING.

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Dianne M. Nast, Esquire  
J. Michael Papantonio, Esquire  
John M. Restaino, Jr., Esquire  
Darryl J. ... Esquire

By   
Arnold Levin  
John J. Cummings, III  
PLAINTIFFS' MANAGEMENT COMMITTEE  
BASED UPON INFORMATION PROVIDED  
BY INDIVIDUAL PLAINTIFF(S) COUNSEL

Representative of Plaintiffs' Management Committee

APPROVED AND SO ORDERED:

  
Louis C. Bechtel, Chief Judge Emeritus

JAN - 3 2000

23

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF PENNSYLVANIA

In re:

MDL DOCKET NO. 1203

Diet Drugs (Phentermine/Fenfluramine/  
Dexfenfluramine) Products Liability Action

NOV 29 1998

NOREEN CHAPPITA and )  
LISA COLBY )

CIVIL ACTION NO. 98-20070

Plaintiffs,

VERSUS

(Transferred from United States  
District court, Eastern District of  
Louisiana, No. 97-3506

AMERICAN HOME PRODUCTS  
CORPORATION; WYETH-AYERST  
LABORATORIES, INC.; INTERNEURON)  
PHARMACEUTICALS, INC.;  
ALBERTSON'S INC.; CIOLINO'S  
PHARMACY; K&B LOUISIANA  
CORPORATION; ECKERD  
CORPORATION; MAJORIA DRUGS

STIPULATION AND ORDER  
PURSUANT TO F.R.C.P.  
RULE 41(a)(1)(ii)

Defendants.

RE: DISMISSAL

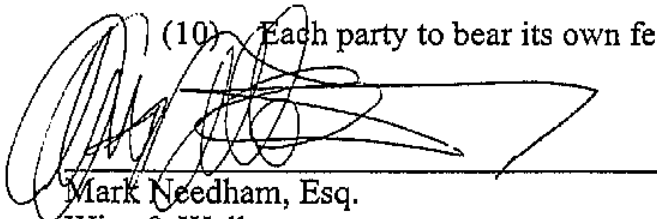
**STIPULATION OF DISMISSAL**

Pursuant to Rule 41(a)(1)(ii) of the Federal Rules of Civil Procedure, it is hereby stipulated between all parties hereto, by and through their undersigned counsel, that plaintiff, Noreen Chappita's complaint is dismissed, with prejudice, as to defendant, Eckerd Corporation.

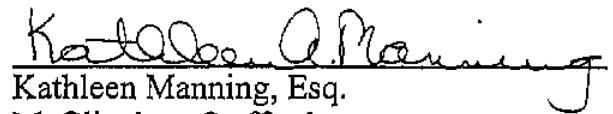
The undersigned mutually agree and stipulate for and on behalf of the parties represented by them that:

- (1) Plaintiffs filed this class action petition in the Twenty-fourth Judicial District Court for the Parish of Jefferson, State of Louisiana on October 10, 1997.
- (2) On November 7, 1997, this action was removed to the United States District Court, Eastern District of Louisiana.
- (3) On January 23, 1998, this action was transferred by the Judicial Panel on Multidistrict Litigation to the Eastern District of Pennsylvania for coordinated and consolidated pretrial proceedings.
- (4) Pursuant to Pretrial Order N. 450, entered by this Court on February 4, 1999, plaintiffs' class action allegations were dismissed leaving plaintiffs to pursue their claims as individual civil actions.
- (5) Plaintiff stipulates to this dismissal on the grounds that she never filled her prescription for any diet drugs that are the subject of this suit at defendant, Eckerd Corporation.
- (6) No counterclaims or cross claims have been pleaded by a defendant in this action that involve Eckerd Corporation.
- (7) All parties to this action who have entered an appearance and that remain in this action have executed this dismissal through undersigned counsel of record.
- (8) This stipulation does not affect the status of any other party.
- (9) The stay relating to proceedings against Interneuron Pharmaceuticals, Inc. does not apply to stipulations for dismissal pursuant to paragraph 5 of Pretrial Order No. 270.

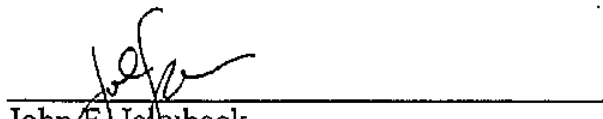
(10) Each party to bear its own fees and costs.



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*Noreen Chappita*



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~~ALREADY DEF MESSED~~

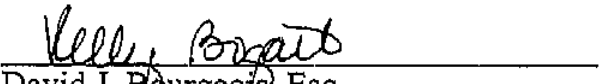
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Pharmaceuticals

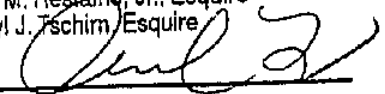
~~NEVER MADE APPEARANCE~~

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PLAINTIFFS' MANAGEMENT COMMITTEE  
BASED UPON INFORMATION PROVIDED  
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