

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

IN RE: DIET DRUGS (PHENTERMINE/
FENFLURAMINE/DEXFENFLURAMINE)
PRODUCTS LIABILITY LITIGATION

This document relates to:

KIMBERLY SEIPP

Plaintiff,

vs.

AMERICAN HOME PRODUCTS
CORPORATION, A. H. ROBINS COMPANY,
INC., WYETH-AYERST LABORATORIES
DIVISION OF AMERICAN HOME PRODUCTS
CORPORATION, MEDEVA
PHARMACEUTICALS, INC., FISONS
CORPORATION, SMITHKLINE BEECHAM
CORPORATION, BARIATRICS, INC. OF
KENTUCKY, P.S.C. AND REX DUFF, M.D.

Defendants.

MDL Docket No. 1203

Civil Action No. 98-20616

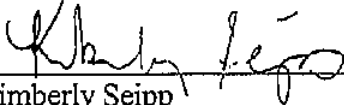
STIPULATION AND PRETRIAL ORDER No: 1034

AND NOW, THIS 3rd day of JAN, ~~1999~~ 2000, it is hereby STIPULATED,

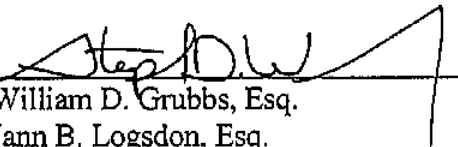
ORDERED, ADJUDGED, and DECREED pursuant to Federal Rule of Civil Procedure Rule 41(a)(1)(ii), that the claims in the Complaint of the Plaintiff, Kimberly Seipp, in the above-captioned matter are hereby dismissed with prejudice as to all named Defendants with each party to bear its own costs and counsel fees.

Further, the above-listed Plaintiff agrees that should she decide to institute a case in the future for personal injuries relating to diet drug litigation, Plaintiff shall file such case in federal court.

This Stipulation is filed on behalf of the above-named Plaintiff and all Defendants who have appeared in the above captioned matter, those being American Home Products Corporation, Wyeth-Ayerst Laboratories Division of American Home Products Corporation, A. H. Robins Company, Inc., SmithKline Beecham Corporation, Medeva Pharmaceuticals, Inc., Fisons Corporation, Bariatrics, Inc. of Kentucky, P.S.C. and Rex Duff, M.D., against whom the claims in the Complaint shall be dismissed in their entirety by the Court's approval of this Stipulation.



Kimberly Seipp
1808 Bond Road
Apartment # 3
New Albany, IN 47150
Plaintiff



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and