

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

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

OCT 28 1999

MDL Docket NO. 1203

This document relates to:

Civil Action No. 98-20087

TEMA RILEY

Plaintiff

vs.

A.H. ROBINS CO., AMERICAN HOME
PRODUCTS CORP.

Defendants

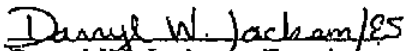
STIPULATION AND PRETRIAL ORDER NO: 1035

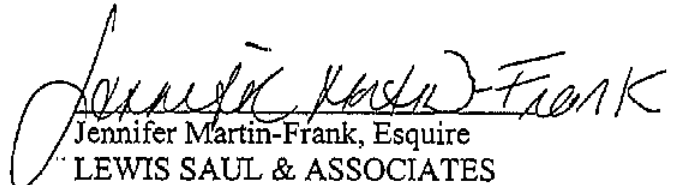
AND NOW, this 3rd day of JAN, ~~1999~~ 2000, it is hereby STIPULATED,

ORDERED, ADJUDGED and DECREED pursuant to Federal Rules of Civil Procedure Rule 41(a)(1)(ii), that the claims in the Complaint in the above-captioned matter are hereby DISMISSED WITHOUT PREJUDICE as to all named defendants with each party to bear its own costs and counsel fees.

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

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 A.H. Robins Co. and American Home Products Corp., against whom the claims in the complaint shall be dismissed in their entirety by the Court's approval of this Stipulation.


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By 
Arnold Levin
John J. Cummings, III

PLAINTIFFS' MANAGEMENT COMMITTEE
BASED UPON INFORMATION PROVIDED
BY INDIVIDUAL PLAINTIFF COUNSEL

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

APPROVED AND SO ORDERED:


Louis C. Bechtle, Chief Judge Emeritus

JAN - 3 2000

¹ On August 3, 1998, A.H. Robins Company, Inc. ("Robins") was merged into American Home Products Corporation and ceased to exist as a separate entity. As a result, American Home Products Corporation will stipulate for Robins.