

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

SHEILA BROWN, SHARON GADDIE,
VIVIAN NAUGLE, QUINTIN LAYER, and
JOBY JACKSON-REID
Individually and all others similarly situated,

Civil Action No. 99-20593

Plaintiffs,

v.

AMERICAN HOME PRODUCTS CORPORATION,

Defendant.

PRETRIAL ORDER NO. 1073

(Order Authorizing Disbursement of Funds to
Interim Claims Administrators or Designated Vendor)

AND NOW, this 1st day of Feb., 2000, upon consideration of the application of the Interim Claims Administrators ("ICAs"), it is hereby ORDERED, ADJUDGED and DECREED that Class Counsel and Counsel for American Home Products Corporation are authorized and directed to cause the Interim Escrow Agent to disburse the following funds:

A. Three million three hundred and forty-six thousand dollars (\$3,346,000) to Seabury & Smith, Inc. ("Seabury"), as a deposit against anticipated expenses to be incurred in connection with the claims administrative services to be provided by Seabury.

B. Ten thousand dollars (\$10,000) to the account of the ICAs, maintained at PNC Bank for expenses associated with the performance of their responsibilities as ICAs. These expenses include, but are not limited to, the following:

1. Costs associated with opening and maintaining a post office box;
2. Costs associated with maintaining an operator assisted 800 number service;
3. Services provided by computer consultants;
4. Fees for courier services;
5. Expenses related to leasing space, including insurance premiums and charges for utilities;
6. Charges for temporary employees;
7. Expenses for office supplies, stationery, and office equipment;
8. Charges related to the maintenance of the web site; and
9. Travel related expenses.

This account shall be replenished, as needed, upon request of the ICAs with the appropriate notice served on Class Counsel and Counsel for American Home Products, without further Order of this Court.

BY THE COURT:



**The Honorable Louis C. Bechtle
Chief Judge Emeritus**