

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF PENNSYLVANIA

FILED APR - 7 1999

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IN RE DIET DRUGS (PHENTERMINE/  
FENFLURAMINE/DEXFENFLURAMINE)  
PRODUCTS LIABILITY LITIGATION.  
\_\_\_\_\_  
\_\_\_\_\_

MDL No. 1203

LILLIAN WEHUNT, an individual

Civil Action No. 98-20641

Plaintiff,

From: United States District Court  
Central Dist. Of California

v.

Case No. 98-5423 (MMM) (AJWx)

A.H. ROBINS COMPANY, INC., WYETH-  
AYERST LABORATORIES, a division of  
American Home Products Corporation;  
AMERICAN HOME PRODUCTS; GENEVA  
PHARMACEUTICALS, INC., a wholly owned  
subsidiary of NOVARTIS AG, RUGBY  
LABORATORIES, INC., DOES 1 to 30,  
inclusive,

Defendants.  
\_\_\_\_\_

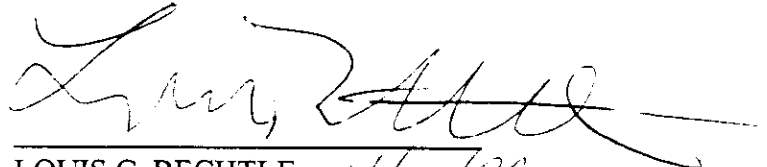
PTC # 554

~~PROPOSED~~ ORDER REMANDING CASE TO CALIFORNIA SUPERIOR COURT

Plaintiff Lillian Wehunt's Motion to Remand; or Alternatively to Amend Complaint and Remand came on regularly for hearing on December 16, 1998 before the Honorable Louis C. Bechtle. The Court GRANTED the motion as set forth its order in Pretrial Order No. 413. Plaintiff having filed her Amended Complaint pursuant to Pretrial Order No. 413 and good cause appearing therefor, IT IS ORDERED that:

1. Since the naming of California residents Elizabeth A. Lepoidevin and High Desert Medical Group as defendants in the Amended Complaint filed on March 12, 1999 destroys diversity, this Court no longer has jurisdiction over the matter. 28 U.S.C. § 1447(c). Therefore, the Court *sua sponte* remands this case to the Superior Court for the State of California, in and for the County of Los Angeles, North District, where is was originally filed as Case No. MC 009010.

Dated:

  
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LOUIS C. BECHTLE 4/7/99  
Chief Judge Emeritus

ENTERED: 4.9.99

CLERK OF COURT