

HONORABLE BARBARA J. ROTHSTEIN

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

IN RE Phenylpropanolamine (PPA) Products)
Liability Litigation)

No. MDL 1407

STIPULATION AND ORDER
REGARDING NAMES OF STATE
COURT PPA CASES

This document relates to all actions.

WHEREAS, Plaintiffs' Liaison Counsel has asked defendants for the names of all known state court PPA cases in order to facilitate the dissemination of deposition cross notices to state court litigants and aid Plaintiffs' Liaison Counsel in confirming that settlement funds are being deposited into the Common Interest Trust Fund; and

WHEREAS, the parties agree that the names of state court PPA cases should be shared with Plaintiffs' Liaison Counsel, but Plaintiffs' Liaison Counsel shall not provide or share the names of those state court PPA cases and the information related thereto with anyone else, including, but not limited to, plaintiffs, plaintiffs' counsel, Plaintiffs' Steering Committee, or third parties;

IT IS HEREBY STIPULATED by and between the parties as follows:

1. Defendants will forward to Defendants Co-Liaison Counsel a list of all known state court PPA cases in which they are involved, identifying the cases by name, jurisdiction, cause number, and plaintiffs' counsel. By ~~August~~ ^{October} 1, 2004, Defendants' Co-Liaison Counsel

STIPULATION AND ORDER REGARDING
NAMES OF STATE COURT PPA CASES - 1
Case No. MDL 1407
019186.0028/1118912.1

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1 will forward those lists to Plaintiffs' Liaison Counsel. Defendants' Co-Liaison Counsel will
2 provide to Plaintiffs' Liaison Counsel updated information regarding the names of state court
3 PPA cases every two-months thereafter.

4 2. The names of state court PPA cases are being provided to Plaintiffs' Liaison
5 Counsel in order to facilitate the dissemination of cross notices to state court litigants and aid
6 Plaintiffs' Liaison Counsel in confirming that settlement funds are being deposited into the
7 Common Interest Trust Fund.

8 3. It is understood, agreed and ordered that Plaintiffs' Liaison Counsel may only
9 use the names of state court PPA cases and information related thereto for the purposes
10 articulated in this stipulation and order, and that Plaintiffs' Liaison Counsel shall not provide
11 or share the names of the state court PPA cases and information related thereto with anyone
12 else, including, but not limited to, plaintiffs, plaintiffs' counsel, Plaintiffs' Steering
13 Committee, or third parties.

14 RESPECTFULLY SUBMITTED this 23rd August day of ~~July~~, 2004.

15 LANE POWELL SPEARS LUBERSKY

16
17 By D. Joseph Hutson
18 D. Joseph Hutson
19 WSBA No. 09296
20 Co-Liaison Counsel for MDL Defendants

21 WILLIAMS KASTNER & GIBBS

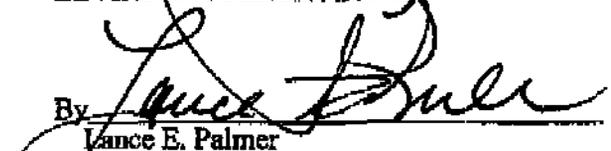
22 By Douglas A. Hofmann
23 Douglas A. Hofmann
24 WSBA No. 06393
25 Co-Liaison Counsel for MDL Defendants
26

STIPULATION AND ORDER REGARDING
NAMES OF STATE COURT PPA CASES - 2
Case No. MDL 1407
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LEVINSON FRIEDMAN P.C.

By 
Lance E. Palmer
WSBA No. 18141
Plaintiffs' Liaison Counsel

IT IS SO ORDERED this th 17 day of September 2004.


Honorable Barbara Jacobs Rothstein

STIPULATION AND ORDER REGARDING
NAMES OF STATE COURT PPA CASES - 3
Case No. MDL 1407
019186.0028/118912.)

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