Hon. Barbara Jacobs Rothstein

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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

IN RE Phenylpropanolamine (PPA) Products Liability Litigation,	NO. MDL 1407
This document relates to the actions listed on Attachment A.	~~[PROPOSED]~~ ORDER OF DISMISSAL WITH PREJUDICE

THIS MATTER came before the Court on Defendant Bayer Corporation's Motion for Dismissal with Prejudice from the above-entitled action pursuant to Case Management Orders Nos. 13 and 13A. Having reviewed the statement of counsel of record for Defendants that the Plaintiff Fact Sheet, if any, and/or the Affirmation submitted pursuant to Case Management Order No. 13, contain no allegations of ingestion of the Defendant's product, and the Plaintiffs having submitted no opposition within 10 days, the Court finds that the plaintiffs listed on Attachment A hereto have not alleged the ingestion of a PPA-containing product manufactured and/or distributed by Defendant Bayer Corporation.

IT IS HEREBY ORDERED that all remaining claims in the actions asserted by Plaintiffs listed on Attachment A hereto, and by anyone suing by, through or under them, including, but not limited to, any loss of consortium claims, against Defendant Bayer

Williams, Kastner & Gibbs PLLC
Two Union Square, Suite 4100 (98101-2380)
Mail Address: P.O. Box 21926
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(206) 628-6600

1459075
01-MD-01407-ORD

Corporation, only, are hereby dismissed with prejudice pursuant to Federal Rule of Civil Procedure 41. The parties shall bear their own attorney's fees and costs.

DATED this 14 day of OCTOBER, 2003.

Barbara Jacobs Rothstein

UNITED STATES DISTRICT JUDGE

Presented by:

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By Arissa Peterson

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Attachment A

MDL DOCKET NO.	DISTRICT CT. CAUSE NO.	CASE NAME	PLAINTIFF NAME
C02-1856	02-01831	Leslie Ackel et al. v. Bayer Corp., et al.	Leslie Ackel
C02-1856	02-1831	Leslie Ackel et al. v. Bayer Corp., et al.	Diane Albert
C02-1856	02-1831	Leslie Ackel et al. v. Bayer Corp., et al.	Martha Allen
C02-1856	02-1831	Leslie Ackel et al. v. Bayer Corp., et al.	Stephen Barquet
C02-1856	02-1831	Leslie Ackel et al. v. Bayer Corp., et al.	Carol Bolian
C02-1856	02-1831	Leslie Ackel et al. v. Bayer Corp., et al.	Kim Boutte
C02-1856	02-1831	Leslie Ackel et al. v. Bayer Corp., et al.	Pearl Briscoe
C02-1856	02-1831	Leslie Ackel et al. v. Bayer Corp., et al.	Jerlean Castille
C02-1856	02-1831	Leslie Ackel et al. v. Bayer Corp., et al.	Faith Chaussy
C02-1856	02-1831	Leslie Ackel et al. v. Bayer Corp., et al.	Stemmie Cooper
C02-1856	02-1831	Leslie Ackel et al. v. Bayer Corp., et al.	Laura Counts
C02-1856	02-1831	Leslie Ackel et al. v. Bayer Corp., et al.	Monica Cravinas
C02-1856	02-1831	Leslie Ackel et al. v. Bayer Corp., et al.	Joan Derbigny
C02-1860	02-0598	Joyce Ashton et al. v. Bayer Corp., et al.	Joyce Ashton

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MDL DOCKET NO.	DISTRICT CT. CAUSE NO.	CASE NAME	PLAINTIFF NAME
C02-0907	02-0483	Clarice Bickham et al. v. Parker et al.	Elanore Davis
C03-1754	02-0620	Peggy Bourgeois v. Chattem Inc. et al.	Peggy Bourgeois
C03-2151	02-0483	Joyce Bowden v. Bayer Corp., et al.	Joyce Bowden
C03-1753	02-0620	Suze Buras et al. v. GlaxoSmithKline PLC et al.	Suze Buras
C03-2158	02-0148	Dorothy Bradley v. American Home Products Corp., et al.	Dorothy Bradley
C03-2102	4:01-CV169WS	Johnnie Bryant v. Bayer Corporation	Johnnie Bryant
C03-2128	02-0483	James Carter v. Bayer Corp., et al.	James Carter
C03-2095	4:01-CV-272	Roosevelt Catchings v. Bayer Corporation	Roosevelt Catchings
C03-2094	2:01-CV-198	Pricilla Chambers v. Bayer Corporation	Pricilla Chambers
C03-1720	02-0259	Mable Claiborne v. American Home Products Corp., et al.	Mable Claiborne
C03-2092	4:02-CV-149	Dorothy Clay v. Bayer Corporation	Dorothy Clay
C03-1752	02-0620	Ivystein Cousin v. Chattem Inc., et al.	Ivystein Cousin

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MDL DOCKET NO.	DISTRICT CT. CAUSE NO.	CASE NAME	PLAINTIFF NAME
C03-1736	02-0108	Janna Craig v. American Home Products Corp., et al.	Janna Craig
C03-1730	02-0301	Clara Earl et al. v. American Home Products Corp., et al.	Clara Earl
C02-1858	02-1834	Betty Everidge et al. v. Bayer Corp., et al.	Margaret Black
C02-1858	02-1834	Betty Everidge et al. v. Bayer Corp., et al.	Yvette Fox
C02-1858	02-1834	Betty Everidge et al. v. Bayer Corp., et al.	Kathleen Jones
C02-1858	02-1834	Betty Everidge et al. v. Bayer Corp., et al.	Leonard Wilson
C03-1705	02-0170	Jhibria Felder et al. v. American Home Products Corp., et al.	Jhibria Felder
C03-20[illegible] 96	4:01-CV-272	Janell Fields v. Bayer Corporation	Janell Fields
C03-1709	02-0171	Adeline Foster et al. v. American Home Products Corp., et al.	Adeline Foster
C03-0425	02-2561	Betty Fuller et al. v. Bayer Corp., et al.	Betty Fuller o/b/o Bradley Fuller
C03-1751	02-0620	Eunice Gambino v. Wyeth et al.	Eunice Gambino
C02-01076	01-CV-440	Luther Gilbert v. American Home Products Corp., et al.	Luther Gilbert

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MDL DOCKET NO.	DISTRICT CT. CAUSE NO.	CASE NAME	PLAINTIFF NAME
C03-1750	02-0620	Daniel Gisevius v. American Home Products Corp., et al.	Daniel Gisevius
C01-01645	01-0532	Joyce Havard v. Smithkline Beecham, et al.	Joyce Havard
C03-1748	02-0620	Amon Hebert v. Wyeth et al.	Amon Hebert
C03-1702	02-0170	Lillie Mae Hernandez et al. v. American Home Products Corp., et al.	Lillie Mae Hernandez
C02-0533	C 02-00081	Eric Hunter v. American Home Products Corp., et al.	Eric Hunter
C03-1747	02-0620	Zerlee Jones v. Wyeth et al.	Zerlee Jones
C03-1715	02-0119	Judith Kellum et al. v. American Home Products Corp., et al.	Judith Kellum
C03-2145	02-0483	Lillian Keys v. Bayer Corp., et al.	Lillian Keys
C03-2144	02-0483	Adrianne Lancelin v. Bayer Corp., et al.	Adrianne Lancelin
C02-1859	02-1835	Annie Landry et al. v. Bayer Corp., et al.	Francis Laporte
C02-1859	02-1835	Annie Landry et al. v. Bayer Corp., et al.	Bobby Lonzo
C02-1859	02-1835	Annie Landry et al. v. Bayer Corp., et al.	Sandra Mailhes

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MDL DOCKET NO.	DISTRICT CT. CAUSE NO.	CASE NAME	PLAINTIFF NAME
C02-1859	02-1835	Annie Landry et al. v. Bayer Corp., et al.	Mary McGary
C02-1859	02-1835	Annie Landry et al. v. Bayer Corp., et al.	Ann Monley
C02-1859	02-1835	Annie Landry et al. v. Bayer Corp., et al.	Eddison Nicholas
C02-1859	02-1835	Annie Landry et al. v. Bayer Corp., et al.	Cassandra Richardson
C02-1859	02-1835	Annie Landry et al. v. Bayer Corp., et al.	Terry Robinson
C03-2143	02-0483	Maria Lazo v. Bayer Corp., et al.	Maria Lazo
C03-1743	02-0620	Patricia LeCompte et al v. Wyeth et al.	Patricia LeCompte
C03-2093	4:01-CV169WS	Barbara Lupo v. Bayer Corporation	Barbara Lupo
C03-2123	02-0239	Anita Maddox et al v. American Home Products Corp., et al.	Anita Maddox
C03-1740	02-0332	Ronald Marretta et al. v. Wyeth et al.	Ronald Marretta
C03-1729	02-0301	Debora Mayer et al. v. American Home Products Corp., et al.	Debora Mayer
C03-2122	02-0239	Edna McDaniel et al. v. American Home Products Corp., et al.	Edna McDaniel
C03-2134	02-0483	Stanley McWilliams v. Bayer Corp., et al.	Stanley McWilliams

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MDL DOCKET NO.	DISTRICT CT. CAUSE NO.	CASE NAME	PLAINTIFF NAME
C03-2121	02-0239	Sandra Miley et al. v. American Home Products Corp., et al.	Sandra Miley
C03-1745	02-0620	Ida Miller v. American Home Products Corp., et al.	Ida Miller
C03-2139	02-0483	Duffie Mills v. Bayer Corp., et al.	Duffie Mills
C02-1170	01-0956	Stanley Myers et al. v. Smithkline Beecham, et al.	Stanley Myers
C02-0421	2:01-CV-198	Dorothy Newell v. Bayer Corporation	Dorothy Newell
C03-2133	02-0483	Larry Parker v. Bayer Corp., et al.	Larry Parker
C03-1726 or 03-1728	02-0145	Billie Reinninger v. American Home Products.	Billie Reinninger
C03-1777	02-0555	Margaret Rhines v. Bayer Corp., et al.	Margaret Rhines
C03-2100	2:01-CV-212	Rosa Richter v. Bayer Corporation	Rosa Richter
C02-1857	02-1833	Renita Rowe et al. v. Bayer Corp.,et al.	Reginald Sanders
C02-1857	02-1833	Renita Rowe et al. v. Bayer Corp.,et al.	Carolyn Taylor
C02-1857	02-1833	Renita Rowe et al. v. Bayer Corp.,et al.	Sheri Thompson

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MDL DOCKET NO.	DISTRICT CT. CAUSE NO.	CASE NAME	PLAINTIFF NAME
C02-1857	02-1833	Renita Rowe et al. v. Bayer Corp.,et al.	Whitney Tripps
C02-1857	02-1833	Renita Rowe et al. v. Bayer Corp.,et al.	Harold Winters
C03-2131	02-0483	Sidney Scott v. Bayer Corp., et al.	Sidney Scott
C02-0423	4:01-CV169WS	Amanda Skeen v. Bayer Corporation	Amanda Skeen
C02-0176	01-CV-440	Doris Spurlock v. American Home Prodcuts Corp., et al.	Doris Spurlock
C03-1713	02-0119	Catherine Stechman et al. v. American Home Procducts Corp., et al.	Catherine Stechman
C03-1739	02-0332	Louis Stevens et al. v. Vitafree.com, Inc.	Louis Stevens
C03-0939	2:02-CV-260	Betty L. Stribling v. Bayer Corporation	Betty L. Stribling
C03-2101	4:01-CV169WS	Laura Tanner v. Bayer Corporation	Laura Tanner
C02-0032	01-2280	Bennie Toombs v. Bayer Corp., et al.	Bennie Toombs
C02-2531	2:02-CV-132	Robert Towner v. Bayer Corporation	Robert Towner
C03-2130	02-0483	Carolyn Underwood v. Bayer Corp., et al	Carolyn Underwood
C03-1490	02-01750	Joyce Vaughn v. Bayer Corp., et al.	Joyce Vaughn

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MDL DOCKET NO.	DISTRICT CT. CAUSE NO.	CASE NAME	PLAINTIFF NAME
C03-2059	4:02-CV-267	Phalandew Williams v. Bayer Corporation	Phalandew Williams
C02-0534	C 02-00096	Tina Williams v. Bayer Corp. et al.	Tina Williams
C03-1737	02-0108	Charlotte Young v. American Home Products Corp., et al.	Charlotte Young