

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

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

MDL NO. 1203

THIS DOCUMENT RELATES TO: SHEILA BROWN, ET
AL. V. AMERICAN HOME PRODUCTS CORPORATION

CIVIL ACTION
No. 99-20593

**Court Approved Procedure No. 12
(RE-AUDIT OF CERTAIN CLAIMS FOR MATRIX COMPENSATION BENEFITS)**

AND NOW, in accordance with the Nationwide Class Action Settlement Agreement and the agreement of the AHP Settlement Trust, Class Counsel and Wyeth, it is hereby ORDERED as follows:


1. ***Incorporation of Settlement Agreement Definitions.*** The capitalized terms used in this Procedure shall have the same meaning as those terms have in the Settlement Agreement, as amended. Additional capitalized terms defined in this Procedure shall have the meanings given to them in this Procedure.

2. ***Re-Audit of Certain Claims in the Audit Process.*** Within ten days after the Effective Date of this Procedure, the Trust shall: (a) supply to each Class Member identified on Exhibit A to this Procedure and their counsel, if any, hard copies of the materials created and submitted to the Trust by the Auditing Cardiologist under Rule 7 of the Rules for the Audit of Matrix Compensation Claims (approved in Pretrial Order No. 2807) in connection with any Audit of the Claim, including those created and submitted to the Trust prior to the date on which John Dent, M.D., on behalf of the Trust, contacted the Auditing Cardiologist in connection with the Audit of the Claim; and (b) notify the Class Member that the Trust shall re-Audit the Claim, unless the Class Member, within 30 days after the date of the notice from the Trust, notifies the Trust that the Class Member objects to having the Claim re-Audited. The Trust shall cause each of the Claims of those Class Members who do not timely object to the re-Audit of their Claims to be re-Audited by an independent Auditing Cardiologist other than the Auditing Cardiologist who conducted the original review of the Claim, and the Claim shall be processed, determined and paid or not paid based on the outcome of the re-Audit of the Claim. The Trust shall process the

Claim of each Class Member who timely objects to the re-Audit of the Claim on the basis of the final conclusion of the Auditing Cardiologist on the Claim, and without conducting a re-Audit of the Claim.

3. ***Effective Date and Duration of this Procedure.*** This Procedure shall become effective on the date of entry by the Court and shall remain in effect until further order of the Court.

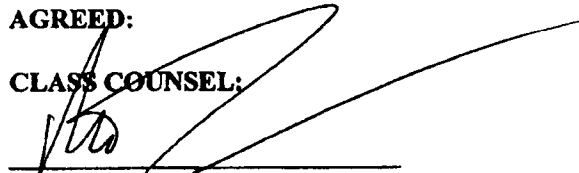
BY THE COURT:



HARVEY BARTLE, III, U.S.D.J.
March 31, 2006

AGREED:

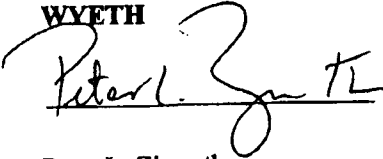
CLASS COUNSEL:



Michael D. Fishbein, Esquire
Levin, Fishbein, Sedran & Berman
510 Walnut Street, Suite 500
Philadelphia, PA 19106

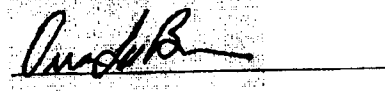
Date: December 7, 2005

WYETH



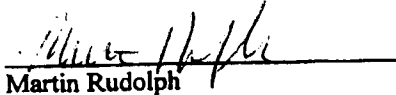
Peter L. Zimroth
ARNOLD & PORTER
399 Park Avenue
New York, NY 10022

Date: December 7, 2005



Orran L. Brown
BrownGreer PLC
115 S. 15th Street, Suite 400
Richmond, Virginia 23219

AHP SETTLEMENT TRUST



Martin Rudolph
Trustee/Claims Administrator
AHP Settlement Trust
1818 Market Street
Philadelphia, PA 19103

Date: December 7, 2005

**Exhibit A to
Matrix Re-Audit CAP**

MATRIX CLAIMS TO BE RE-AUDITED	
	DDR Number
1.	869719
2.	8011668
3.	8034293
4.	8150698
5.	452029
6.	2454114
7.	3018975
8.	3109568
9.	3186350
10.	3426905
11.	8000764
12.	8019787
13.	8173803