

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

FILED MAR - 4 2004

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SHEILA BROWN, et al.

v.

AMERICAN HOME PRODUCTS  
CORPORATION, et al.

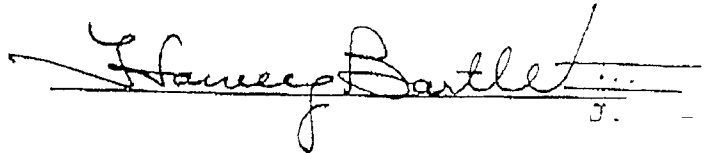
CLAIMANT: ELLIOTT PALAY

CIVIL ACTION NO. 99-20593

PRETRIAL ORDER NO. 3336

AND NOW, this 4<sup>th</sup> day of March, 2004, it is hereby ORDERED that the Award of the Arbitrator Mark A. Sargent is AFFIRMED and that claimant Elliott Palay is entitled to Matrix B, Level IV benefits and not to Matrix A benefits. After a review of the record, we conclude that the findings of the AHP Settlement Trust and the arbitrator were not clearly erroneous and that there was no error of law.

BY THE COURT:

  
\_\_\_\_\_  
J.

ENTERED

MAR - 4 2004

CLERK OF COURT