

**UNITED STATES JUDICIAL PANEL
on
MULTIDISTRICT LITIGATION**

IN RE: PREMPRO PRODUCTS LIABILITY LITIGATION

Anne Fisher v. Wyeth, et al.,)
E.D. Arkansas, C.A. No. 4:07-00109) MDL No. 1507
(W.D. Arkansas, C.A. No. 2:07-02001))

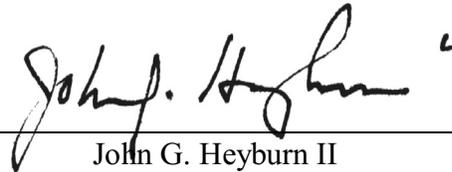
ORDER VACATING CONDITIONAL REMAND ORDER

Before the Panel: Pursuant to Panel Rule 10.2, defendant Wyeth and Pfizer entities¹ have moved to vacate our order, entered at the suggestion of the transferee judge, conditionally remanding this action (*Fisher*) to the Western District of Arkansas. The *Fisher* plaintiff did not submit a response to the motion.

After considering all argument of counsel, we will grant the motion to vacate. The record indicates that (1) an agreement to settle *Fisher* is in place; (2) the settlement will fully resolve the action as to all claims therein; and (3) once the settlement is final, no further action will be required of the transferee court other than entry of dismissal. Given these unusual circumstances, we conclude that vacatur is warranted.

IT IS THEREFORE ORDERED that the Panel's conditional remand order filed on May 8, 2012 (doc. no. 1273) is vacated insofar as it relates to this action.

PANEL ON MULTIDISTRICT LITIGATION



John G. Heyburn II
Chairman

Kathryn H. Vratil
Barbara S. Jones
Marjorie O. Rendell

W. Royal Furgeson, Jr.
Paul J. Barbadoro
Charles R. Breyer

¹ Wyeth, Wyeth Pharmaceuticals Inc, Pharmacia & Upjohn Company LLC, and Pfizer Inc.