

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

IN RE: VITAMINS ANTITRUST  
LITIGATION

) MDL No. 1285  
) Misc. No. 99-0197 (TFH)  
)

THIS DOCUMENT RELATES TO:  
Archer Daniels Midland Co. v.  
F. Hoffmann-La Roche, Ltd., et al.  
No. 00-1236 (TFH)

FILED

APR 19 2002

NANCY MAYER WHITTINGTON, CLERK  
U.S. DISTRICT COURT

ORDER DISMISSING DEFENDANTS  
MERCK KgaA, E. MERCK, AND  
EM INDUSTRIES, INC. WITH PREJUDICE

This matter being presented to the Court in connection with Archer Daniel Midland Company's ("ADM") Motion to Dismiss Defendants Merck KgaA, E. Merck, and EM Industries, Inc. with Prejudice, which is unopposed, it is hereby:

ORDERED that the First Amended Complaint in this action is dismissed with prejudice solely against defendants Merck KgaA, E. Merck, and EM Industries, Inc. This Order is without prejudice to ADM's rights or claims against any other defendant in this litigation.

*4/17*  
March 17, 2002

*Thomas F. Hogan*  
Thomas F. Hogan  
United States District Judge