

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

FILED

APR 30 2002

NANCY MAYER WHITTINGTON, CLERK
U.S. DISTRICT COURT

In re: Vitamin Antitrust Litigation)

This Document Relates to:)

Domain, Inc. v. BASF Corporation, *et al.*,)
_____)

Misc. No. 99-197 (TFH)

MDL No. 1285

STIPULATION CONCERNING MOTION TO COMPEL DOMAIN, INC.

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned, that as the parties have reached a preliminary agreement regarding all of the issues raised by Certain Defendants' Joint Rule 37 Motion to Compel Discovery Response from Plaintiff Domain, Inc. (the "Motion"), and pending Domain's submission of certain discovery responses on or before April 26, 2002, and the production of outstanding documents on or before May 3, 2002, the Motion will be withdrawn or briefed as follows:

- 1) Upon receipt of satisfactory discovery materials from Domain, as agreed to by the parties, Defendants will file a notice of withdrawal of their Motion on or before May 8, 2002;
- 2) If Domain's responses and/or production do not conform with the parties' agreement, Domain shall file its response to the Motion on or before May 8, 2002, and Defendants shall file their reply on or before May 13, 2002.

2002

Dated: April 26, 2002

Respectfully submitted,

James P. McCarthy / AAN

James P. McCarthy
LINDQUIST & VENNUM
4200 IDS Center
80 South Eighth Street
Minneapolis, MN 55402-2205
(612) 371-3211
(612) 371-3207 – Facsimile

Counsel for Domain, Inc.

Britt M. Miller / AAN By PERMISSION

Tyrone C. Fahner
Andrew S. Marovitz
Britt M. Miller
MAYER, BROWN, ROWE & MAW
190 South La Salle Street
Chicago, Illinois 60603
(312) 782-0600
(312) 701-7711 – Facsimile

*Counsel for BASF Corporation and, for
purposes of this stipulation, on behalf of
the Moving Defendants.*

SO ORDERED:

Thomas F. Hogan
THOMAS F. HOGAN
UNITED STATES DISTRICT JUDGE

DATE: April 30, 2002