

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

In re: Vitamins Antitrust Litigation

This Document Relates To:

Kellogg Company v. BASF AG, et al.
(No. 99-1996 (TFH))

Misc. No. 99-197 (TFH)
MDL No. 1285

FILED

JUL 26 2002

**NANCY MAYER WHITTINGTON, CLERK
U.S. DISTRICT COURT**

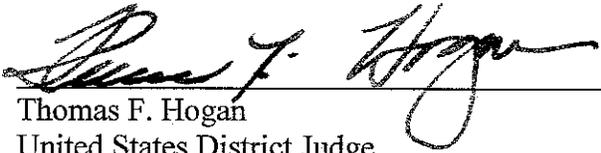
**[PROPOSED] ORDER DISMISSING DEFENDANTS DAIICHI PHARMACEUTICALS
CO. LTD, DAIICHI FINE CHEMICALS, INC. AND DAIICHI PHARMACEUTICALS
CORP. WITH PREJUDICE**

This matter being presented to the Court in connection with the unopposed motion of Plaintiff Kellogg Company to Dismiss Defendants Daiichi Pharmaceuticals Co. Ltd., Daiichi Fine Chemicals, Inc. and Daiichi Pharmaceuticals Corp. with prejudice,

IT IS HEREBY ORDERED that the Third Amended Complaint in this action is dismissed with prejudice solely against Defendants Daiichi Pharmaceuticals Co. Ltd., Daiichi Fine Chemicals, Inc. and Daiichi Pharmaceuticals Corp. This Order is without prejudice to Plaintiff Kellogg Company's claims against any other Defendant or alleged co-conspirator in the above-captioned case.

IT IS SO ORDERED.

Dated: July 26, 2002


Thomas F. Hogan
United States District Judge