

**UNITED STATES OF AMERICA
FEDERAL TRADE COMMISSION**

In the Matter of

SCHERING-PLOUGH CORPORATION,
a corporation,

UPSHER-SMITH LABORATORIES, INC.,
a corporation,

and

AMERICAN HOME PRODUCTS
CORPORATION,
a corporation.

Docket No. 9297

STIPULATION

1. On September 27, 2001, American Home Products Corporation ("AHP") filed a Motion for Protective Order and to Compel Return of Privileged and Work Product Materials. On October 12, 2001, the Secretary of the Commission entered an order withdrawing AHP from this adjudication. AHP intends to continue as a third party to seek the relief sought in its Motion for Protective Order. Accordingly, Complaint Counsel and AHP stipulate to the following:
 - Complaint Counsel's time to file an answer to the Motion Of American Home Products Corporation For Protective Order And To Compel Return Of Privileged And Work Product Materials is extended to October 19, 2001; and
 - AHP is permitted to file a reply to Complaint Counsel's Answer to the Motion Of American Home Products Corporation For Protective Order And To Compel Return Of Privileged And Work Product Materials on or before October 29, 2001.

2. On June 15, 2001, AHP filed a Motion to Compel Complaint Counsel to Confine Their Theories to the Allegations in the Complaint. The Court has not yet ruled on that Motion. In light of the order withdrawing AHP from this adjudication, this Motion is withdrawn without prejudice.

Dated: October 12, 2001

By: _____

Karen G. Bokat, Esq.
Federal Trade Commission
601 Pennsylvania Avenue
Room 3112
Washington, D.C. 20580

Complaint Counsel

By: _____

Cathy Hoffman, Esq.
Arnold & Porter
555 Twelfth Street, N.W.
Washington, D.C. 20004-1206

Counsel for American Home Products

SO ORDERED:

D. Michael Chappell
Administrative Law Judge