

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

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IN RE DIET DRUGS)	
(PHENTERMINE/FENFLURAMINE/)	MDL No. 1203
DEXFENFLURAMINE) PRODUCTS)	
LIABILITY LITIGATION)	
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SHEILA BROWN, et al. v. AMERICAN)	CIVIL ACTION No. 99-20593
HOME PRODUCTS CORPORATION)	
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**REPORT OF THE AHP SETTLEMENT TRUST
OF JULY 21, 2003, PURSUANT TO PRETRIAL ORDER NO. 2881**

The AHP Settlement Trust (the "Trust") hereby reports pursuant to paragraph 4 of Pretrial Order No. 2881 on matters related to its review, processing and payment of claims. This report includes information and is in the format developed after consultation with the Special Master. The attached tables summarize activities of the Trust in June, 2003. This report will also describe how the attached tables are to be read. This is one of a series of monthly reports filed pursuant to Pretrial Order No. 2663 or Pretrial Order No. 2881; reports about earlier months are on file with the Court and may be seen at the Trust's website, www.settlementdietdrugs.com, under "REPORTS."

As the first of the attached tables shows, the Trust sent 25,757 letters in June 2003, to acknowledge receipt of BLUE Forms from people who had not previously filed BLUE Forms. At the end of June, there was one BLUE Form filer who had not been sent an acknowledgment letter. This filer's BLUE Form had been filed within the previous thirty days.

The Trust has been meeting its obligation to send acknowledgment letters to claimants within thirty days, as is required by Section VI.C.3.a of the Settlement Agreement. However, the ability of the Trust to do so in the near future is in doubt because of the large volume of mail

received in connection with the Date 2 deadline of May 3, 2003. This large volume has placed the Trust behind in its opening and processing of new claims, and it is doubtful that the Trust will respond to all recent mail in thirty days.

The second table on the attached report shows that during the month of June, 2003, the Trust processed Fund A claims of 46,314 claimants. The Trust processed the Fund A claims of 1,686 fewer claimants than the goal of 48,000 claimants that was the subject of testimony at the hearing that preceded entry of Pretrial Order No. 2663.

The third of the attached tables describes the nature of the applications that were to be processed at the beginning of June, 2003, by quantifying how many applications were to be the subject of initial review or processing and how many were to be the subject of review or processing of information submitted after the Trust stated that the applications were incomplete. Applications are also categorized in columns according to the nature of the benefits sought. The bottom section of this table shows how many claimants received deficiency letters and how many received denial letters with respect to each benefit claimed. It also shows how many claimants had their claims approved (in the case of Fund A claims, by benefit) and how many were approved to go to the next step - - in the case of Fund B claims, a medical audit.

An individual claimant may qualify for more than a single Fund A benefit with the Trust. For example, the Trust could be approving a Drug Refund while sending the claimant at the same time a deficiency letter seeking more information regarding his or her Echo Screening and Cash or Medical Service benefits. "Processing" for purposes of tallying Fund A activity means that the Trust has reviewed the information the claimant has submitted and either approved the payment of a particular benefit, has determined that the claim is deficient in some manner, in which case a letter to the claimant describing the deficiency has been prepared and distributed, or

has informed the claimant of the Trust's determination that the claimant is not eligible for a particular benefit.

The Trust processed the Matrix claims of 5,278 Fund B claimants--1,122 fewer than the goal of 6,400 claimants that was the subject of testimony at the hearing that preceded entry of Pretrial Order No. 2663. The Trust determined to reassign some Fund B review personnel to activities associated with the audit and post-audit review programs in light of the recent growth of the audit queue at a rate that is faster than the completion of audits. The Trust is retaining and training staff to replace Fund B review personnel who were reassigned. The Trust's tally of Fund B claims processed includes those that were brought to the point where they were referred to the Audit program established pursuant to Pretrial Order No. 2662, were the subject of deficiency or denial letters that were sent, or were the subject of payment after eligibility determinations were made.

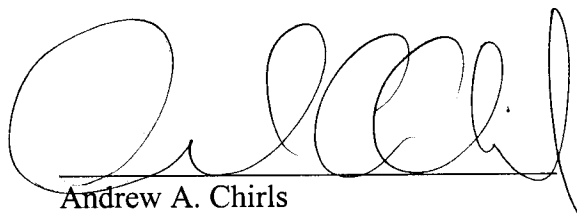
For Fund B (i.e., Matrix, or GREEN Form) claims, in June 2003, the Trust processed 1,533 claims to the point of a deficiency letter. The Trust sent to each of 746 claimants a letter stating that their Fund B submissions are denied because they were inadequately filled out to process further or because they failed to assert Matrix Level claims. Additionally, the Trust reviewed and approved 2,929 claims for inclusion in the Trust's matrix audit review program, and made payment on 70 claims. The tables do not reflect activity in connection with audits arising after the issuance of initial Post-Audit Determination Letters; in June, 2003, the Trust supplemented 55 initial determinations with revised determinations following review of Physician Verifications and Attestations, resulting in awards on the A Matrices with respect to claims that were earlier determined to be payable at least on the B Matrices.

Additional activity by the Trust during June 2003 included:

- Payment of \$5.1million to physicians who performed and reported on 6,206 echocardiograms in the Screening Program.
- Mailing of 20,444 second or third deficiency letters; these are follow up letters to claimants who had not answered previously sent deficiency letters.
- Mailing of 8,216 letters notifying claimants of results of their Screening Echocardiograms.
- Mailing of 4,700 Echo Screening Program follow-up letters reminding eligible claimants of how they may participate in the Screening Program.

From the inception of the Settlement Agreement through June 30, 2003, the Trust has:

- Paid more than \$1.01 billion on account of 2,580 Matrix claims and their associated derivative claimants; these payments are the aggregate of direct payments to class members, subrogation payments, attorneys' fees and costs and derivative claims.
- Sent 167,952 letters notifying claimants of results of their Screening Echocardiograms.
- Paid \$119.8 million to 20,357 claimants who have been determined to have FDA Positive valvular conditions pursuant to the Cash or Additional Medical Services program.
- Paid \$139.3 million to physicians who performed and reported on 170,933 echocardiograms in the Screening Program.
- Paid 234,179 drug reimbursement claims totaling \$58.8 million.
- Approved and referred 398,181 claimants to the Trust's Echocardiogram Screening Program.
- Approved and referred 19,683 claims for the medical audit program to be performed pursuant to Pretrial Order No. 2662.



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Dated: July 21, 2003

**AHP Settlement Trust
Monthly Processing Report: June 2003**

Acknowledgement Letter Activity:	
DDR's Not Yet Sent an Acknowledgement Letter (as of 6/1/03)	737
Acknowledgement Letters Sent in June 2003	25,757
DDR's Not Sent an Acknowledgement Letter Within 30 Days of Receipt of Claim	0
DDR's Not Yet Sent an Acknowledgement Letter (as of 6/30/03)	1

	Fund A					Total Fund A
	Drug Refund	Echo Screening	Cash/Medical Services	Echo Reimbursements (White Forms)		
Activity By Claimant						
Total Claimants to be Processed as of June 1, 2003:						317,863
Total Claimants Processed in June 2003:						46,314
Processing Goal:						48,000
Variance Above/(Below) Goal:						(1,686)
Prior Month Variance:						(74)
Average Forms Processed Per Month (Feb. 2003 through June 2003)						44,892

Fund B	
Matrix	38,871
	5,278
	6,400
	(1,122)
	(145)
	5,333

	Fund A					Total Fund A
	Drug Refund	Echo Screening	Cash/Medical Services	Echo Reimbursements (White Forms)		
Activity By Benefit						
Benefit Applications To Be Processed as of June 1, 2003:						
Initial Reviews	21,539	0	3,190	12,514		37,243
Additional Information Reviews	107,474	14,453	139,743	8,729		270,399
Total Benefit Applications To Be Processed:	129,013	14,453	142,933	21,243		307,642
Processed:						
Deficiency Letters	12,523	11,938	23,485	1,152		49,098
Denial Letters						0
Claims Approved (Fund A)/Approved for Matrix Audit (Fund B)	4,361	84	214	0		4,659
Claims Paid (or Sent to Echo Screening Program)	15,159	13,969	1,166	0		30,294
Total Benefit Applications Processed:	32,043	25,991	24,865	1,152		84,051

Fund B	
Matrix	11,706
	27,165
	38,871
	1,533
	746
	2,929
	70
	5,278

Fund B Audit Activity	
Approved for Matrix Audit	2,929
Sent to Matrix Audit	105
Audit Completed and Sent Back to Trust	120
Deficient	0
Approved for Payment	0

	70
	\$ 22,252,797

Paid:	
Number of Payments (or Referrals to Screening)	15,159
Total Amount of Payments	\$ 3,768,787
	13,969
	\$ 1,166
	\$ 6,753,000
	0
	\$ 10,521,787

Note: There are multiple benefits per claim. When a claim is processed, all benefits are processed at the same time.

CERTIFICATE OF SERVICE

Andrew A. Chirls hereby certifies that on the 21st day of July, 2003, he caused a true and correct copy of the foregoing Report of the AHP Settlement Trust Pursuant to Pretrial Order No. 2881 to be served by first class postage prepaid, upon the following counsel:

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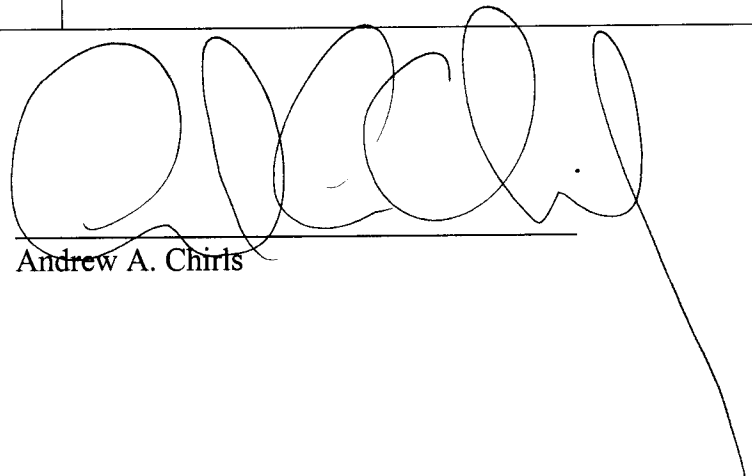
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