UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF ARKANSAS RICHARD SHEPPARD ARNOLD UNITED STATES COURTHOUSE 500 W. CAPITOL, ROOM D444 LITTLE ROCK, ARKANSAS 72201-3325 (501) 604-5140 Facsimile (501) 604-5149

February 10, 2010

Ms. Ann Elizabeth Georgehead Mr. D. Christopher Robinson Ms. Susan Wettle Frost, Brown, Todd, LLC - Louisville Providian Center 400 West Market Street Suite 3200 Louisville, KY 40202-3363

Ms. Heidi A. Barcus Mr. Jason H. Long London & Amburn 607 Market Street Suite 900 Knoxville, TN 37902

Mr. John T. Aubrey Attorney at Law 202 Main Street Manchester, KY 40962-0670

Re: Hibberd v. Wyeth, et al., 4:09-CV-00901-WRW

Dear Counsel:

I have received Plaintiff's Motion to Remand, which was filed on January 22, 2010.

I assume that since you have not filed a response,¹ you agree with Plaintiff's position. If you choose not to respond by 5:00 p.m. on Wednesday, February 17, 2010, I will grant the motion.

Cordially,

/s/ Wm. R.Wilson,Jr.

Original to the Clerk of the Court cc: Other Counsel of Record

¹The response was due on Monday, February 8, 2010.