

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW JERSEY**

IN RE PET FOODS PRODUCTS  
LIABILITY LITIGATION

MDL DOCKET NO. 1850  
Case No. 07-2867 (NLH)  
Judge Joel L. Hillman

[PROPOSED] ORDER GRANTING  
CHEMNUTRA, INC.'S MOTION  
TO DESTROY RETAINED WHEAT  
GLUTEN

AND NOW, this \_\_\_\_\_ day of October, 2008, upon the Court's consideration of ChemNutra, Inc.'s Motion to Destroy Retained Wheat Gluten pursuant to Fed. R. Civ. P. 26(b)(2)(C)(iii) and 26(c)(1), and the Court having considered the submissions of the parties; and good cause having been shown;

IT IS HEREBY **ORDERED** that ChemNutra, Inc.'s motion is **GRANTED** in its entirety:

ChemNutra, Inc. may destroy its retained Wheat Gluten in accordance with and under the supervision of the FDA.

SO ORDERED:

Dated: October \_\_\_\_\_, 2008

\_\_\_\_\_  
UNITED STATES DISTRICT JUDGE  
HONORABLE JUDGE NOEL LAWRENCE  
HILLMAN