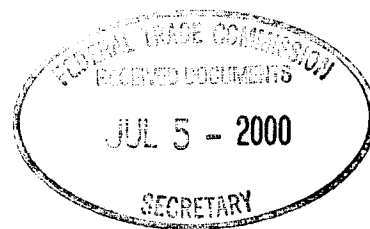


UNITED STATES OF AMERICA
FEDERAL TRADE COMMISSION



In the Matter of)
)
HOECHST MARION ROUSSEL, INC.,)
a corporation,)
)
CARDERM CAPITAL L.P.,)
a limited partnership,)
)
and)
)
ANDRX CORPORATION,)
a corporation.)
_____)


Docket No. 9293

**ORDER GRANTING MOTION OF PROSKAUER ROSE LLP
TO QUASH SUBPOENA SERVED BY ANDRX CORPORATION**

On June 12, 2000, Proskauer Rose LLP ("Proskauer") filed a motion to quash the subpoena served on it by Andrx Corporation ("Andrx") on the grounds that Andrx has been unwilling to consent to an order assuring Proskauer, or its client Biovail Corporation International, that the documents at issue, all of which have already been obtained by Andrx in multi-district litigation pending in the Eastern District of Michigan (the "MDL"), will receive the same level of confidential treatment as is required under the protective order in the MDL.

Respondent Andrx has not filed an opposition or otherwise notified the Court that the underlying dispute has been resolved. Pursuant to Commission Rule 3.22(c), Andrx shall be deemed to have consented to the granting of the relief requested in the motion. Accordingly, the motion is GRANTED.

ORDERED:



D. Michael Chappell
Administrative Law Judge

Date: July 5, 2000