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18 Attorneys for: Plaintiffs

19 UNITED STATES DISTRICT COURT

20 EASTERN DISTRICT OF CALIFORNIA / FRESNO DIVISION

21 ABARCA, RAUL VALENCIA, et al.) Case No. 1:07-CV-0388 OWW DLB

22 Plaintiffs,) **DISMISSAL OF ROBERTO RAMIREZ**
23 v.) **WITH PREJUDICE FROM ALL CLAIMS**
24) **IN THE FIFTH AMENDED COMPLAINT**
25 MERCK & CO., INC., et al.,) **AS TO ALL DEFENDANTS**

26 Defendants.)

27 DISMISSAL OF ROBERTO RAMIREZ

1 Plaintiffs hereby dismiss Roberto Ramirez with prejudice from all claims in the Fifth
2 Amended Complaint as to all defendants.

3 Dated: February 5, 2009

MARDEROSIAN, RUNYON, CERCONE
LEHMAN & ARMO

8 Dated: February 5, 2009

5 By: /s/ Michael G. Marderosian, Esq.
6 MICHAEL G. MARDEROSIAN,
7 Attorney for Plaintiffs above named

SHERNOFF, BIDART, DARRAS & ECHEVERRIA

13 Dated: February 5, 2009

10 By: /s/ Michael J. Bidart, Esq.
11 MICHAEL J. BIDART,
12 Attorneys for Plaintiffs above named

GIRARDI & KEESE

17 Dated: February 5, 2009

15 By: /s/ Thomas V. Girardi, Esq.
16 THOMAS V. GIRARDI
17 Attorneys for Plaintiffs above named

LAW OFFICE OF JACK SILVER

20 Dated: February 5, 2009
21 By: /s/ Jack Silver, Esq.
22 JACK SILVER,
23 Attorneys for Plaintiffs above named

ORDER

23 Roberto Ramirez is hereby dismissed with prejudice from all claims in the Fifth Amended
24 Complaint as to all defendants.

25 IT IS SO ORDERED.

26 Dated: February 5, 2009

/s/ Oliver W. Wanger
27 UNITED STATES DISTRICT JUDGE