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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,)

23 v.)

24 MERCK & CO., INC., et al.,)

25 Defendants.)

26 **DISMISSAL OF VICTOR J. AZEVEDO
AND VICTOR JOSEPH AZEVEDO WITH
PREJUDICE FROM ALL CLAIMS IN
THE FIFTH AMENDED COMPLAINT AS
TO ALL DEFENDANTS AND ORDER**

1 Plaintiffs hereby dismiss VICTOR J. AZEVEDO and VICTOR JOSEPH AZEVEDO with
2 prejudice from all claims in the Fifth Amended Complaint as to all defendants.

3 Dated: February 6, 2009

MARDEROSIAN, RUNYON, CERCONE
LEHMAN & ARMO

8 Dated: February 6, 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 6, 2009

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

GIRARDI & KEESE

17 Dated: February 6, 2009

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

LAW OFFICE OF JACK SILVER

23 IT IS SO ORDERED.

24 Dated: February 6, 2009

20 By: /s/ Jack Silver, Esq.
21 JACK SILVER,
22 Attorneys for Plaintiffs above named

ORDER

24 /s/ Oliver W. Wanger
25 UNITED STATES DISTRICT JUDGE