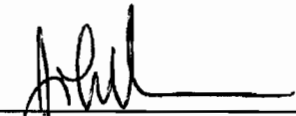


UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA


IN RE: BEXTRA AND CELEBREX)	3:05CV04591
MARKETING SALES PRACTICES AND)	
PRODUCT LIABILITY LITIGATION)	MDL NO. 1699
)	District Judge: Charles R. Breyer
)	
HORACE HEBERT, ET UX)	STIPULATION AND ORDER OF
Plaintiffs)	DISMISSAL WITH PREJUDICE
)	
vs.)	
)	
PFIZER, INC., ET AL.)	
Defendants)	

Comes now the Plaintiffs, HORACE HEBERT and BILLIE HEBERT, and Defendants, by and through the undersigned attorneys, pursuant to Federal Rule of Civil Procedure, Rule 41(a), and hereby stipulate to the dismissal of this action with prejudice with each side bearing its own attorneys' fees and costs.

DATED: August 20, 2009, 2009

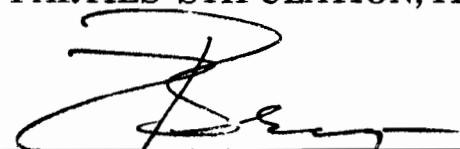
By: 
Attorneys for Plaintiffs,
Horace Hebert and
Billie Hebert

DATED: December 15, 2009

By: 
DLA PIPER LLP (US)
1251 Avenue of the Americas
New York, NY 10020
Telephone: (212) 335-4500
Facsimile: (212) 335-4501
Defendants' Liaison Counsel

PURSUANT TO THE TERMS SET FORTH IN THE PARTIES' STIPULATION, IT IS SO ORDERED.

Dated: JAN - 4 2010


Hon. Charles R. Breyer
United States District Court