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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

IN RE: BEXTRA AND CELEBREX
MARKETING SALES PRACTICES AND
PRODUCT LIABILITY LITIGATION

CASE NO. 05-CV-01699 CRB
MDL No. 1699

This Document Relates To:

- Allen, Shirley 06-2646 CRB
- Bass, Sr., Will 06-0087 CRB
- Belcher, Pearly 06-2081 CRB
- Benham, Jean M 06-1689 CRB
- Boatwright, James M. 06-2443 CRB
- Bush, Louise 06-2431 CRB
- Clawson, Timothy, et al. 06-4046 CRB
- Click, Paul 05-4779 CRB
- Counts, Junior 06-2081 CRB
- Croft, Richard 06-1901 CRB
- Duke, Robert C., et al. 07-0056 CRB
- Goins, Kay F. 08-1858 CRB
- Halley, Jonathan 05-4781 CRB
- Hare, Clarice 05-4735 CRB
- Haynes, Patrick 06-2443 CRB
- Hicks, Mary, et al. 06-6081 CRB
- Lopez, Juana 06-2101 CRB
- Mackey, Anita P. 06-7628 CRB
- Nolan, Lecia 06-2434 CRB
- Olmsted, Clara 08-1858 CRB
- Perkins, Merlvin 05-4781 CRB
- Ralph, Heathere 06-2436 CRB
- Simbulan, Bobby Jo 06-2101 CRB
- Sousan, John 06-0087 CRB
- Taylor, Martha 06-0087 CRB
- White, James et al. 06-2864 CRB

**~~PROPOSED~~ SUPPLEMENTAL ORDER
REGARDING PLAINTIFF'S MOTION TO
WITHDRAW**

1 On August 3, 2009, this Court issued an Order granting Plaintiffs' Counsel's motion to
2 withdraw, filed on July 30, 2009, Docket No. 3096. See Docket No. 3106 ("the Withdrawal
3 Order"). All of the plaintiffs subject to the Withdrawal Order are subject to Pretrial Order No. 31,
4 Docket No. 2571 ("PTO 31") as a function of either Pretrial Order No. 31A, Docket No. 3023 or
5 Pretrial Order No. 31B, Docket No. 3094 (collectively, "the PTO 31 Orders"). Moreover, sixteen
6 of the plaintiffs subject to the Withdrawal Order are subject to the PTO 31 Compliance Motion
7 No. 3 Pfizer filed on July 31, 2009, Docket No. 3100.

8 Because Plaintiffs' Counsel's motion to withdraw was not accompanied by a simultaneous
9 appearance of substitute counsel or agreement of the party to appear *pro se*, and to minimize any
10 delay Plaintiffs' Counsel's withdrawal might cause on the conduct of the litigation, the Court
11 hereby issues this Supplemental Order pursuant to Northern District Civil Local Rule 11-5(b),
12 making Plaintiffs' Counsel's withdrawal conditional on the following:

13 1. If Plaintiffs' Counsel has not already done so, Plaintiffs' Counsel must provide
14 notice to all plaintiffs subject to the Withdrawal Order that they are subject to the PTO 31 Orders
15 and inform them that failure to comply with PTO 31 will result in their cases being dismissed
16 with prejudice.

17 2. Pfizer may serve the plaintiffs subject to the Withdrawal Order with any pleadings
18 in this litigation, including any PTO 31 compliance motions or motions to dismiss, by
19 electronically filing its motion papers via ECF.

20 3. Plaintiffs' Counsel shall forward any such pleadings to plaintiffs subject to the
21 Withdrawal Motion until the appearance of substitute counsel or a notice that the plaintiff wishes
22 to appear *pro se*.

23 **IT IS SO ORDERED.**

24 Dated: August 18, 2009

