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UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

IN RE: BEXTRA and CELEBREX
MARKETING, SALES PRACTICES
and PRODUCTS LIABILITY
LITIGATION

MDL NO. 05-1699
JUDGE CHARLES R. BREYER

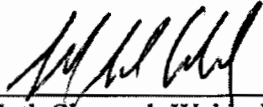
THIS DOCUMENT RELATES TO:
McCormick v. Merck & Co. Inc. et al
No. 3:05-cv-04967-CRB (previously Case
No. 3:05-cv-00615, USDC SDIL)

STIPULATION AND ORDER OF
DISMISSAL WITH PREJUDICE ONLY
AS TO PLAINTIFF NANCY MCCORMICK

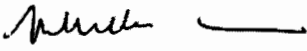
STIPULATION OF DISMISSAL WITH PREJUDICE

Pursuant to Federal Rule of Civil Procedure 41(a)(1)(ii), the undersigned counsel hereby stipulate that all claims of Plaintiff Nancy McCormick, against all named defendants be dismissed in their entirety with prejudice, each party to bear its own costs.

Dated: 8-14-9


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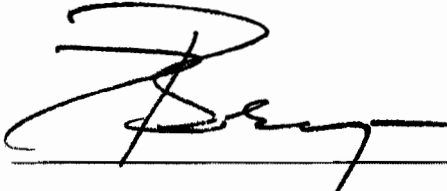
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2 Dated: January 11, 2010



ATTORNEY FOR DEFENDANTS

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

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14 Dated: FEB - 8 2010



Hon. Charles R. Breyer,
United States District Court