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10 Attorneys for Plaintiffs, Jimmy Elder and Sharon Kay Elder

11 UNITED STATES DISTRICT COURT
12 NORTHERN DISTRICT OF CALIFORNIA

13)	CASE NO. C05-5440 (CRB)
14	IN RE: BEXTRA AND CELEBREX)	
15	MARKETING SALES PRACTICES AND)	MDL NO. 1699
16	PRODUCT LIABILITY LITIGATION)	District Judge: Charles R. Breyer
17	<hr/>		
18	JIMMY ELDER AND SHARON KAY)	
19	ELDER,)	STIPULATION AND ORDER OF
20)	DISMISSAL WITH PREJUDICE
21	Plaintiffs,)	
22	vs.)	
23)	
24	G.D. SEARLE & CO., PHARMACIA)	
25	CORPORATION; MONSANTO)	
26	COMPANY, a Delaware corporation;)	
27	PFIZER, INC., a Delaware corporation;)	
28	PFIZER GLOBAL RESEARCH &)	
	DEVELOPMENT,)	
)	
	Defendants.)	

26
27 Come now the Plaintiffs, **JIMMY ELDER and SHARON KAY ELDER** and
28 Defendants, by and through the undersigned attorneys, pursuant to Federal Rule of Civil

1 Procedure, Rule 41(a), and hereby stipulate to the dismissal of this action **with prejudice** with
2 each side bearing its own attorneys' fees and costs.
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5 DATED: September 1, 2009

ROBINSON, CALCAGNIE & ROBINSON

6 By: Mark P. Robinson, Jr.
7 MARK P. ROBINSON, JR.

8 Attorneys for Plaintiffs Jimmy Elder and
9 Sharon Kay Elder

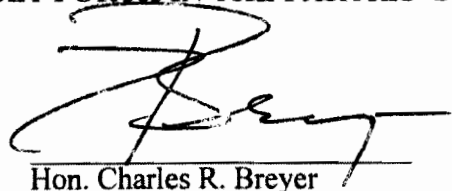
10 DATED: Oct. 22, 2009

DLA PIPER LLP (US)

11 By: /s/
12 Matt Holian
13 Attorneys for Defendants
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15 **PURSUANT TO THE TERMS SET FORTH IN THE PARTIES' STIPULATION,**
16 **IT IS SO ORDERED.**

17
18 Dated: OCT 28 2009

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20 Hon. Charles R. Breyer
21 United States District Court
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