

1 PLAINTIFF'S FIRM INFORMATION

2 Attorneys for Plaintiffs,

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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

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

) **Case No. [06-cv-00169]**

) **MDL NO. 1699**

) **District Judge: Charles R. Breyer**

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Darick Nees, Dwaine Nees and Robert Nees,  
Plaintiffs,

) **STIPULATION AND ORDER OF  
DISMISSAL WITH PREJUDICE**

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vs.

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Pfizer Inc., et al.

Defendants.

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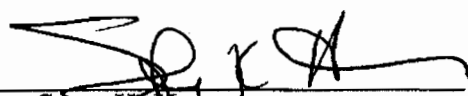
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Come now the Plaintiff, DARICK NEES, DWAINNE NEES and ROBERT NEES, and Defendants, by and through the undersigned attorneys, pursuant to Federal Rule of Civil Procedure, Rule 41(a), and hereby stipulate to the dismissal of this action **with prejudice** with each side bearing its own attorneys' fees and costs.

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DATED: 1/12, 2009


PLAINTIFF'S LAW FIRM

By: 

Stacy K. Haier  
Attorneys for Plaintiffs, Darick Nees, Dwaine Nees  
and Robert Nees

DATED: Dec. 22, 2009

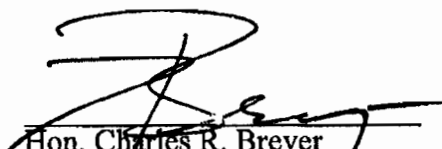
DLA PIPER LLP (US)

By: 

Michelle W. Sadowsky  
Attorneys for Defendants

**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