

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

Thomas P. Cartmell, 45366  
Thomas J. Preuss, 54923  
Christopher L. Schnieders 57725  
Wagstaff & Cartmell LLP  
4740 Grand Avenue, Suite 300  
Kansas City, MO 64112  
Phone: 816-701-1100  
Facsimile: 816-531-2372  
Attorneys for Plaintiffs. Jane Swinney; Caroline Yanca

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

\_\_\_\_\_  
IN RE: BEXTRA AND CELEBREX  
MARKETING SALES PRACTICES AND  
PRODUCT LIABILITY LITIGATION  
\_\_\_\_\_  
Jane Swinney, Caroline Yanca  
Plaintiffs,  
vs.  
Pfizer, Inc., et al.  
Defendants.

)  
) Case Specific Number 06-0434  
)  
) **MDL NO. 1699**  
) **District Judge: Charles R. Breyer**  
)  
)  
) **STIPULATION AND ORDER OF**  
) **DISMISSAL WITH PREJUDICE**  
)  
)  
)  
)

Come now the Plaintiffs, (JANE SWINNEY and CAROLINE YANCA) 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: February 20, 2009

By:   
Attorneys for Plaintiff, Jane Swinney and Caroline Yanca

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

DATED: May 11, 2009

DLA PIPER US LLP

By:   
Michelle Sadowsky  
Attorneys for Defendants

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

Dated: May 19, 2009.

