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6 Attorneys for Plaintiff, Jack Rice

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9 UNITED STATES DISTRICT COURT
10 NORTHERN DISTRICT OF CALIFORNIA
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13 _____)
14 **IN RE: BEXTRA AND CELEBREX)**
15 **MARKETING SALES PRACTICES AND)**
16 **PRODUCT LIABILITY LITIGATION)**

CASE NO. C06-0671 (CRB)
MDL NO. 1699
District Judge: Charles R. Breyer

17 **JACK RICE,**
18 **Plaintiff,**

STIPULATION AND ORDER OF
DISMISSAL WITH PREJUDICE

19 **vs.**

20 **G.D. SEARLE & CO.; PHARMACIA**
21 **CORPORATION; MONSANTO**
22 **COMPANY; and PFIZER, INC.,**

23 **Defendants.**
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26 Come now the Plaintiff, **JACK RICE** and Defendants, by and through the undersigned
27 attorneys, pursuant to Federal Rule of Civil Procedure, Rule 41(a), and hereby stipulate to the
28 dismissal of this action **with prejudice** with each side bearing its own attorneys' fees and costs.

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DATED: September 1, 2009

ROBINSON, CALCAGNIE & ROBINSON

By: Mark P. Robinson, Jr.
MARK P. ROBINSON, JR.
Attorneys for Plaintiff Jack Rice

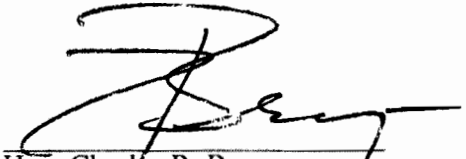
DATED: Oct. 22, 2009

DLA PIPER LLP (US)

By: /s/
Matt Holian
Attorneys for Defendants

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

Dated: OCT 28 2009


Hon. Charles R. Breyer
United States District Court