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9 UNITED STATES DISTRICT COURT
10 NORTHERN DISTRICT OF CALIFORNIA
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13 **IN RE: BEXTRA AND CELEBEX**) **CASE NO. C06- 0788 (CRB)**
14 **MARKETING SALES PRACTICES AND**) **MDL NO. 1699**
15 **PRODUCT LIABILITY LITIGATION**) **District Judge: Charles R. Breyer**

16
17 **JERRI MINK, Individually and on behalf**)
18 **of the estate of OSCAR MINK**) **STIPULATION AND ORDER OF**
19 **Plaintiff,**) **DISMISSAL WITH PREJUDICE**
20 **vs.**)
21 **G.D. SEARLE, INC., et al.**)
22 **Defendants,**)

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25 Come now the Plaintiff, **Jerri Mink, individually and on behalf of the estate of Oscar**
26 **Mink** and Defendants, by and through the undersigned attorneys, pursuant to Federal Rule of
27

1 Civil Procedure, Rule 41(a), and hereby stipulate to the dismissal of this action **with prejudice**
2 with 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 Plaintiff Jerri Mink

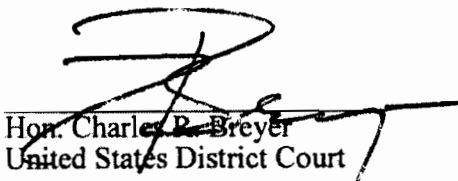
9 DATED: Oct. 22, 2009

DLA PIPER LLP (US)

10 By: /s/
11 Matt Holian
12 Attorneys for Defendants

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

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17 Dated: OCT 28 2009

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