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Attorneys for Plaintiff, Ernest Wayman

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

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

Case Specific Number: C 06 2261 CRB  
**MDL NO. 1699**  
**District Judge: Charles R. Breyer**

Plaintiff Name(s), Ernest Wayman

Plaintiffs,

**STIPULATION AND ORDER OF  
DISMISSAL WITH PREJUDICE**

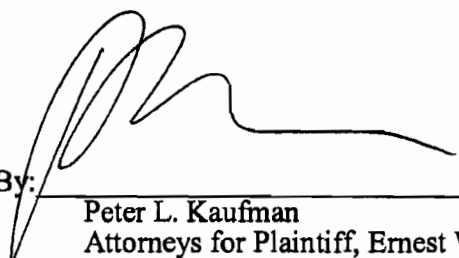
vs.

Pfizer, Inc., et al.

Defendants.

Come now the Plaintiff, ERNEST WAYMAN, and Defendants, PFIZER, INC., et al. 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: January 17, 2009

By:   
Peter L. Kaufman  
Attorneys for Plaintiff, Ernest Wayman

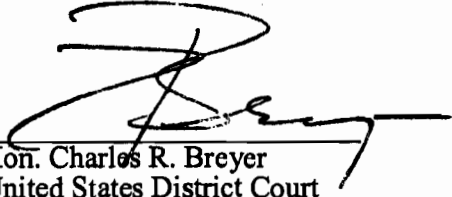
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DATED: August 6, 2009      GORDON & REES

By: \_\_\_\_\_ /s/  
Stuart M. Gordon  
Attorneys for Defendants

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

Dated: AUG 17 2009

  
\_\_\_\_\_  
Hon. Charles R. Breyer  
United States District Court