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17 Attorneys for Plaintiffs

18 **IN THE UNITED STATES DISTRICT COURT**
19 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**
20 **(SAN FRANCISCO DIVISION)**

21 IN RE: BEXTRA AND CELEBREX) MDL CASE NO.: 05-CV-1699
22 MARKETING SALES PRACTICES AND)
23 PRODUCT LIABILITY LITIGATION)
24 _____)
25)
26 DUARTE, et al.,) CASE NO. CGC-06-449462
27) MDL Case No. 06-2391 CRB
28)
29 Plaintiffs,) STIPULATION AND ORDER OF
30) DISMISSAL WITH PREJUDICE
31 vs.) AS TO PLAINTIFF MOLLIE V. THOMAS
32)
33 PFIZER, INC., et al.)
34)
35 Defendants.)
36 _____)

37 COME NOW, Plaintiff MOLLIE V. THOMAS and Defendants PFIZER, INC., et al., by
38 and through the undersigned attorneys, pursuant to Federal Rule of Civil Procedure, Rule 41(a),

STIPULATION AND ORDER OF DISMISSAL WITH PREJUDICE
AS TO PLAINTIFF MOLLIE V. THOMAS

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and hereby stipulate to the dismissal of Plaintiff MOLLIE V. THOMAS from this action, with prejudice, each side bearing its own attorney's fees and costs.

Respectfully submitted,

Dated: September 29, 2009

KABATECK BROWN KELLNER LLP

By: 
Brian S. Kabateck, Esq.
Attorneys for Plaintiff MOLLIE V. THOMAS

Dated: October 27, 2009

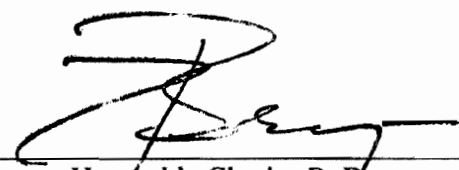
DLA PIPER LLP

By: /S/
Matthew A. Holian
Attorney for Defendants PFIZER, INC., et al.

ORDER

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

Dated: OCT 29 2009


Honorable Charles R. Breyer
United States District Court