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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 ACQUAROLE, et al.,) CASE NO. CGC-06-449463
27) MDL Case No. 06-2392 CRB
28)
29 Plaintiffs,) STIPULATION AND ORDER OF
30) DISMISSAL WITH PREJUDICE
31 vs.) AS TO PLAINTIFF DONALD MUNRO
32)
33 PFIZER, INC., et al.)
34)
35 Defendants.)
36 _____)

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

STIPULATION AND ORDER OF DISMISSAL WITH PREJUDICE
AS TO PLAINTIFF DONALD MUNRO

1 hereby stipulate to the dismissal of Plaintiff DONALD MUNRO from this action, with prejudice,
2 each side bearing its own attorney's fees and costs.

3
4 Respectfully submitted,

5
6 Dated: September 24, 2009

KABATECK BROWN KELLNER LLP

7
8 By: 

Brian S. Kabateck, Esq.

Attorneys for Plaintiff DONALD MUNRO

9
10
11 Dated: October 27, 2009

DLA PIPER LLP

12
13 By: /s/

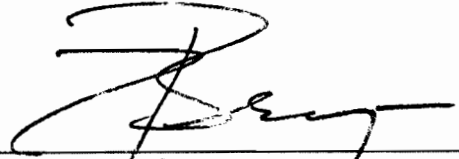
Matthew A. Holian

Attorney for Defendants PFIZER, INC., et al.

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15
16 **ORDER**

17
18 **PURSUANT TO THE TERMS SET FORTH IN THE PARTIES' STIPULATION, IT IS**
19 **SO ORDERED.**

20
21 Dated: OCT 29 2009

22 
23 Honorable Charles R. Breyer
24 United States District Court