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11 UNITED STATES DISTRICT COURT  
12 NORTHERN DISTRICT OF CALIFORNIA

13 \_\_\_\_\_ )  
14 IN RE: BEXTRA AND CELEBREX )  
15 MARKETING SALES PRACTICES AND )  
16 PRODUCT LIABILITY LITIGATION )

) Case Specific Number 06-2434  
)  
) **MDL NO. 1699**  
) **District Judge: Charles R. Breyer**

17 Michael Hammer and Mary Vice, )  
18 Plaintiffs, )  
19 vs. )  
20 Pfizer, Inc., et al. )  
21 Defendants. )

)  
) **STIPULATION AND ORDER OF**  
) **DISMISSAL WITH PREJUDICE**

22 Come now the Plaintiffs, (MICHAEL HAMMER and MARY VICE) Defendants, by and  
23 through the undersigned attorneys, pursuant to Federal Rule of Civil Procedure, Rule 41(a), and  
24 hereby stipulate to the dismissal of this action with prejudice with each side bearing its own  
25 attorneys' fees and costs.

26 DATED: February 20, 2009


27 By:   
28 \_\_\_\_\_

Attorneys for Plaintiff, Michael Hammer and Mary Vice

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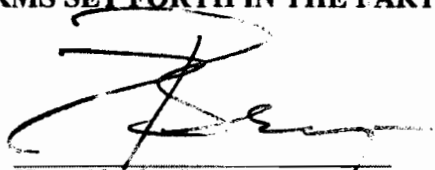
DATED: April 27, 2009

DLA PIPER US LLP

By:   
\_\_\_\_\_  
Michelle Sadowsky  
Attorneys for Defendants

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

Dated: APR 30 2009

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