| 1 | ROBINSON, CALCAGNIE & ROBINSON | | |
|------|---|--|--|
| 2 | 620 Newport Center Drive, Suite 700 Newport Beach, California 92660 Telephone: (949) 720-1288 | | |
| 3 | | | |
| 4 | Facsimile: (949) 720-1292 | | |
| 5 | Attorneys for Plaintiff, Joseph Rife | | |
| 6 | | | |
| 7 | | | |
| 8 | | | |
| 9 | LIMITED STATES DISTRICT COLUDT | | |
| 10 | UNITED STATES DISTRICT COURT | | |
| 11 | NORTHERN DISTRICT OF CALIFORNIA | | |
| 12 | | | |
| 13 | IN RE: BEXTRA AND CELEBREX | CASE NO. C06-2604 (CRB) | |
| 14 | MARKETING SALES PRACTICES AND PRODUCT LIABILITY LITIGATION |) MDL NO. 1699) District Judge: Charles R. Breyer | |
| 15 | |) District Judge: Charles R. Breyer | |
| 16 | JOSEPH RIFE, |)) | |
| 17 | Plaintiff, |) STIPULATION AND ORDER OF) DISMISSAL WITH PREJUDICE | |
| 18 | vs. |)) | |
| 19 | | ,)) | |
| 20 | G.D. SEARLE & CO.; PHARMACIA CORPORATION; MONSANTO | ,)) | |
| 21 | COMPANY; and PFIZER, INC., | ,)) | |
| . 22 | Defendants. | ý) | |
| 23 | | ý) | |
| 24 | | | |
| 25 | Come now the Disintiff TOSEDH DIFF | and Dafandants, by and through the | |
| 26 | Come now the Plaintiff, JOSEPH RIFE and Defendants, by and through the | | |
| 27 | undersigned attorneys, pursuant to Federal Rule | of Civil Procedure, Rule 41(a), and hereby | |
| 28 | | | |
| | -1- | | |
| | STIPULATION AND ORDER OF EAST\42531961.1 | DISMISSAL WITH PREJUDICE | |
| 1 | I | | |

| 1 | stipulate to the dismissal of this action with prejudice with each side bearing its own attorneys' | |
|------------|--|--|
| 2 | fees and costs. | |
| 3 | | |
| 4 | | |
| 5 | DATED: September 1, 2009 ROBINSON, CALCAGNIE & ROBINSON | |
| 6 | By: Mark P. Robinson, Jr. | |
| 7 | MARK P. ROBINSON, JR. Attorneys for Plaintiff Joseph Rife | |
| 8 | | |
| 9 | DATED: Oct. 22 , 2009 DLA PIPER LLP (US) | |
| 10 | | |
| 11 | By: /s/ Matt Holian | |
| 12 | Attorneys for Defendants | |
| 13 | | |
| 14 | | |
| 15 | PURSUANT TO THE TERMS SET FORTH IN THE PARTIES' STIPULATION, IT IS SO ORDERED. | |
| 16 | | |
| 17 | Dated: 0CT 2 8 2009 | |
| 18 | Hon. Charles R. Breyer United States District Court | |
| 19 | | |
| 20 | | |
| 21 | | |
| 22 | | |
| 23 | | |
| 24 25 | | |
| 26 | | |
| 27 | | |
| 28 | | |
| | -2- | |