

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

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

3:06CV02679

MDL NO. 1699

District Judge: Charles R. Breyer

JOHN WALTER CHOATE )  
Plaintiff )

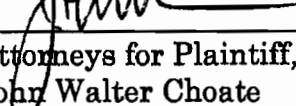
STIPULATION AND ORDER OF )  
DISMISSAL WITH PREJUDICE )

vs. )


PFIZER, INC., ET AL. )  
Defendants )

Comes now the Plaintiff, JOHN WALTER CHOATE, and Defendants, 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: August 20, 2009, 2009

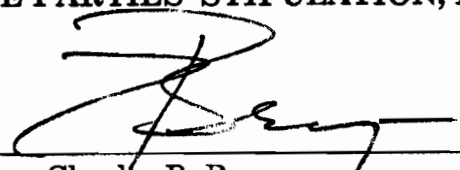
By:   
Attorneys for Plaintiff,  
John Walter Choate

DATED: December 15, 2009

By:   
DLA PIPER LLP (US)  
1251 Avenue of the Americas  
New York, NY 10020  
Telephone: (212) 335-4500  
Facsimile: (212) 335-4501  
*Defendants' Liaison Counsel*

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

Dated: JAN - 4 2010

  
Hon. Charles R. Breyer  
United States District Court