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10 UNITED STATES DISTRICT COURT
 11 NORTHERN DISTRICT OF CALIFORNIA
 12 SAN FRANCISCO DIVISION

14 IN RE: BEXTRA AND CELEBREX
 15 MARKETING SALES PRACTICES,
 AND PRODUCT LIABILITY
 16 LITIGATION

Case No. M:05-CV-01699-CRB

MDL NO. 1699

**STIPULATION AND ORDER OF DISMISSAL
 WITH PREJUDICE**

17 This Document Relates To:

18 *Frank and Deanne Caldarelli, et. al., vs.*
Pfizer, Inc.,
 19 MDL No. 06-2818: Plaintiff Marie K.
Higashida and Nyala Higashida

21 Come now the Plaintiffs, Marie K. Higashida and Nyala Higashida, and Defendant, Pfizer
 22 Inc., by and through the undersigned attorneys, pursuant to Federal Rule of Civil Procedure, Rule
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1 41(a), and hereby stipulate to the dismissal with prejudice of Plaintiffs, **Marie K. Higashida and**
2 **Nyala Higashida's** action only, with each side bearing its own attorneys' fees and costs.

3
4
5 Dated: _____, 2009

6 By: Jayne Conroy
7 **HANLY CONROY BIERSTEIN**
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20 *Counsel for Plaintiff.*

21 Dated: August 6, 2009

22 By: Michelle W. Sadowsky
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28 *Counsel for Defendant Pfizer, Inc.*

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

Dated: _____ August 11, 2009

By: _____
United States

