| . 1 2 3 4 5 6 7 | Thomas P. Cartmell, 45366 Thomas J. Preuss, 54923 Christopher L. Schnieders 57725 Wagstaff & Cartmell LLP 4740 Grand Avenue, Suite 300 Kansas City, MO 64112 Phone: 816-701-1100 Facsimile: 816-531-2372 Attorneys for Plaintiffs, Loren White |  |  |
|-----------------|--|--|--|
| 8               |  |  |  |
| 9               | UNITED STATES DISTRICT COURT   |  |  |
| 10              | NORTHERN DISTRICT OF CALIFORNIA  |  |  |
|                 |  |  |  |
| 12              |  | ) Cour Specific Nomber 04 2848   |  |
|                 | IN RE: BEXTRA AND CELEBREX   | ) Case Specific Number 06-2848   |  |
| 14              | MARKETING SALES PRACTICES AND PRODUCT LIABILITY LITIGATION   | <ul><li>MDL NO. 1699</li><li>District Judge: Charles R. Breyer</li></ul> |  |
| 16              |  | 7)   |  |
| 17              | Loren White, Plaintiffs,   | )<br>) STIPULATION AND ORDER OF<br>) DISMISSAL WITH PREJUDICE            |  |
| 18              | vs.  | ) DISMISSAL WITH PREJUDICE   |  |
| 19              | Pfizer, Inc., et al.   | )  |  |
| 20              | Defendants.  | )  |  |
| 21              |  |  |  |
| 22              | Come now the Plaintiffs, (LOREN WHITE) Defendants, by and through the undersigned  |  |  |
| 23              | attorneys, pursuant to Federal Rule of Civil Procedure, Rule 41(a), and hereby stipulate to the  |  |  |
| 24              | dismissal of this action with prejudice with each side bearing its own attorneys' fees and costs.  |  |  |
| 25              | DATED: February 20, 2009   |  |  |
| 26              | By: M. Oym.  Attorneys for Plaintiff, Loren White  |  |  |
| 27              | Attorneys for Plaintiff Loren White  |  |  |
| 28              |  |  |  |
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| 2  | DATED: April 27, 2009 DLA PIPER US LLP   |
| 3  | Juliu -  |
| 4  | By:<br>Michelle Sadowsky<br>Attorneys for Defendants                           |
| 5  | Attorneys for Defendants   |
| 6  |  |
| 7  |  |
| 8  | PURSUANT TO THE TERMS SET FORTH IN THE PARTIES' STIPULATION, IT IS SO ORDERED. |
| 9  |  |
| 10 | Dated APR 3 0 2009   |
| 11 | Hon. Charles R. Breyer United States District Court                            |
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