

1 Plaintiff's Counsel:
 2 Jayne Conroy
 3 Hanly Conroy Bierstein Sheridan
 4 Fisher & Hayes LLP
 5 112 Madison Avenue
 6 New York New York 10016-7416
 7 (212) 784-6400
 8 (212) 284-6420 (fax)

9 -and-

10 SimmonsCooper LLC
 11 707 Berkshire Blvd.
 12 East Alton, IL 62024
 13 (618) 259-2222
 14 (212) 259-2251 (Fax)

15 UNITED STATES DISTRICT COURT
 16 NORTHERN DISTRICT OF CALIFORNIA
 17 SAN FRANCISCO DIVISION

18 IN RE: BEXTRA AND CELEBREX
 19 MARKETING SALES PRACTICES,
 20 AND PRODUCT LIABILITY
 LITIGATION

Case No. M:05-CV-01699-CRB
 MDL NO. 1699

**STIPULATION AND ORDER OF DISMISSAL
 WITH PREJUDICE**


21 This Document Relates To:

22 *Lorenzo S. and Sarah Black, et. al., vs.*
 23 *Pfizer, Inc.,*
 24 *MDL No. 06-2887: Plaintiff Donald R.*
 25 *Smith*

26 Come now the Plaintiffs, Donald R. Smith, and Defendant, Pfizer Inc., by and through the
 27 undersigned attorneys, pursuant to Federal Rule of Civil Procedure, Rule 41(a), and hereby
 28

1 stipulate to the dismissal with prejudice of Plaintiffs, **Donald R. Smith's** action only, with each
2 side bearing its own attorneys' fees and costs.
3
4

5
6 Dated: _____, 2009


By: 
Jayne Conroy
HANLY CONROY BIERSTEIN
SHERIDAN FISHER & HAYES LLP
112 Madison Avenue
New York, New York 10016-7416
(212) 784-6400
(212) 784-6420 (Fax)
Email: jconroy@hanlyconroy.com

7
8
9
10
11 -and-

12 **SIMMONSCOOPER LLC**
707 Berkshire Blvd.
East Alton, IL 62024
(618) 259-2222
(618) 259-2251 (Fax)

13
14
15 *Counsel for Plaintiff.*

16
17
18 Dated: March 11, 2009

By: 
Michelle W. Sadowsky
DLA PIPER US LLP
1251 Avenue of the Americas
New York, New York 10020-1104
(212) 335-4625
(212) 884-8675 (Fax)

19
20
21
22 *Counsel for Defendant Pfizer, Inc.*

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

25
26 Dated: March 30, 2009

By: 
United States District Court