

1 Mark B. Hutton  
2 Lead Counsel  
3 KS Bar #10112  
4 HUTTON & HUTTON LAW FIRM, L.L.C.  
5 8100 East 22<sup>nd</sup> Street North  
6 Building 1200  
7 Wichita, KS 67226  
8 Telephone: 316-688-1166  
9 Fax: 316-686-10773  
10 [trial.lawyers@huttonlaw.com](mailto:trial.lawyers@huttonlaw.com)  
11 Attorneys for Plaintiffs

7 UNITED STATES DISTRICT COURT  
8 NORTHER DISTRICT OF CALIFORNIA  
9 SAN FRANCISCO DIVISION

10 )  
11 IN RE: BEXTRA AND CELEBREX )  
12 MARKETING SALES PRACTICES AND )  
13 PRODUCT LIABILITY LITIGATION )  
14 \_\_\_\_\_ )

Case No. 06-2946 CRB

MDL NO. 1699

District Judge: Charles R. Bryer

13 Ellen Marie Baker, et al. )  
14 )

14 Plaintiffs, )  
15 )

15 vs. )  
16 )

16 Pfizer Inc., et al. )  
17 )

17 Defendants. )  
18 \_\_\_\_\_ )


STIPULATION AND ORDER OF  
DISMISSAL WITH PREJUDICE

19 Come now the Plaintiffs, Ellen Marie Baker for Ralph R. Baker, Dewayne O'Neal and  
20 Rubye Van Gieson in the above-entitled action and Defendants, by and through the  
21 undersigned attorneys, pursuant to Federal Rules of Civil Procedure, Rule 41(a), and hereby  
22 stipulate to the dismissal of this action **with prejudice** as to the Plaintiffs named herein only  
23 with each side bearing its own attorneys' fees and costs.

//

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23

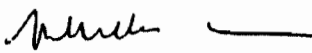
DATED: 2/25, 2010

By: 

**HUTTON & HUTTON LAW FIRM, L.L.C.**  
8100 East 22<sup>nd</sup> Street North  
Building 1200  
P.O. Box 638 (67201)  
Wichita, KS 67226  
Telephone: 316-688-1166  
Fax: 316-686-1077  
[trial.lawyers@huttonlaw.com](mailto:trial.lawyers@huttonlaw.com)

*Attorneys for Plaintiffs*

DATED: March 16, 2010

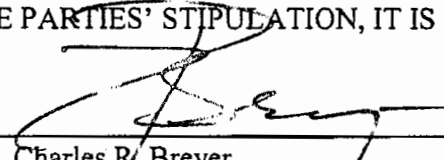
By: 

**DLA PIPER LLP (US)**  
1251 Avenue of the Americas  
New York, NY 10020  
Telephone: 212-335-4500  
Fax: 212-335-4501

*Defendants' Liaison Counsel*

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

DATED: April 5, 2010

By: 

Hon. Charles R. Breyer  
United States District Court