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Attorneys for Plaintiffs,  
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Louisville, KY 40222  
(502) 753-1600

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

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

Case No. 3:06-cv-02956-CRB  
MDL NO. 1699  
District Judge: Charles R. Breyer

BARRY JEWELL and  
PAMELA JEWELL  
  
Plaintiffs,

STIPULATION AND ORDER OF  
DISMISSAL WITH PREJUDICE

vs.

PFIZER, INC; JOHN DOE ONE; JOHN DOE  
TWO; PHILLIP W. BALE, MD; and  
PRIMARY CARE ASSOCIATES OF  
SOUTHERN KENTUCKY, PLLC d/b/a  
GLASGOW PRIMARY CARE

Defendants.

Come now the Plaintiffs, BARRY JEWELL and PAMELA JEWELL, 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. No settlement funds or consideration of any kind was paid by  
or on behalf of Phillip W. Bale, M.D. and Primary Care Associates of Southern Kentucky, PLLC  
d/b/a Glasgow Primary Care.

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DATED: 12-10, 2009

BUBALO HIESTAND & ROTMAN, PLC

By: Leslie M. Cronen  
Leslie M. Cronen  
Attorneys for Plaintiffs

DATED: 12/10, 2009

FULKERSON & KINKEL

By: Melanie S. Marrs  
Melanie S. Marrs  
David Trevey  
Attorneys for Defendants Phillip W. Bale, MD and  
Primary Care Associates of Southern Kentucky, PLLC  
d/b/a Glasgow Primary Care

DATED: February 3, 2010

DLA PIPER LLP (US)

By: Michelle W. Sadowsky  
Michelle W. Sadowsky  
Attorneys for Defendant Pfizer, Inc.

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

Dated: FEB 16 2010

Charles R. Breyer  
Hon. Charles R. Breyer  
United States District Court