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Attorneys for Plaintiffs,
Bubalo Hiestand & Rotman, PLC
9300 Shelbyville Road, Suite 215
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-02962-CRB
MDL NO. 1699
District Judge: Charles R. Breyer

CHRISTEN SUMMERS, Individually and as
Next Friend of Ashly E. Summers and [REDACTED]
[REDACTED] Minors; and JOHN SUMMERS,
Spouse

STIPULATION AND ORDER OF
DISMISSAL WITH PREJUDICE

Plaintiffs,

vs.

PFIZER, INC; KITTIE H. GEORGE, MD;
LOUISVILLE BONE & JOINT SPECIALISTS,
PSC; GARY A. HOGGE, MD; and GARY A.
HOGGE, MD, PLLC

Defendants.

Come now the Plaintiffs, CHRISTEN SUMMERS, Individually and as Next Friend of
Ashly E. Summers and [REDACTED] Minors; and JOHN SUMMERS, Spouse, 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.

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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 O'BRYAN BROWN & TONER, PLLC

By: Joseph C. Klausning / with permission
Joseph C. Klausning / by LMCronen
Attorneys for Defendant Kittie H. George, MD,
Gary A. Hogge, MD, Gary A. Hogge, MD, PLLC and
Louisville Bone & Joint Specialists, PSC

DATED: February 3, 2010 DLA PIPER LLP (US)

By: Michelle W. Sadowsky
Michelle W. Sadowsky
Attorneys for Defendants

**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