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8 UNITED STATES DISTRICT COURT  
9 NORTHERN DISTRICT OF CALIFORNIA  
10 SAN FRANCISCO DIVISION

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

**MDL NO. 1699**  
**District Judge: Charles R. Breyer**


14 This Document Relates To:

15 Constance Funk, individually and as the  
16 representative of the Estate of Clyde Daniel  
17 Johnson v. Pfizer, Inc.  
18 06-CV-02965-CRB

**STIPULATION AND ORDER OF  
DISMISSAL WITH PREJUDICE**

19 Come now Plaintiffs in the above-entitled actions and Defendants, by and through the  
20 undersigned attorneys, pursuant to Federal Rule of Civil Procedure, Rule 41(a), and hereby  
21 stipulate to the dismissal of these actions **with prejudice** as to all plaintiffs named therein with  
22 each side bearing its own attorneys' fees and costs.

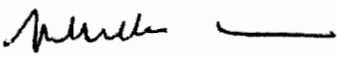
23  
24  
25 DATED: December 30, 2009

By: 

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*Attorneys for Plaintiffs*

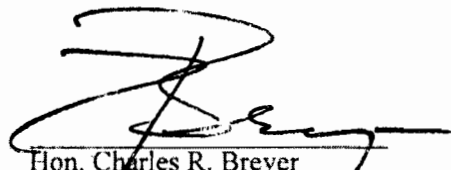
DATED: Jan. 26, 2010 By: 

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

*Defendants' Liaison Counsel*

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

Dated: FEB 22 2010

  
Hon. Charles R. Breyer  
United States District Court