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 8 **UNITED STATES DISTRICT COURT**
FOR THE NORTHERN DISTRICT OF CALIFORNIA
 9 **SAN FRANCISCO DIVISION**

<p>10 IN RE: BEXTRA and CELEBREX MARKETING, SALES PRACTICES and PRODUCTS LIABILITY LITIGATION</p>	<p>CASE NO. 3:06-cv-03037-CRB MDL NO. 05- 1699 JUDGE CHARLES R. BREYER</p>
<p>13 THIS DOCUMENT RELATES TO: <i>Shirley Adams et al v. Merck & Co., Inc. et</i> <i>al; No. 3:06cv03037 (previously</i> <i>4:05cv1947-CAS EDMO USDC)</i></p>	<p>14 STIPULATION AND ORDER OF DISMISSAL WITH PREJUDICE FOR PAULETTE BROOKINS</p>

17 **STIPULATION AND ORDER OF DISMISSAL WITH PREJUDICE**
 18 **FOR PAULETTE BROOKINS**

19
 20 IT IS HEREBY STIPULATED AND AGREED by and between counsels for the
 21 Plaintiffs and counsel for the Defendants that the Complaint of the Plaintiff Paulette Brookins,
 22 (“Brookins”) is hereby dismissed with prejudice. This motion applies only to representation of
 23 Plaintiff Brookins, Seth Sharrock Webb and Brown & Crouppen, P.C., remain as counsel for all
 24 other plaintiffs in the action.

- 25 1. Brookins is a plaintiff; defendants are Merck & Co, Inc., G.D. Searle, LLC,
 26 Pharmacia Corporation, Monsanto Company and Pfizer Inc.;
- 27 2. On September 28, 2005, Plaintiff sued defendants;
- 28 3. Plaintiff Brookins moves to dismiss her claims against defendants;
4. Defendants have not filed any counterclaim in this action;

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- 5. This case is not a class action;
- 6. A receiver has not been appointed to this action;
- 7. Plaintiff Brookins has not dismissed an action based on or including the same claims as those present in this suit;
- 8. Should Plaintiff Brookins or representative of Plaintiff Brookins attempt to re-file their claims against, Defendants, they shall only do so by filing said claims in the United States District Court, Northern District of California, MDL 1699 In Re Bextra and Celebrex Marketing and Sales Practices and Product Liability Litigation.

Respectfully submitted by:
BROWN & CROUPPEN, P.C.

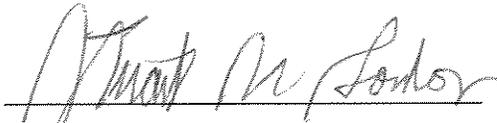
Dated: December 3, 2008

/S/ Seth Sharrock Webb
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Dated: 12-3-08

GORDON & REES



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DEFENDANTS' LIAISON COUNSEL

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

Dated: December 8, 2008

Hon. Charles R. Breyer,
United States District Court

