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Attorneys for Plaintiffs,
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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-03174-CRB
MDL NO. 1699
District Judge: Charles R. Breyer

JOHNNIE ANDERSON, as Personal
Representative of the Estate of
LORETTA ANDERSON

STIPULATION AND ORDER OF
DISMISSAL WITH PREJUDICE

Plaintiff,

vs.

MERCK & CO., INC; PFIZER, INC; JOHN
DOE ONE; JOHN DOE TWO; JAMES D.
CHARASIKA, MD; LOUISVILLE PRIMARY
CARE, PSC; and JANE HUDNALL, ARNP

Defendants.

Comes now the Plaintiff, JOHNNIE ANDERSON, as PERSONAL REPRESENTATIVE
of the ESTATE of LORETTA ANDERSON, 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: 12-14, 2009

BUBALO HIESTAND & ROTMAN, PLC

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

DATED: 12-14, 2009

DARBY & GAZAK

By: James E. Smith / with permission by Leslie M. Cronen
David Gazak
James E. Smith
Attorneys for Defendants James Charasika, MD
and Jane Hudnall, ARNP

DATED: Jan. 13, 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: JAN 19 2010

[Signature]
Hon. Charles R. Breyer
United States District Court