1 2 3 4 5 6 7 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0	William M. Audet (CA117456) AUDET & PARTNERS, LLP 221 Main Street Suite 1460 San Francisco, CA 94105 Telephone: (415) 568-2555 Facsimile: (415) 568-2556 MICHAEL E. SCMIDT THE SCHMIDT FIRM 2911 Turtle Creek Blvd, Suite 1400 Dallas, TX 75219 Telephone: (214) 521-4898 Facsimile: (214) 521-9995	
8	Attorneys for Plaintiffs, Kenneth Pugh	
9	UNITED STATES DISTRICT COURT	
10	NORTHERN DISTRICT OF CALIFORNIA	
11		
12		
13	IN RE: BEXTRA AND CELEBREX Output (Case No. 3:06-cv-03282-CRB)	
14	MARKETING SALES PRACTICES AND) MDL NO. 1699 PRODUCT LIABILITY LITIGATION) District Judge: Charles R. Breyer	
15	<u> </u>	
16	XENDIETH DUGH	
17	KENNETH PUGH, STIPULATION AND ORDER OF DISMISSAL WITH PREJUDICE	
18	Plaintiffs,) DISMISSAL WITH PREJUDICE	
19	vs.	
20	Pfizer Inc., et al. Defendants.	
21)	
22	Come now the Plaintiff, KENNETH PUGH, and Defendants, by and through the	
23	undersigned attorneys, pursuant to Federal Rule of Civil Procedure, Rule 41(a), and hereby	
24	stipulate to the dismissal of this action with prejudice with each side bearing its own attorneys'	
25	fees and costs.	
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1	DATED: November 9, 2009	AUDET & PARTNERS, LLP
2		
3		By:Counsel's Name
4		Counsel's Name Attorneys for Plaintiff, Kenneth Pugh
5	DATED: November 0, 2000	
6	DATED: November 9, 2009	THE SCHMIDT FIRM
7		
8		By:Counsel's Name
9		By:Counsel's Name
10		Attorneys for Plaintiff, Kenneth Pugh
11	DATED: <u>Dec.</u> 22, 2009	DLA PIPER LLP (US)
12		
13		By: Michelle W. Sadowsky
14		Attorneys for Defendants
15		
16		
17	PURSUANT TO THE TER IT IS SO ORDERED.	MS SET FORTH IN THE PARTIES' STIPULATION,
18		
19	Dated: JAN - 4 2010	Jen -
20		Hon. Charles R. Breyer / United States District Court
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STIPULATION AND ORDER OF DISMISSAL WITH PREJUDICE