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Attorney for Plaintiff

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

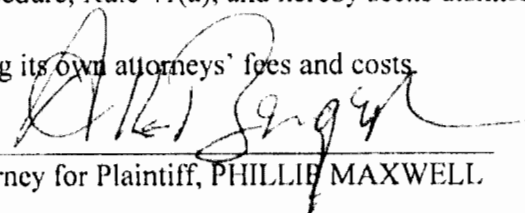
(SAN FRANCISCO DIVISION)

In re: Bextra and Celebrex Marketing Sales * MDL No. 1699
Practices and Product Liability Litigation * District Judge: Charles R. Breyer

PHILLIP MAXWELL * Case No. 06-3534
*
Plaintiff, * **STIPULATION AND ORDER OF**
* **DISMISSAL WITH PREJUDICE**
*
VS. *
*
PFIZER, INC. , et al *
*
Defendants. *


Comes now the Plaintiff, PHILLIP MAXWELL, by and through the undersigned attorney(s), pursuant to Federal Rule of Civil Procedure, Rule 41(a), and hereby seeks dismissal of this action *with prejudice* with each side bearing its own attorneys' fees and costs.

Dated: 3-18-09

BY 
Attorney for Plaintiff, PHILLIP MAXWELL

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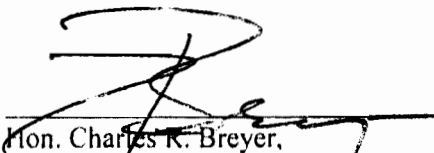
Dated: December 11, 2009

BY: 

DLA PIPER LLP (US)
1251 Avenue of the Americas
New York, NY 10020
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Fax: 212-335-4501
DEFENDANTS' LIAISON COUNSEL

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

Dated: DEC 16 2009



Hon. Charles R. Breyer,
United States District Court