

1 Steven J. Skikos (SBN 148110)  
2 **LOPEZ, HODES**  
3 625 Market Street, 11<sup>th</sup> Floor  
4 San Francisco, CA 94105  
5 Telephone: 415-956-5257  
6 Facsimile: 415-956-4416

7 Attorneys for Plaintiffs

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 **PRODUCTS LIABILITY LITIGATION**

**CASE NO. C-06-5643-CRB**

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

14 This document relates to

15 JERI L. GARZA, an individual, and as  
16 administrator of the Estate of GERALD A.  
17 COLBY, LYNN NIEKRASZ, ANN  
18 HARPER, and CAROL COLBY,

19 Plaintiffs,

20 vs.

21 G.D. SEARLE & CO., PHARMACIA  
22 CORPORATION; MONSANTO COMPANY,  
23 a Delaware corporation; PFIZER, INC., a  
24 Delaware corporation; PFIZER GLOBAL  
25 RESEARCH & DEVELOPMENT,

26 Defendants.

**STIPULATION AND ORDER OF  
DISMISSAL WITH PREJUDICE**

27 Come now the Plaintiffs, JERI L. GARZA, LYNN NIEKRASZ, ANN HARPER, and  
28 CAROL COLBY, and Defendants, by and through the undersigned attorneys, pursuant to Federal

1 Rule of Civil Procedure, Rule 41 (a), and hereby stipulate to the dismissal of this action with  
2 **prejudice** with each side bearing its own attorneys' fees and costs.

3 Dated: 10/14, 2009

LOPEZ HODES

By: 

Steven J. Skikos

Attorneys for Plaintiffs, JERI L. GARZA, LYNN  
NIEKRASZ, ANN HARPER, CAROL COLBY

10 Dated: Oct. 22, 2009

DLA PIPER LLP (US)

By: /s/

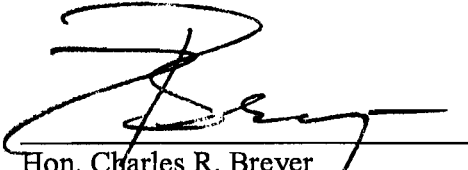
Matt Holian

Attorneys for Defendants

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

20 **OCT 28 2009**

21 Dated: \_\_\_\_\_, 2009

22   
Hon. Charles R. Breyer

United States District Judge