

1 Plaintiff's Counsel:  
 2 Jayne Conroy  
 3 Hanly Conroy Bierstein Sheridan  
 4 Fisher & Hayes LLP  
 5 112 Madison Avenue  
 6 New York New York 10016-7416  
 7 (212) 784-6400  
 8 (212) 284-6420 (fax)

9 -and-

10 SimmonsCooper LLC  
 11 707 Berkshire Blvd.  
 12 East Alton, IL 62024  
 13 (618) 259-2222  
 14 (212) 259-2251 (Fax)

15 UNITED STATES DISTRICT COURT  
 16 NORTHERN DISTRICT OF CALIFORNIA  
 17 SAN FRANCISCO DIVISION

18 IN RE: BEXTRA AND CELEBREX  
 19 MARKETING SALES PRACTICES,  
 20 AND PRODUCT LIABILITY  
 21 LITIGATION

Case No. M:05-CV-01699-CRB

MDL NO. 1699

**STIPULATION AND ORDER OF DISMISSAL  
 WITH PREJUDICE**

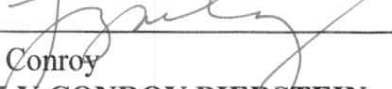
22 This Document Relates To:

23 *Reuben O. and Irma Marketon, vs. Pfizer,*  
 24 *Inc.,*  
 25 *MDL No. 06-5656: Plaintiff Reuben*  
 26 *Marketon and Irma Marketon*

27 Come now the Plaintiffs, Reuben Marketon and Irma Marketon, and Defendant, Pfizer  
 28 Inc., by and through the undersigned attorneys, pursuant to Federal Rule of Civil Procedure, Rule

1 41(a), and hereby stipulate to the dismissal with prejudice of Plaintiffs, **Reuben Marketon and**  
2 **Irma Marketon's** action only, with each side bearing its own attorneys' fees and costs.

3  
4  
5 Dated: \_\_\_\_\_, 2009

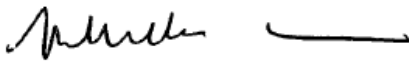
6 By:   
7 Jayne Conroy  
8 **HANLY CONROY BIERSTEIN**  
9 **SHERIDAN FISHER & HAYES LLP**  
10 112 Madison Avenue  
11 New York, New York 10016-7416  
12 (212) 784-6400  
13 (212) 784-6420 (Fax)  
14 Email: jconroy@hanlyconroy.com

15 -and-

16 **SIMMONSCOOPER LLC**  
17 707 Berkshire Blvd.  
18 East Alton, IL 62024  
19 (618) 259-2222  
20 (618) 259-2251 (Fax)

21 *Counsel for Plaintiff.*

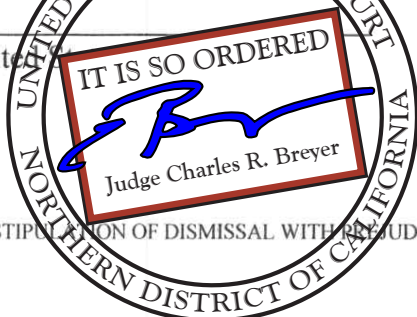
22 Dated: March 11, 2009

23 By:   
24 Michelle W. Sadowsky  
25 **DLA PIPER US LLP**  
26 1251 Avenue of the Americas  
27 New York, New York 10020-1104  
28 (212) 335-4625  
(212) 884-8675 (Fax)

*Counsel for Defendant Pfizer, Inc.*

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

31 Dated: March 30, 2009

32 By: \_\_\_\_\_  
33 United States District Court  
34   
35 Judge Charles R. Breyer  
36 IT IS SO ORDERED