

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

IN RE: BEXTRA AND CELEBREX  
MARKETING AND SALES PRACTICES  
AND PRODUCT LIABILITY  
LITIGATION

MDL Docket No. 1699

Judge Charles R. Breyer

This document relates to:

LAINE THOMAS,

Plaintiff,

v.

PFIZER INC., PHARMACIA  
CORPORATION, and G.D. SEARLE, LLC,

Defendants.

Case Specific Number: 06-5895

**STIPULATION AND ORDER OF  
DISMISSAL WITH PREJUDICE**

Come now the Plaintiff, LAINE THOMAS, 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.

Dated: February 10, 2009

	<p>/s/</p>
<p>Mitchell M. Breit, Esq. Whatley Drake &amp; Kallas, LLC 1540 Broadway, Floor 37 New York, NY 10036 Telephone: (212) 447-7070 Facsimile: (212) 447-7077 <b>Counsel for Plaintiff</b></p>	<p>Loren H. Brown, Esq. DLA PIPER US LLP 1251 Avenue of the Americas New York, NY 10020 Telephone: (212) 335-4500 Facsimile: (212) 335-4501 <b>Counsel for Defendants</b></p>

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

Dated: April 23, 2009

Hon. Ch  
United St

