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Attorneys for Plaintiff Dale P. Kimm
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(319) 362-0421

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

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

MDL Case Specific No.: 3:06-cv-05946
MDL NO. 1699
District Judge: Charles R. Breyer

Dale P. Kimm,
Plaintiff,

STIPULATION AND ORDER OF
DISMISSAL WITH PREJUDICE

vs.

Pfizer Inc, et al.,
Defendants.

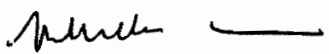
Come now the Plaintiff, Dale P. Kimm and Defendants, by and through the undersigned attorneys, pursuant to Federal Rule of Civil Procedure, Rule 41(a), and hereby stipulate to the dismissal of this action with prejudice with each side bearing its own attorneys' fees and costs.

DATED: August 6, 2009

By: *Larry Helvey*
Larry Helvey Law Firm
2735 First Ave. SE, Suite 101, Cedar Rapids, Iowa 52403
(319) 362-0421
Attorneys for Plaintiff, Dale P. Kimm

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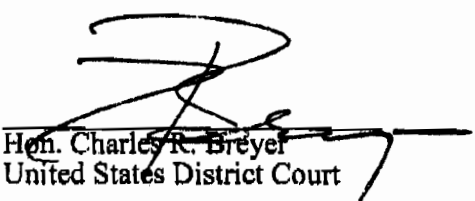
DATED: Aug 18, 2009

By: 

DLA PIPER LLP (US)
1251 Avenue of the Americas
New York, NY 10020
Telephone: (212) 335-4500
Facsimile: (212) 335-4501
Defendants' Liaison Counsel

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

Dated: AUG 19 2009


Hon. Charles R. Breyer
United States District Court