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8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
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12 IN RE: BEXTRA AND CELEBREX
MARKETING SALES PRACTICES AND
13 PRODUCT LIABILITY LITIGATION

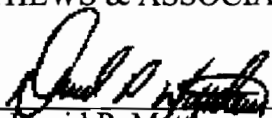
) Case No. 06-6439 CRB
)
) MDL NO. 1699
) District Judge: Charles R. Breyer

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15 Ernie Cervantez,
16 Plaintiffs,
17 vs.
18 Pfizer Inc., et al.
19 Defendants.

)
) **STIPULATION AND ORDER OF**
) **DISMISSAL WITH PREJUDICE**

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21 Come now the Plaintiffs, Ernie Cervantez, and Defendants, by and through the
22 undersigned attorneys, pursuant to Federal Rule of Civil Procedure, Rule 41(a), and hereby
23 stipulate to the dismissal of this action **with prejudice** as to the plaintiff named herein only with
24 each side bearing its own attorneys' fees and costs.
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26 DATED: Jan. 12, 2010 MATTHEWS & ASSOCIATES

27 By: 
28 David P. Matthews
Attorneys for Plaintiffs

1 DATED: Jan. 12, 2010

DLA PIPER LLP (US)

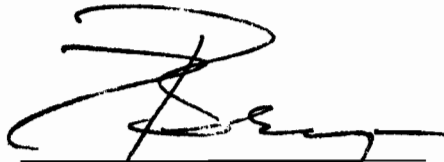
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3 By:



Michelle W. Sadowsky
Attorneys for Defendants

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

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9 Dated: ~~FEB 17 2010~~


Hon. Charles R. Breyer
United States District Court