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7  
8 UNITED STATES DISTRICT COURT  
9 NORTHERN DISTRICT OF CALIFORNIA  
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11  
12 IN RE: BEXTRA AND CELEBREX  
MARKETING SALES PRACTICES AND  
13 PRODUCT LIABILITY LITIGATION  
14

) **Case No. 06-6468 CRB**  
) **MDL NO. 1699**  
) **District Judge: Charles R. Breyer**

15 Wesley Verner,

16 Plaintiffs,

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

17 vs.

18 Pfizer Inc., et al.

19 Defendants.  
20

21 Come now the Plaintiffs, Wesley Verner, 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.  
25

26 DATED: Jan. 12, 2010

MATTHEWS & ASSOCIATES

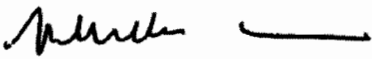
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David P. Matthews  
Attorneys for Plaintiffs

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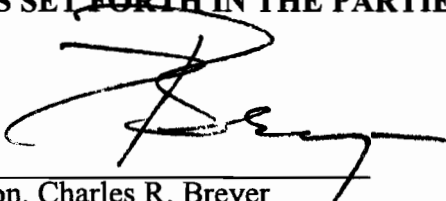
DATED: Jan. 12, 2010

DLA PIPER LLP (US)

By:   
\_\_\_\_\_  
Michelle W. Sadowsky  
*Attorneys for Defendants*

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

Dated: FEB 17 2010

  
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Hon. Charles R. Breyer  
United States District Court