

1 David P. Matthews  
TX No. 13206200  
2 Jason C. Webster  
TX No. 24033318  
3 **MATTHEWS & ASSOCIATES**  
2905 Sackett St.  
4 Houston, TX 77098  
(713) 522-5250  
5 (713) 535-7184 facsimile  
Attorneys for Plaintiffs  
6  
7

8 UNITED STATES DISTRICT COURT  
9 NORTHERN DISTRICT OF CALIFORNIA  
10

11  
12 IN RE: BEXTRA AND CELEBREX  
MARKETING SALES PRACTICES AND  
13 PRODUCT LIABILITY LITIGATION

) **Case No. 06-6689 CRB**  
) **MDL NO. 1699**  
) **District Judge: Charles R. Breyer**

14  
15 Jessie Klunk, Individually and on behalf of  
16 Edward Klunk,

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

17 Plaintiffs,

18 vs.

19 Pfizer Inc., et al.

) Defendants.  
20

21 Come now the Plaintiff, Jessie Klunk, Individually and on behalf of Edward Klunk, and  
22 Defendants, by and through the undersigned attorneys, pursuant to Federal Rule of Civil  
23 Procedure, Rule 41(a), and hereby stipulate to the dismissal of this action **with prejudice** as to  
24 the plaintiff named herein only with each side bearing its own attorneys' fees and costs.  
25  
26  
27  
28

1 DATED: Jan. 12, 2010

MATTHEWS & ASSOCIATES

2 By: 

3 David P. Matthews  
4 Attorneys for Plaintiffs

5 DATED: Jan. 12, 2010

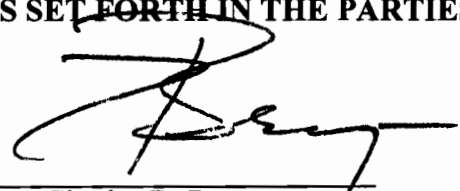
DLA PIPER LLP (US)

6 By: 

7 Michelle W. Sadowsky  
8 Attorneys for Defendants

9  
10 **PURSUANT TO THE TERMS SET FORTH IN THE PARTIES' STIPULATION,**  
11 **IT IS SO ORDERED.**

12  
13 Dated: FEB 17 2010

14   
15 Hon. Charles R. Breyer  
16 United States District Court