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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

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

) Osborne, et al. vs. Pfizer & Co., Inc.
) Case No.: **3:06-CV-06777-CRB**

) **MDL NO. 1699**
) **District Judge: Charles R. Breyer**

Nancy Osborne, Individually, and
as Administrator of the

ESTATE OF JOHN OSBORNE

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

) Plaintiffs,

) vs.


Pfizer, Inc., et al.

) Defendants.

Come now the Plaintiffs, Nancy Osborne, Individually, and as the Administrator of the Estate of John Osborne, 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.

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DATED: January 2, 2009

By: 
Roger L. DeMik, Esq.
Attorneys for Plaintiffs, Nancy Osborne, Individually, and
as the Administrator of the Estate of John Osborne

DATED: March 27, 2009 GORDON & REES

By: _____ /s/
Stuart M. Gordon
Attorneys for Defendants

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

Dated: April 3, 2009 
Hon. Charles R. Breyer
United States District Court