

1 PATRICK J. MULLIGAN
THE MULLIGAN LAW FIRM
2 4514 Cole Ave. STE 300
Dallas, TX 75205
3 Telephone: (214) 219-9779
Facsimile: (214) 520-8789
4 Email: office@mulliganlaw.com

5 Attorney for Plaintiff, Nathan Byrd
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12 UNITED STATES DISTRICT COURT
13 NORTHERN DISTRICT OF CALIFORNIA
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16 IN RE: BEXTRA AND CELEBREX
MARKETING SALES PRACTICES AND
17 PRODUCT LIABILITY LITIGATION

) Case No. [06-07112 CRB]
) MDL NO. 1699
) District Judge: Charles R. Breyer

18
19 Nathan Byrd,

20 Plaintiff,

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

21 vs.

22 Pfizer Inc, et al.


23 Defendants.

24 Come now the Plaintiff(s), Nathan Byrd, and Defendants, by and through the undersigned
25 attorneys, pursuant to Federal Rule of Civil Procedure, Rule 41(a), and hereby stipulate to the
26 dismissal of this action **with prejudice** with each side bearing its own attorneys' fees and costs.
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DATED: 9/9, 2009

THE MULLIGAN LAW FIRM

By: 
Patrick J. Mulligan
Attorney for Plaintiff, Nathan Byrd

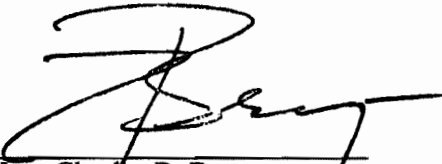
DATED: Oct. 22, 2009

DLA PIPER LLP (US)

By: /s/
Matt Holian
Attorneys for Defendants

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

Dated: OCT 28 2009


Hon. Charles R. Breyer
United States District Court