

1 J. Franklin Long
 2 Attorney for Plaintiff, Betty L. Smith,
 3 Executrix of the Estate of John Smith
 4 Law Offices of J. Franklin Long
 5 727 Bland Street
 6 Bluefield, West Virginia 24701
 7 (304) 327-5544

8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA

12 _____)
 13 IN RE: BEXTRA AND CELEBREX)
 14 MARKETING SALES PRACTICES AND)
 15 PRODUCT LIABILITY LITIGATION)

MDL Case-Specific Number C 07 0474
 CRB
MDL NO. 1699
District Judge: Charles R. Breyer

16 John Smith (Deceased) and
 17 Betty L. Smith,
 18
 19 Plaintiff,
 20 vs.
 21 Pfizer Inc, et al.,
 22 Defendants.

**STIPULATION AND ORDER OF
 DISMISSAL WITH PREJUDICE**

22 Come now the Plaintiff, Betty L. Smith, as Executrix of the Estate of John Smith and as
 23 an individual and Defendants, by and through the undersigned attorneys, pursuant to Federal
 24 Rule of Civil Procedure, Rule 41(a), and hereby stipulate to the dismissal of this action with
 25 prejudice with each side bearing its own attorneys' fees and costs.

26 DATED: September 2, 2009
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By: J. Franklin Long
Law Offices of J. Franklin Long
Attorney for Plaintiff, Betty L. Smith, Executrix
Of the Estate of John Smith
727 Bland St.
Bluefield, WV 24701
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DATED: _____ 9/14, 2009

By: /s/ Loren Brown
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Defendants' Liaison Counsel

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

Dated: Sept. 16, 2009

