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4 Attorneys for Plaintiffs

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6  
7 UNITED STATES DISTRICT COURT  
8 NORTHERN DISTRICT OF CALIFORNIA  
9 SAN FRANCISCO DIVISION  
10

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

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

13 Joseph B. Dale and Mary J. Dale v. Pfizer, Inc.,  
14 Pharmacia Corp., and G.D. Searle, LLC (fka  
G.D. Searle & Co.)

15 07-1058 CRB

**STIPULATION AND ORDER OF  
DISMISSAL WITH PREJUDICE**

16  
17 Come now Plaintiffs in the above-entitled actions and Defendants, by and through the  
18 undersigned attorneys, pursuant to Federal Rule of Civil Procedure, Rule 41(a), and hereby  
19 stipulate to the dismissal of these actions **with prejudice** as to all plaintiffs named therein with  
20 each side bearing its own attorneys' fees and costs.

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23 DATED: December 30, 2009

By: 

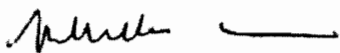
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27 *Attorneys for Plaintiffs*

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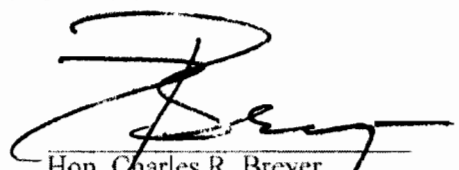
DATED: Jan. 26, 2010 By: 

**DLA PIPER LLP (US)**  
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New York, New York 10020  
Telephone: 212-335-4500  
Facsimile: 212-335-4501

*Defendants' Liaison Counsel*

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

Dated: **FEB 22 2010**

  
\_\_\_\_\_  
Hon. Charles R. Breyer  
United States District Court