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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

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

C07-1889  
MDL NO. 1699  
District Judge: Charles R. Breyer

Harry O'Brien,

Plaintiff(s),

vs.

Pfizer Inc, et al.

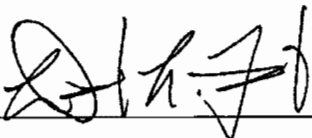
Defendants.

**STIPULATION AND ORDER OF  
DISMISSAL WITH PREJUDICE**

Come now the Plaintiff(s), **Harry O'Brien**, individually 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.

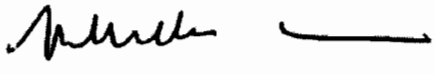
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DATED: Jan. 6, 2010

By:  \_\_\_\_\_

Hissey Kientz, L.L.P.  
Eric Walker, Esq.  
David L. Friend, Esq.  
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Attorneys for Plaintiff(s)

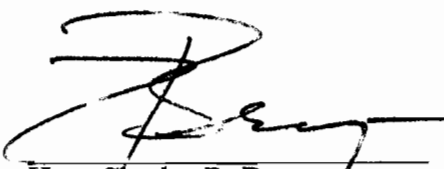
DATED: Jan. 6, 2010

By:  \_\_\_\_\_

DLA PIPER LLP (US)  
1251 Avenue of the Americas  
New York, NY 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: JAN 19 2010

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