

1 **THE WHITEHEAD LAW FIRM, L.L.C.**  
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5 Attorneys for Plaintiffs, Mark and  
 6 Joanne Schwartz

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 10 UNITED STATES DISTRICT COURT  
 11 NORTHERN DISTRICT OF CALIFORNIA  
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 15 IN RE: BEXTRA AND CELEBREX )  
 16 MARKETING SALES PRACTICES AND )  
 17 PRODUCT LIABILITY LITIGATION )

**Case No. 07-1975 CRB**  
**MDL NO. 1699**  
**District Judge: Charles R. Breyer**

18 Mark and Joanne Schwartz,  
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 20 Plaintiffs,  
 21 vs.  
 22 Pfizer Inc., et al.  
 23 Defendants.

**STIPULATION AND ORDER OF  
 DISMISSAL WITH PREJUDICE**

24 Come now the Plaintiffs, MARK and JOANNE SCHWARTZ, and Defendants, by and  
 25 through the undersigned attorneys, pursuant to Federal Rule of Civil Procedure, Rule 41(a), and  
 26 hereby stipulate to the dismissal of this action **with prejudice** with each side bearing its own  
 27 attorneys' fees and costs.  
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DATED: 6/21, 2009

THE WHITEHEAD LAW FIRM, LLC

By: [Signature]  
Clarence Mark Whitehead, III  
Attorneys for Plaintiffs, Mark and Joanne  
Schwartz

DATED: June 24, 2009

DLA PIPER LLP (US)

By: [Signature]  
Michelle W. Sadowsky  
Attorneys for Defendants

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

Dated: June 30, 2009

Hon. Charles R. Breyer  
United States District Court

