| 1 2 3 4 5   | Larry A. Tawwater, OBA No. 8852 Darren M. Tawwater, OBA No. 18854 David N. Mayo, OBA No. 21985 THE TAWWATER LAW FIRM, P.L.L.C. 211 North Robinson, Suite 1950 Oklahoma City, Oklahoma 73102 Telephone: (405) 319-7300 Fax: (405) 319-7350 Email: david@tawlaw.com |   |  |
|---|---|---|--|
| 6   | Attorneys for Plaintiff   |   |  |
|   | UNITED STATES DISTRICT COURT  |   |  |
|   | NORTHERN DISTRICT OF CALIFORNIA   |   |  |
|   | IN RE: BEXTRA AND CELEBREX MARKETING SALES PRACTICES AND PRODUCT LIABILITY LITIGATION   | MDL NO. 1699 District Judge: Charles R. Breyer                    |  |
|   | This Document Relates to:   |   |  |
|   | Mark Andersen   | STIPULATION AND ORDER OF DISMISSAL OF PLAINTIFF WITH              |  |
|   | ν.  | PREJUDICE   |  |
|   | Pfizer, Inc.; Pharmacia Corporation;<br>Pharmacia and Upjohn Company, LLC; and,<br>G.D. Searle, LLC   |   |  |
|   | (Case No. 08-5330 CRB)  |   |  |
| Come now Plaintiff, Mark Andersen, and Defendants, by and through the undersigned |   |   |  |
| 20  | 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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| 22  |   | 21 Ma   |  |
| 23  | DATED: October 16, 2009 By:   | Larry A. Tawwater, OBA No. 8852                                   |  |
| 24  |   | Darren M. Tawwater, OBA No. 18854<br>David N. Mayo, OBA No. 21985 |  |
| 25  |   | THE TAWWATER LAW FIRM, P.L.L.C. 211 North Robinson, Suite 1950    |  |
| 26  |   | Oklahoma City, Oklahoma 73102<br>Telephone: (405) 319-7300        |  |
| 27  |   | Facsimile: (405) 319-7350   |  |

STIPULATION AND ORDER OF DISMISSAL WITH PREJUDICE

Attorneys for Plaintiff

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Case No. MDL NO. 1699

| 1<br>2<br>3<br>4<br>5 | DATED: Nov. 9  By:  DLA PIPER LLP (US)  1251 Avenue of the Americas  New York, New York 10020  Telephone: (212) 335-4500  Facsimile: (212) 335-4501  Defendants' Liaison Counsel |  |
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| 12                    | PURSUANT TO THE TERMS SET FORTH IN THE PARTIES' STIPULATION,   |  |
| 13                    | IT IS SO ORDERED.  |  |
| 14                    | DATED: Mr. /3, 2009  |  |
| 15                    | Hon. Charles R. Breyer United States District Court  |  |
| 16<br>17              | Office States District Cour  |  |
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