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8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10 SAN FRANCISCO DIVISION
11

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

Case No.: 09-1344 CRB

MDL NO. 1699

District Judge: Charles R. Breyer

15 Jerome Apfel,

16 Plaintiff

17 vs.

18 Pfizer Inc, Walgreen Co., H.D. Smith
19 Wholesale Drug Co.,

20 Defendants.

**STIPULATION AND ORDER OF
DISMISSAL WITH PREJUDICE**

21
22 Come now the Plaintiff, Jerome Apfel in the above-entitled action and Defendants, by and
23 through the undersigned attorneys, pursuant to Federal Rule of Civil Procedure, Rule 41(a), and
24 hereby stipulate to the dismissal of this action **with prejudice** as to the plaintiff named herein

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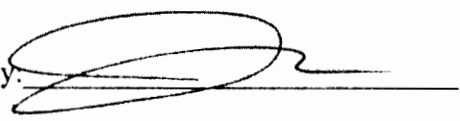
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only with each side bearing its own attorneys' fees and costs.

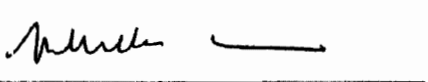
DATED: 3-9, 2010

By: 

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Attorneys for Plaintiff

DATED: Mar. 22, 2010

By: 

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Facsimile: 212-335-4501

Attorneys for Pfizer Inc

DATED: _____, 2010

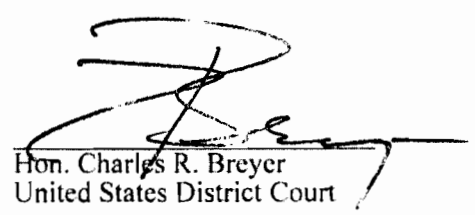
By: _____

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Telephone: 312-372-0770
Facsimile: 312-372-9818

Attorneys for Walgreen Co., H.D. Smith Wholesale Drug Co.

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

Dated: APR - 5 2010


Hon. Charles R. Breyer
United States District Court

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only with each side bearing its own attorneys' fees and costs.

DATED: _____, 2010 By: _____

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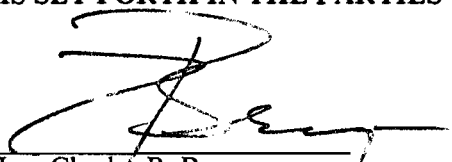
DATED: 2/24, 2010 By: 

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Attorneys for Walgreen Co., ~~H.D. Smith Wholesale Drug Co.~~

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

Dated APR - 5 2010



Hon. Charles R. Breyer
United States District Court