STIPULATION AND ORDER OF DISMISSAL WITHOUT PREJUDICE (CASE NO. C11-03575 JW)

The parties shall bear their own legal fees and costs. 2.

IT IS SO AGREED.

Dated: February 26, 2013

LAW OFFICE OF JEROME SCHREIBSTEIN

Jerome Schreibstein Attorneys for Defendants Bayer

BAYER CORPORATION; BAYER

HEALTHCARE PHARMACEUTICALS INC.; and

BAYER HEXLTHCARE LLC

Dated: February 26, 2013

LAW FIRM OF MICHAEL H. KIM

Attorneys for Plaintiff CASEY YU

<u>ORDER</u>

Based upon the parties' stipulation, and good cause otherwise appearing, this action is dismissed without prejudice as to defendants Bayer Corporation, Bayer HealthCare Pharmaceuticals Inc. and Bayer HealthCare LLC, the parties to bear their own legal fees and costs.

Dated: 2/28/13

Saundra Brown Armstrong

LOJS/1050538/5621259v.1