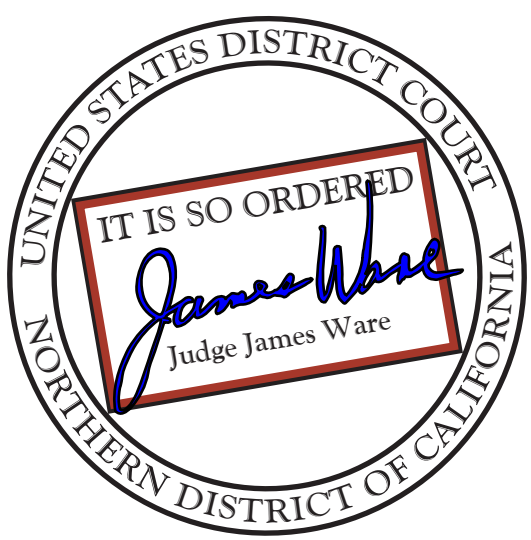


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10 UNITED STATES DISTRICT COURT
 11 NORTHERN DISTRICT OF CALIFORNIA

14 AUGUSTINE GAETA, individually, and
 MARGARITA GAETA, individually and as
 15 Guardian Ad Litem for A.G., a minor child,

16 Plaintiffs,

17 v.

18 PERRIGO PHARMACEUTICALS COMPANY,
 LONGS DRUG STORES CORPORATION,
 19 PAR PHARMACEUTICAL COMPANIES,
 INC., PAR PHARMACEUTICAL, INC., and
 20 BASF Corporation,

21 Defendants.

No.: 5:05-cv-04115-JW

**STIPULATION OF DISMISSAL AND
 ORDER THEREON**

22
 23
 24 It is hereby stipulated by and between the parties, by and through their undersigned
 attorneys, that pursuant to Federal Rule of Civil Procedure 41(a)(1)(ii), the Complaint of plaintiffs
 25 Augustine and Margarita Gaeta (“Plaintiffs”) and A.G. shall be dismissed, with prejudice, as to
 26 defendants BASF Corporation and Par Pharmaceutical, Inc. only. Each party shall bear its own
 27 costs, fees and expenses, including attorneys’ fees, in connection with this voluntary dismissal.
 28

1 Judgment of dismissal with prejudice may be entered hereon pursuant hereto without further notice.

2
3 DATED: March 10, 2009

TED B. LYON & ASSOCIATES, P.C.

4
5 By /s/ Marquette Wolf

6 Marquette Wolf, State Bar No. 00797685
7 David W. Townend, State Bar No. 20155700
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14
15 DATED: March 10, 2009

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16
17 By /s/ Meghan K. Landrum


18 Meghan K. Landrum, Esq.
19 1999 Harrison St., Suite 2400
20 Oakland, CA 94612
21 Attorneys for Defendant
22 BASF Corporation

23
24 **ORDER**

25
26 PURSUANT TO STIPULATION, IT IS SO ORDERED:

27 The Clerk shall terminate the above named Defendants from the Docket.

28 DATED: March 19, 2009


HONORABLE JAMES WARE
UNITED STATES DISTRICT JUDGE