

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA**

PUBLIC CITIZEN, INC.,	)	
	)	
Plaintiff,	)	
	)	
v.	)	C. A. No. 08-00005(HHK)
	)	
FOOD AND DRUG ADMINISTRATION,	)	
	)	
Defendant.	)	
_____	)	

**STIPULATION OF DISMISSAL**

Plaintiff Public Citizen brought this case alleging that defendant United States Food and Drug Administration (FDA) had unreasonably delayed action on Public Citizen’s August 29, 2006 citizen petition seeking increased warnings about the risk of tendon injury associated with fluoroquinolone antibiotics. On July 24, 2008, FDA issued a decision on Public Citizen’s petition. Therefore, pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii), the parties hereby stipulate to the dismissal of this action, each party to bear its own costs and attorney fees.

Respectfully submitted,

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Dated: July 25, 2008