

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

In re: GUIDANT CORP. IMPLANTABLE
DEFIBRILLATORS PRODUCTS
LIABILITY LITIGATION

MDL No. 05-1708 (DWF/AJB)

This Document Relates to:

Nathan Smith,

v. Civil No. 06-2160 (DWF/AJB)

Guidant Corporation and Guidant Sales
Corporation,

Defendants.

**ORDER FOR
VOLUNTARY DISMISSAL**

On November 15, 2006, Plaintiff Nathan Smith filed a Notice of Voluntary Dismissal (MDL No. 05-1708 (DWF/AJB), Doc. No. 897) pursuant to Federal Rule of Civil Procedure 41(a). After consideration of the submission and review of the procedural history of the file, **IT IS HEREBY ORDERED:**

1. Plaintiff Nathan Smith's Complaint (Civil No. 06- 2160, (DWF/AJB), Doc. No. 1) is **DISMISSED WITHOUT PREJUDICE.**

2. Each party to bear its own costs.

LET JUDGMENT BE ENTERED ACCORDINGLY.

Date: November 17, 2006

s/Donovan W. Frank
DONOVAN W. FRANK
Judge of United States District Court