

**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:

Cardienne Morris; Doree L. Beaune;  
Robert E. Bateman; Thomas K. Orr, Sr.; and  
Albert Schulz,

Plaintiffs,

v. Civil No. 06-3417 (DWF/AJB)

Guidant Corporation; Cardiac Pacemakers,  
Inc.; Guidant Sales Corporation; and Boston  
Scientific Corporation,

Defendants.

(as to Plaintiff Robert E. Bateman only)

**ORDER FOR DISMISSAL  
WITHOUT PREJUDICE**

This matter is before the Court upon Plaintiff Robert E. Bateman's Motion for Leave to Dismiss Plaintiff Robert E. Bateman, Only, From Civil Action No. 06-3417 Without Prejudice filed on April 27, 2007 (MDL No. 05-1708 (DWF/AJB), Doc. No. 1665; Civil No. 06-3417 (DWF/AJB), Doc. No. 4). After consideration of the submissions and review of the procedural history of the file,

**IT IS HEREBY ORDERED:**

1. Plaintiff Robert E. Bateman's Motion for Leave to Dismiss Plaintiff Robert E. Bateman, Only, From Civil Action No. 06-3417 Without Prejudice (MDL No.

05-1708 (DWF/AJB), Doc. No. 1665; Civil No. 06-3417 (DWF/AJB), Doc. No. 4) is  
**GRANTED.**

2. Plaintiff Robert E. Bateman's claims against Defendants Guidant Corporation; Cardiac Pacemakers, Inc.; Guidant Sales Corporation; and Boston Scientific Corporation, expressed in the Complaint (Civil No. 06-3417 (DWF/AJB), Doc. No. 1) are **DISMISSED WITHOUT PREJUDICE.**

3. Each party to bear its own costs.

**LET JUDGMENT BE ENTERED ACCORDINGLY WITH RESPECT TO  
PLAINTIFF ROBERT E. BATEMAN ONLY.**

Dated: April 30, 2007

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