

**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:

Benjamin Strum and Rosylyne Strum,  
  
Plaintiffs,

v. Civil No. 06-3586 (DWF/AJB)

Guidant Corporation and Holy Cross  
Hospital, Inc.,

Defendants.

(as to Defendant Holy Cross Hospital, Inc.  
only)

**ORDER FOR VOLUNTARY  
DISMISSAL WITHOUT PREJUDICE**

On December 18, 2006, Plaintiffs filed a Notice of Voluntary Dismissal (MDL 05-1708 (DWF/AJB), Doc. No. 1032) pursuant to Federal Rule of Civil Procedure 41(a) with respect to their claims against Defendant Holy Cross Hospital, Inc. After consideration of the submission and review of the procedural history of the file,

**IT IS HEREBY ORDERED AND ADJUDGED:**

1. Plaintiffs' claims against Holy Cross Hospital, Inc. contained in the Complaint (Civ. No. 06-3586 (DWF/AJB), Doc. No. 1) are hereby **DISMISSED WITHOUT PREJUDICE**.

2. Each party is to bear its own costs.

**LET JUDGMENT BE ENTERED ACCORDINGLY WITH RESPECT TO  
HOLY CROSS HOSPITAL, INC.**

Dated: December 22, 2006

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