

**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 All Actions

**ORDER REGARDING GUIDANT'S
RESPONSE TO PLAINTIFFS'
SECOND MOTION TO COMPEL
PRODUCTION OF DEFENDANT
FACT SHEETS**

On December 8, 2006, Plaintiffs filed a Motion to Compel Production of Defendant Fact Sheets (MDL 05-1708 (DWF/AJB), Doc. No. 998) with respect to the individual cases listed on Exhibit A to their Motion. Plaintiffs did not request oral argument. Based on both Plaintiffs' and Guidant's representations, the Court did not rule on that motion because the parties agreed that they were working to resolve the issues presented in the Motion. Apparently, the parties have not resolved the issues because on March 15, 2007, Plaintiffs filed a Second Motion to Compel Production of Defendant Fact Sheets (MDL 05-1708 (DWF/AJB), Doc. No. 1338) with respect to the individual cases listed on Exhibit A to their Motion.

In the event the parties cannot resolve the issues and absent an agreement among the parties, Guidant shall submit its response to Plaintiffs' Second Motion no later than ten (10) days from the date of this Order. The Court will rule on the Motion without oral argument.

Dated: March 16, 2007

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