

**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:

Leland H. Braund,

Plaintiff,

v. Civil No. 05-2035 (DWF/AJB)

Guidant Corporation, Guidant Sales
Corporation, and Cardiac Pacemakers, Inc.,

Defendants.

**ORDER FOR DISMISSAL
WITHOUT PREJUDICE**

Pursuant to the parties' Stipulation (MDL No. 05-1708 (DWF/AJB), Doc. No. 1935; Civil No. 05-2035 (DWF/AJB), Doc. No. 31),

IT IS HEREBY ORDERED:

1. The above-entitled matter is hereby **DISMISSED WITHOUT PREJUDICE**.
2. Plaintiff shall refile a new lawsuit in this Court alleging diversity jurisdiction under 28 U.S.C. § 1332.
3. Upon the refiling of the new lawsuit, the docket entries from Civil No. 05-2305 (DWF/AJB) shall be transferred into the new lawsuit's docket.

Dated: June 13, 2007

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