

**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:

Vernon E. Thon, individually, and on behalf
of all similarly situated persons,

Plaintiff,

v. Civil No. 06-3047 (DWF/AJB)

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

Defendants.

**ORDER FOR DISMISSAL
WITHOUT PREJUDICE**

Plaintiff Vernon E. Thon, individually, and on behalf of all similarly situated persons, by and through his counsel, filed a Notice of Voluntary Dismissal Without Prejudice on September 27, 2007 (MDL No. 05-1708 (DWF/AJB), Doc. No. 2423; Civil No. 06-3047 (DWF/AJB), Doc. No. 4) pursuant to Federal Rule of Civil Procedure 41 with respect to his claims against Defendants Guidant Corporation; Cardiac Pacemakers, Inc.; and Guidant Sales Corporation. After consideration of the submissions and review of the procedural history of the file,

IT IS HEREBY ORDERED:

1. Plaintiff Vernon E. Thon's claims against Defendants Guidant Corporation; Cardiac Pacemakers, Inc.; and Guidant Sales Corporation expressed in the Complaint (Civil No. 06-3047 (DWF/AJB), Doc. No. 1) are **DISMISSED WITHOUT PREJUDICE.**

2. Each party to bear its own costs.

LET JUDGMENT BE ENTERED ACCORDINGLY.

Dated: September 28, 2007

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