

**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:

Virginia Barnett, Gwinn Blackshear, Robert
Chapman, Charles Chandler, Gary Edmonds,
Rodolfo G. Espinoza, Maria Furstenau,
Deborah Van Meter Green, Betty L. Kyler,
Harold Martin, Sr., James Metcalf, Jonel
Moody, Harold Reed, Lorenzo Ridley,
Sonia R. Sanchez, Vergil Songer, Zelda
St. Clair, Jerry Utley, Geneva Walker, Wayne
Wanner, and Mollie S. Woodall,

Plaintiffs,

v. Civil No. 07-2296 (DWF/AJB)

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

Defendants.

(as to Plaintiff Gwinn Blacksher only)

Harry Adair, Leroy Albers, Phyllis
Alexander, Billy Joe Anderson, Jeanne
Andrews, Frank Anfuso, Cecil Barnette, Jim
Barrett, Thurman Bass, Eugenia Bean, Linda
Belton, Diane Benn, Paul Besaw, Gert
Binroth, Gwinn Blacksher, Paul Bolt, Andrew
Bonamassa, Brenda Bostad, Charles Bowen,
Anita Brackenbrough, Moses Brackin, Jr.,

**ORDER FOR DISMISSAL
WITHOUT PREJUDICE**

Francis Bradbury, John Bradley, Dennis Britton, William Broman, Darry Brown, Donnie Brown, Carl Butler, Rex Byington, Jesse Carroll, Roger Cathey, Eileen Chenell, Eldwood Cheverie, Linda Cianfrocca, Harry Claar, Diane Clark, Charles H. Clegg, Ray Clinger, Dennis Collins, Donald Coxey, Robert Craig, Leon Crandall, Linda Cummings, Roger Davidson, Bettie Davis, David Deist, Roland Denzer, Larry Detty, Lexander Disko, Randall Dix, Smiley Dobson, Oscar Dozier, Tom Dywan, James Eberl, Michael Edwards, Donald Ellis, Ruhnetta Fennell, Hermann Fleischer, Raymond Foster, Jerry Fourman, Richard Fuller, Donald Galeno, Azaline Gibbs, Joshua Gibbs, Thomas Gier, Kibby Gore, Jim Grant, Aubrey Green, Carolyn Green, James Green, Clara Griffis, Carol Grisham, William Guinn, Judy Hackworth, Perry Hallford, Clifford Hanks, Donald Harmon, Bobby Harrington, Alfred Heeter, Jr., Mary Hersman, Bobby Hester, Ola Hinson, Donald Hoffman, Walter Hungarter, Larry Hunt, Frank Husted, Daniel Huston, Darrell Jackson, Linda Jackson, Otis Jamison, Kenneth Jarman, Paul Jennison, Lawrence Johnson, Robert Johnson, Charles Jones, David Jones, Mark Jones, Anita Kidd, Jo Lee Kimball, Frank Korkow, Douglas Laliburt, Alto Lee, Joanne Lee, Marguerite Lee, Leonard Lemons, Jim Liberman, Alfred Lindsay, John Love, Cleaster Lowe, Jimmie Maclin, Carlo Magagnoli, Robert Maguire, Floyd Mankameyer, Thomas Markish, William Marmion, John Marshall, Edgar Martindale, George Martinez, Michael Maurer, William Maurer, John McHutchinson, Jimmie McNair, Chiquita McRae-Reams, Gary Meadows, Charles Miller, Ellen Miller, Sharon Miller, Wanda Miller, James Minton, III, Robert Mitchell, Jeremiah Mobley, Rezk Mohamed, Don Moore, Thomas Morgan, Guy Muntzer,

William Needham, Ronald Nelsen, Anita Nelsen, Frances Oakley, Kris O'Dell, Lillian Packer, Charles Parker, Fresia Pedersen, Gladys Perry, Amanda Petty, Larry Phillips, Cheryl Proche, Peggy Reeder, John A. Reid, Richard Reid, Joyce Riffel, Angel Rivero, James Roberts, Janet Sabel, Theodore Sanders, Anthony Sciarretta, James Serritella, David Shepherd, Jack Shepperd, Timothy Sims, Joyce Smith, Mark Snedegar, James Snow, Sean Spishak, James Stevens, Robert Stuhlman, Bruce Sutherland, Steven Sykes, Minnie Tate, Thomas Tooley, Merville Torian, James Vangundy, Mack Vincent, Edith Wall, Ira Warner, Gregory Washington, Jerry Wassenberg, Thomas Westwood, Betty Whaley, Joseph Whallen, Steven Williams, Freddie Wilson, Jewell Wint, and Stanley Wright,

Plaintiffs,

v. Civil No. 07-2914 (DWF/AJB)

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

Defendants.

(as to Plaintiff Gwinn Blacksher only)

This cause comes before the Court on Plaintiff Gwinn Blacksher's stipulation of voluntary dismissal (Civil No. 07-2296 (DWF/AJB), Doc. No. 4)¹ due to the duplicate filing of his cause of action as named Plaintiff in Civil No. 07-2296 (DWF/AJB) and in Civil No. 07-2914 (DWF/AJB).

The Court hereby orders and adjudges that Plaintiff Gwinn Blacksher is **DISMISSED WITHOUT PREJUDICE** from Civil No. 07-2296 (DWF/AJB) with the intent that Plaintiff Gwinn Blacksher will continue as a named Plaintiff in the action filed on June 15, 2007, and docketed as Civil No. 07-2914 (DWF/AJB).

Dated: October 22, 2007

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

¹ Plaintiff filed his stipulation only in one of the original cases (Civil No. 07-2296 (DWF/AJB), Doc. No. 4). Plaintiff should have filed his stipulation in both of the original cases (Civil No. 07-2296 (DWF/AJB) and Civil No. 07-2914 (DWF/AJB)) and in the master case MDL No. 05-1708 (DWF/AJB).