

LAW OFFICES OF
**REINER, SIMPSON &
SLAUGHTER**

2851 Park Marina Drive, Suite 200
Post Office Box 494940
Redding, CA 96049-4940
(530) 241-1905
FAX (530) 241-0622

Russell Reiner, State Bar No.084461
Robert G. Simpson, State Bar No. 67556
Todd Slaughter, State Bar No. 87753
Stacy K. Larson, State Bar No. 238103

Attorneys for Plaintiffs

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

In re: Guidant Corp. Implantable
Defibrillators Products Liability
Litigation

MDL No. 05-1708 (DWF/AJB)

This pleading relates to:

Lawrence Bena, Deceased, by and
through Melita Bena, his Successor in
Interest,

District of MN. Case No. 07-8
C.A. No: 2:06-2420

Plaintiffs,

vs.

Guidant Corporation, et al.

Defendants.

**NOTICE OF MOTION AND MOTION TO WITHDRAW AS COUNSEL OF
RECORD**

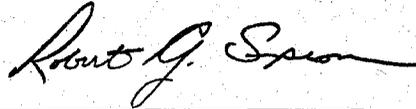
PLEASE TAKE NOTICE that the undersigned will bring the following motion on for consideration before The Honorable Donovan W. Frank at a time to be selected by Judge Frank, for an Order pursuant to Local Rule 83.7(c) permitting Reiner, Simpson & Slaughter, through its attorney Robert G. Simpson,

to withdraw from the representation of Plaintiff Lawrence Bena, Deceased, by and through Melita Bena, his Successor in Interest.

Said Motion is based upon the attached Affidavit of Robert G. Simpson.

Dated: February 6, 2008.

REINER, SIMPSON & SLAUGHTER

By: 

Robert G. Simpson
Attorneys for Plaintiff

CERTIFICATION OF SERVICE

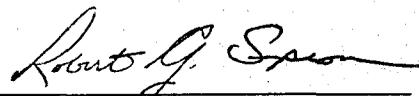
I hereby certify that the above and foregoing **NOTICE OF MOTION AND MOTION TO WITHDRAW AS COUNSEL OF RECORD; AFFIDAVIT OF ROBERT G. SIMPSON IN SUPPORT OF MOTION TO WITHDRAW AS COUNSEL OF RECORD; and [PROPOSED] ORDER** have been served on the following parties, by U.S. Mail and facsimile or U.S. Mail and e-mail, as indicated below, and upon all parties by electronically uploading and filing the same on the Court's Pacer system this 6th day of February, 2008:

Charles S. Zimmerman
Plaintiffs Liaison Counsel
Zimmerman Reed
651 Nicolett Mall, Suite 501
Minneapolis, MN 55402-4123
Fax: 612-341-0844

Joseph M. Price, Esq.
Guidant Liaison Counsel
Faegre & Benson
2200 Wells Fargo Center
90 South Seventh Street
Minneapolis, MN 55402-3901
Fax: 612-766-1600

Timothy A. Pratt, Esq.
Shook Hardy & Bacon LLP
2555 Grand Blvd.
Kansas City, Mo 64108-2613
Fax: 816-421-5547

Melita Bena
13765 Creek Trail
Redding, Ca 96003
E-Mail: melitabena@hughes.net



ROBERT G. SIMPSON
Attorney for Plaintiffs