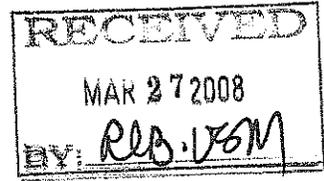


Exhibit 1

Judge Donovan Frank
180 East Street
7th Floor
St Paul, MN 55101



March 22, 2008

Dear Judge Frank,

As a plaintiff in the proceedings and settlement with Guidant Corporation, its subsidiaries and Boston Scientific which you have administered, I am writing to express my concern about issues raised in the following memorandum:

MEMORANDUM OPINION AND AMENDED ORDER REGARDING DETERMINATION OF THE COMMON BENEFIT ATTORNEY FEE AMOUNT AND REASONABLE ASSESSMENT OF ATTORNEY FEES (MDL No. 05-1708 (DWF/AJB), Doc. Nos. 2595, 2598) (Written Opinion). Signed by Judge Donovan W. Frank on 3/7/08.

I want to lay out some concerns that relate to your consideration of the remuneration to be paid to the legal firms and thus to the plaintiffs. If my experience is to be taken as a benchmark, I believe the figures that you have arrived at are grossly inflated in favor of the legal firms and against the interests of those most affected: the patients.

The following is a brief synopsis of my experiences, observations and arguments.

Rushed Interactions. Last August, 2007, following a request from Brown and Crouppen, the law firm that I approached and agreed would represent me in this class action, I submitted the necessary documents. At the time I was approached for these documents it was hurriedly and by a legal assistant. On subsequent occasions I made telephone calls to Brown and Crouppen and on three separate occasions was told I would receive a call back and this did not happen. At no time did I ever speak with a qualified lawyer! All my interactions were with legal assistants.

- I do not consider that this experience reflects the high minded claims and costing that appear in your document, which gratefully include a criticism by you of the inflated claims of hours worked and hourly rates by the legal representatives.

Change of Representation. Some time after August 2007, I was informed that my interests in this case were being argued by Alystock, Witkin, Kreis and Overholtz (AWKO). At no time was I directly contacted by this new representative. While I was told that there would be no reduction in any settlement I would receive, I have, to this day, had no direct contact with the second firm. (I do have a brief letter, dated March 5, 2008, signed by Laura E. Caimi, from Brown and Crouppen. There is no title or notice as to her qualifications, or position in the firm, although I do notice that there is a Ronald A. Caimi listed on the firm's letterhead. If a firm is arguing a case and claiming some sort of best practice in its relations with its clients, surely they can do better than this? "This"

being either a wife, daughter or some other named relative of a partner, authoring a letter, a copy of which I have enclosed for your records. As of today's date, I await contact from AWKO.

- Surely the law should engender confidence in the public, rather than anxiety about apparent deals done between and within law firms that are not transparent.

Minimal work, maximum outcome. The lawyers who have argued this case have not had to make an argument. Guidant admitted liability and as far as I know, Guidant itself proposed a final settlement figure of \$240 million dollars.

- From a public policy perspective, how is it possible for the legal firms that have made a "case" to actually claim that as truth. Rather, what they have done is act as a clearing house for a class action, that could have been run out of your courtroom and administrative offices, probably more efficiently. To all intents and purposes the legal fraternity is pitting themselves against their client's interests.

I am not so naïve as to think that litigation can operate without trained legal experts. I am however, disturbed, as I believe you may be, to see the efforts of Guidant to resolve the class action discounted by the legal fraternity. Guidant did the right thing, acknowledging their responsibility to the patients with a proposed payment and tort resolution of the harm the firm admitted was caused by their ICD device. The legal fraternity has not followed this pathway of goodwill, and or good faith.

Judge, I and hundreds like me do not need to see a significant proportion of the settlement proceeds directed away from us, the distressed patients, going to people who do not deserve the payments they are claiming. On any level, this qualifies as injustice.

I appeal to you to express the public trust that you represent, by arguing in favor of those who are most in need of the financial solution that is available. Many of them, as you kindly note in your discussion of legal fees, are aged, infirm and in great need. They and I (at a relatively young 51 years of age) do not need the further indignity of legal parsimony in the distribution of the settlement monies.

Thank you for your time and consideration.

Yours sincerely,

A handwritten signature in black ink, appearing to read "Marcus J. Breen", with a long horizontal flourish extending to the right.

Marcus J. Breen Ph.D.
56 Gardner Street
Newton, MA 02458.

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March 5, 2008

Ronald A. Brown
Terry B. Crouppen
Ronald A. Caimi*
Ray E. Alexander*
Steven M. Aroesty*^{YS}
Edward I. Herman*
Jerry Crowder*
James D. Ryan*
John J. Driscoll*
Alvin Andrew Crouppen
Seth S. Webb*[†]
Steven G. Brown +
Crista R. Johnson
Earl W. Hubbs*
Robert G. Jones*
Timothy A. Kohlenhoefer
Martin A. Klug*[◆]
Joseph A. Montecitto

Frank A. Williams
Of Counsel

John E. Cantalin
Administrator

* Also licensed to practice in Illinois
Y Also licensed to practice in New York
§ Also licensed to practice in DC
+ Also licensed to practice in Kansas
† Also licensed to practice in Minnesota
◆ Also licensed to practice in Florida

Re: Guidant Claim

Dear Client:

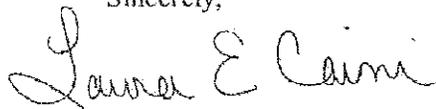
We are pleased to inform you that Judge Frank has approved the Guidant settlement agreement. This does not mean that your settlement is final. You must formally accept the offer and sign the necessary paperwork if you wish to conclude your claim.

We previously advised you that we enlisted the assistance of co-counsel, Aylstock, Witkin, Kreis & Overholtz and that they are a member of the Guidant Litigation Group. We also informed you that their involvement would not increase your attorney fees.

Our co-counsel will be taking a more active roll as we move forward with your claim. You will, or may have already received, paperwork from their office or another member of the Guidant Litigation Group. We will continue to be personally involved in your claim and are available for questions. However, in the future you may also contact our co-counsel in regards to any letters you receive pertaining to your settlement. It is very important if you are contacted by either firm you respond immediately.

We would like to take this opportunity to thank you for allowing our law firms to represent you in this litigation.

Sincerely,



Laura E. Caimi

LEC/rms