

**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:

Diana Tohm,

Plaintiff,

v. Civil No. 06-4657 (DWF/AJB)

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

Defendants.

**ORDER FOR DISMISSAL
WITH PREJUDICE**

On November 28, 2006, Plaintiff Diana Tohm's counsel of record filed a Complaint by Adoption.

On April 2, 2008, Plaintiff, by and through her counsel of record, filed a Stipulation of Dismissal With Prejudice (MDL No. 05-1708 (DWF/AJB), Doc. No. 2714; Civ. No. 06-4657 (DWF/AJB), Doc. No. 5), pursuant to Federal Rule of Civil Procedure 41(a)(1).

After consideration of the submissions and review of the procedural history of the file, the Court hereby enters the following:

Based upon the Stipulation, **IT IS HEREBY ORDERED** that all claims of Plaintiff Diane Tohm (Civ. No. 06-4657 (DWF/AJB)) against all named

Defendants—including but not limited to, any of the following companies that are named as Defendants in this lawsuit: Guidant Corporation; Guidant Sales Corporation; Cardiac Pacemakers, Inc.; Boston Scientific Corporation; and Guidant Puerto Rico Sales Corporation—are **DISMISSED WITH PREJUDICE** in their entirety, and each party shall bear its own costs.

LET JUDGMENT BE ENTERED ACCORDINGLY.

Dated: April 8, 2008

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