

**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:

Jack Blair and Barbara Blair,

Plaintiff,

v. Civil No. 06-2957 (DWF/AJB)

Guidant Corporation, an Indiana corporation;
Cardiac Pacemakers, Inc., a Minnesota
corporation; Guidant Sales Corp., an Indiana
corporation; and Cedars Healthcare Group,
Ltd., a Florida corporation d/b/a Cedars
Medical Center,

Defendants.

**ORDER FOR DISMISSAL
WITH PREJUDICE**

On or about May 3, 2006, Plaintiffs' counsel of record filed this product liability action against the Guidant Defendants and Cedars Healthcare Group, Ltd., d/b/a Cedars Medical Center in Florida state court. On or about May 31, 2006, this matter was removed from the Circuit Court for the Eleventh Judicial Circuit in and for Miami-Dade County, Florida, to the United States District Court for the Southern District of Florida. Subsequently, on or about September 12, 2006, this matter was assigned by the Judicial Panel on Multidistrict Litigation to the Guidant MDL 05-1708 (DWF/AJB).

On June 9, 2008, the parties, by and through their counsel of record, filed a Stipulation of Dismissal With Prejudice (Civ. No. 06-2957 (DWF/AJB), Doc. No. 5¹), 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:

ORDER

Based upon the Stipulation, **IT IS HEREBY ORDERED** that all claims of Plaintiffs Jack Blair and Barbara Blair (Civ. No. 06-2957 (DWF/AJB)), against all named Defendants, including but not limited to the following company that is named as a Defendant in this lawsuit: Cedars Healthcare Group. Ltd., d/b/a Cedars Medical Center--are **DISMISSED WITH PREJUDICE** in their entirety, and each party shall bear its own costs.

LET JUDGMENT BE ENTERED ACCORDINGLY.

Dated: June 16, 2008

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

¹ Counsel filed the Stipulation for Dismissal With Prejudice only in the individual case (Civil No. 06-2957 (DWF/AJB), Doc. No. 5). The Stipulation should also have been filed in the master case, MDL 05-1708 (DWF/AJB).