

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

In re: GUIDANT CORP. IMPLANTABLE
DEFIBRILLATORS PRODUCTS LIABILITY
LITIGATION

MDL No. 0:05-md-01708-DWF-AJB

Case No: 0:07-cv-03825-DWF-AJB

Alexander, et al.
Plaintiff(s)

**MOTION TO WITHDRAW AS
COUNSEL OF RECORD WITHOUT
SUBSTITUTION FOR PLAINTIFF
STEPHEN NOBLE, as Personal
Representative for the Estate of
SCOTT NOBLE (DCD)**

v.

Guidant Corporation, et al.
Defendant(s).

**MOTION TO WITHDRAW AS COUNSEL OF RECORD WITHOUT
SUBSTITUTION FOR PLAINTIFF STEPHEN NOBLE, as Personal
Representative for the Estate of SCOTT NOBLE (DCD)**

Pursuant to Rule 83.7(b) of the Local Rules of the United States District Court for the District of Minnesota, counsel for Stephen Noble, as Personal Representative for the Estate of Scott Noble (dcd) (hereinafter referred to as "Stephen Noble"), Brown & Crouppen, P.C.; Seth S. Webb; Aylstock, Witkin, Kreis & Overholtz, PLLC; Barrios, Kingsdorf & Casteix, LLP; Lundy & Davis; Andrus & Boudreaux, PLC; and all other attorneys of record in this matter hereby request the Court and counsel allow for the withdrawal as counsel of record for Stephen Noble. The undersigned currently are listed as counsel for Stephen Noble and of counsel and hereby request withdrawal and in support thereof state:

Plaintiff, Stephen Noble, has failed to respond to any and all of Counsel's several communication attempts regarding the upcoming deadlines in this case. Counsel has sent letters via Federal Express and Certified Mail to Plaintiff's last known address of 2405 S. Drake Ave., Third Floor, Chicago, IL 60623-3916. Undersigned counsel has also left numerous messages on Plaintiff's answering machine on at least January 29, 2008, January 30, 2008, and March 7, 2008, and March 10, 2008, to which there was no response. Copy of said letters are attached as Exhibit A.

A copy of this motion will be served upon Plaintiff at his last known address of 2405 S. Drake Ave., Third Floor, Chicago, IL 60623-3916.

Dated: June 13, 2008

Respectfully submitted,
BROWN AND CROUPPEN, P.C.

/s/ SETH SHARROCK WEBB
Seth Sharrock Webb, MN Bar No. 0387252
720 Olive Street, Suite 1800
St. Louis, Missouri 63101
314-421-0216
314-421-0359 facsimile
ATTORNEY FOR PLAINTIFF
STEPHEN NOBLE

Aylstock, Witkin, Kreis & Overholtz, PLLC
803 North Palafox St.
Pensacola, Florida 32501
850-202-1010
OF COUNSEL FOR PLAINTIFF
STEPHEN NOBLE

Barrios, Kingsdorf & Casteix, LLP
701 Poydras Street, Suite 3650
New Orleans, LA 70139-3650
504-524-3300
OF COUNSEL FOR PLAINTIFF
STEPHEN NOBLE

Lundy & Davis
501 Broad Street
Lake Charles, LA 70601
337-439-0707
OF COUNSEL FOR PLAINTIFF
STEPHEN NOBLE

Andrus & Boudreaux, PLC
1775 Sherman Street, 31st Floor
Denver, CO 80203
303-376-6360
OF COUNSEL FOR PLAINTIFF
STEPHEN NOBLE

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Motion to Withdraw As Counsel of Record Without Substitution has been filed electronically on this 13th day of June 2008 using the Court's CM/ECF system and sent via USPS Certified Mail to Plaintiff Stephen Noble at his last known address of:

2405 S. Drake Ave., Third Floor
Chicago, IL 60623-3916

Dated: June 13, 2008

Respectfully submitted,
BROWN AND CROUPPEN, P.C.

/s/ SETH SHARROCK WEBB
Seth Sharrock Webb, MN Bar No. 0387252
720 Olive Street, Suite 1800
St. Louis, Missouri 63101
314-421-0216
314-421-0359 facsimile
ATTORNEY FOR PLAINTIFF
STEPHEN NOBLE

EXHIBIT A

BROWN CROUPPEN

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Attorneys at Law
A Professional Corporation

Midwest Regional Headquarters
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720 Olive Street, Suite 1800
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(Fax) 314-421-0359
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Arnold, Missouri
St. Charles, Missouri
Washington, Missouri
Fairview Heights, Illinois

May 13, 2008

Ronald A. Brown
Terry B. Crouppen
Ronald A. Caimi*
Ray E. Alexander*
Steven M. Aroesty*¥§
Edward I. Herman*
Jerry Crowder*
James D. Ryan*
John J. Driscoll*
Alvin Andrew Crouppen
Seth S. Webb*†
Steven G. Brown +
Earl W. Hubbs*
Robert G. Jones*
Timothy A. Kohlenhoefer
Martin A. Klug*‡
Joseph A. Montecillo
Sam W. Eveland

Frank A. Williams
Of Counsel

John E. Cantalin
Administrator

* Also licensed to practice in Illinois
¥ 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

CERTIFIED MAIL RETURN RECEIPT REQUESTED

Mr. Stephen Noble
2405 S. Drake Ave., Floor 3
Chicago, IL 60623-3916

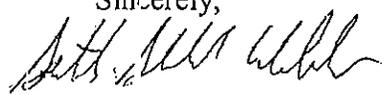
RE: Your Guidant Claim

Dear Mr. Noble:

We have attempted to contact you on multiple occasions by phone and mail in order to obtain information that would allow us to complete the court documents that need to be filed on your case. To date, we have not received a response from you, or any of the information requested by this office and the court has imposed a time restriction on providing these forms on your case.

Unless we have this information within seven (7) days we will file a motion to withdraw from your case and your ability to recover will be detrimentally and irreparably damaged. Said differently, your failure to assist us in our representation of you may forever prevent you from being able to receive compensation for your claim.

Ryan M. Sullivan, immediately at 1-800-536-4357 and she can retrieve this additional information from you so we can

Sincerely,

Seth Webb

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Sent To: Mr. Stephen Noble
 Street, Apt. No., or PO Box No. 2405 S. Drake Ave. Fl 3
 City, State, ZIP+4 Chicago, IL 60623

PS Form 3800, August 2006 See Reverse for Instructions

ROWEN & UPPEN

Attorneys at Law
National Corporation
Post Office Building
1000 North 10th Street, Suite 1800
St. Louis, Missouri 63101-2302
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*NL #4
5/15*



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Mr. Stephen Noble

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Chicago, IL

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UNABLE TO FORWARD

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*0616-10550-13-39



17 0710 0003 6019 2881

~~606230299 0100299~~

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY	
<ul style="list-style-type: none"> ■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. ■ Print your name and address on the reverse so that we can return the card to you. ■ Attach this card to the back of the mailpiece, or on the front if space permits. 	A. Signature X <input type="checkbox"/> Agent <input type="checkbox"/> Addressee	
1. Article Addressed to: Mr. Stephen Noble 2405 S. Drake, Floor 3 Chicago, IL 60623-3916	B. Received by (<i>Printed Name</i>)	C. Date of Delivery
2. Article Number (Transfer from service label)	D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No	
	3. Service Type <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input checked="" type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.	
	4. Restricted Delivery? (<i>Extra Fee</i>) <input type="checkbox"/> Yes	
7007 0710 0003 6019 2881		
PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540		

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(Fax) 314-421-0359
www.brownandcrouppen.com

Kansas City, Missouri
Arnold, Missouri
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Washington, Missouri
Fairview Heights, Illinois

May 13, 2008

Mr. Stephen Noble
2405 S. Drake Ave., Floor 3
Chicago, IL 60623-3916

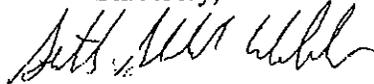
RE: Your Guidant Claim

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Unless we have this information within seven (7) days we will file a motion to withdraw from your case and your ability to recover will be detrimentally and irreparably damaged. Said differently, your failure to assist us in our representation of you may forever prevent you from being able to receive compensation for your claim.

Please contact your paralegal, Ryan M. Sullivan, immediately at 1-800-536-4357 and she will discuss with you the best way to retrieve this additional information from you so we can move forward on your file.

Sincerely,

Seth Webb

SSW/rms

Ronald A. Brown
Terry B. Crouppen
Ronald A. Caimi*
Ray E. Alexander*
Steven M. Aroesty*[¶][§]
Edward I. Herman*
Jerry Crowder*
James D. Ryan*
John J. Driscoll*
Alvin Andrew Crouppen
Seth S. Webb*[†]
Steven G. Brown +
Earl W. Hubbs*
Robert G. Jones*
Timothy A. Kohlenhoefer
Martin A. Klug*[‡]
Joseph A. Montecillo
Sam W. Eveland

Frank A. Williams
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BROWN & CROUPPEN

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Kansas City, Missouri
Arnold, Missouri
St. Charles, Missouri
Washington, Missouri
Fairview Heights, Illinois
Affiliate Office - Peoria, Illinois

May 15, 2008

Mr. Stephen Noble
2405 S. Drake Ave., Floor 3
Chicago, IL 60623

Re: Guidant Litigation Settlement

Dear Mr. Noble:

To date we have not received the signed and notarized settlement documents that were previously sent to you via FedEx, which are required to be submitted by May 19, 2008, in order to qualify to receive your settlement funds. You must sign in front of a notary on Friday, May 16 and return to our office the same day. Enclosed you will find 4 documents including the Master Settlement Agreement, Confidential Release, Indemnity and Assignment, the Claimant's Declaration of Participation and a Medical Care Checklist form for your review.

The Confidential Release must be read and understood, then signed in front of a notary public where indicated by the "**SIGN HERE**" and "**NOTARIZE**" tabs. **NOTE: Failure to have the Confidential Release notarized will result in the rejection of your claim.** The Claimant's Declaration of Participation and Medical Care Checklist are to be signed, but do not have to be notarized. By signing the Declaration of Participation, you are agreeing to accept the settlement. The Master Settlement Agreement, does not have to be signed or returned. This document is yours to keep for your records.

Again, it is imperative to sign the above documents where indicated by the tabs and return to our office no later than May 19, 2008. May 19, 2008 is the deadline for submitting releases, so it is imperative that you send in your settlement documents immediately. As always, if you have any questions contact our office immediately at 800-536-4357.

Sincerely,



Seth Webb
SSW/rms

Enclosures: 1) Master Settlement Agreement, 2) Confidential Release, Indemnity, and Assignment Form, 3) Claimant's Declaration Form, 4) Medical Care Checklist 5) *Federal Express Return Envelope*

Ronald A. Brown
Terry B. Crouppen
Ronald A. Caimi*
Ray E. Alexander*
Steven M. Aroesty*§
Edward I. Herman*
Jerry Crowder*
James D. Ryan*
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+ Also licensed to practice in Kansas
† Also licensed to practice in Minnesota
⊕ Also licensed to practice in Florida

From: Origin ID: CPSA (314)421-0216
Mass Tort
Brown and Crouppen, P.C.
720 Olive Street
Suite 1800
St. Louis, MO 63101



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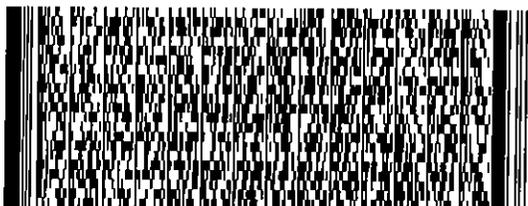
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Invoice #
PO #
Dept #

SHIP TO: 8005364357 X 3182 BILL SENDER

Mr. Stephen Noble

2405 S DRAKE AVE FL 3

CHICAGO, IL 606233916



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Reference 66667. Mass Tort. SO
Destination PKT
Delivered to CHICAGO, IL
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Mr. Stephen Noble

2405 S DRAKE AVE FL 3

CHICAGO, IL 606233916



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Account#: S *****

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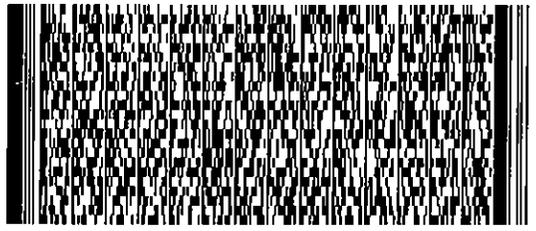


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Mass Tort - RMS
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720 Olive Street
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St. Louis, MO 63101

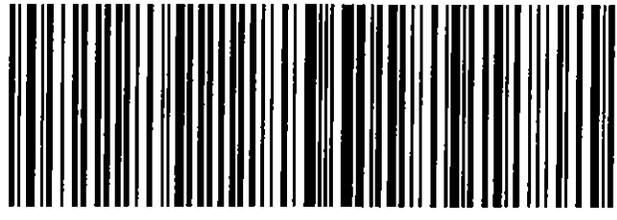


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<input type="text"/>	English ▾	<input type="checkbox"/>	<input type="checkbox"/>
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