

UNITED STATES DISTRICT COURT  
FOR THE  
DISTRICT OF MINNESOTA

Chambers of  
**DONOVAN W. FRANK**  
DISTRICT JUDGE

Warren E. Burger Federal Building  
316 North Robert Street, Room 738  
St. Paul, Minnesota 55101  
(651) 848-1290

August 26, 2008

**BY U.S. MAIL**

Mr. James Stephens  
1405 Marwood Road  
Byrum, MS 39272

**Re: In re: GUIDANT CORP. IMPLANTABLE DEFIBRILLATORS  
PRODUCTS LIABILITY LITIGATION  
MDL No. 05-1708 (DWF/AJB)**

*Ernest Reed, et al. v. Guidant Corporation and Guidant Sales Corporation*  
**Civil No. 06-4334 (DWF/AJB)**

**Motion to Withdraw as Counsel**

Dear Mr. Stephens:

On August 18, 2008, your attorneys filed an application to withdraw as counsel of record in the above-entitled matter. Before I rule on that application, I am giving you a chance to respond in writing to let me know if you oppose or support the application. If you wish to respond, please do so within one week of receipt of this letter. You may send your response to me by mail (316 North Robert Street, St. Paul, Minnesota 55101); by fax (651-848-1292); or by e-mail (frank\_chambers@mnd.uscourts.gov). For your convenience, I am including a copy of the motion for your review.

I am electronically filing a copy of this letter so that Plaintiffs' Lead Counsel and Defendants' attorneys will receive a copy of this letter. By this letter, I am also giving those attorneys one week to support or oppose the motion by electronically filing their statement and mailing a copy of their statement to you. By this letter, I am also requesting that your attorneys verify that you have received a copy of this letter.

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After I receive the responses to the motion to withdraw, if any, I will either rule on the motion based on the papers submitted or schedule a telephone conference to discuss the motion.

Very truly yours,

s/Donovan W. Frank

DONOVAN W. FRANK  
Judge of United States District Court

DWF:rlb  
Enclosure

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