

**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:

Harry Adair, *et al.*,

Plaintiffs,

v. Civil No. 07-2914 (DWF/AJB)

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

Defendants.

(as to Plaintiff Anthony Sciarretta only)

**ORDER FOR DISMISSAL
WITHOUT PREJUDICE**

Considering the parties' Stipulation of Dismissal Without Prejudice (Civil No. 07-2914, Doc. No. 39),¹

IT IS HEREBY ORDERED, ADJUDGED, AND DECLARED that all claims of Plaintiff Anthony Sciarretta, Civil No. 07-2914 (DWF/AJB), are **DISMISSED WITHOUT PREJUDICE**, and each party shall bear its own costs.

¹ Counsel filed the Stipulation of Dismissal Without Prejudice only in the individual case (Civil No. 07-2914 (DWF/AJB)). The stipulation should also have been filed in the master case, MDL No. 05-1708 (DWF/AJB).

**LET JUDGMENT BE ENTERED ACCORDINGLY AS TO PLAINTIFF
ANTHONY SCIARRETTA ONLY.**

Dated: September 9, 2008

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