

**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:

Albert A. DeFrancesco,

Plaintiff,

v. Civil No. 06-3585 (DWF/AJB)

Guidant Corporation, *et al.*,

Defendants.

**ORDER REGARDING REMAND  
MOTION BRIEFING SCHEDULE**

Plaintiff filed a Motion to Remand in MDL No. 05-1708 (DWF/AJB), Doc. No. 3394 on December 9, 2008, and in Civ. No. 06-3585 (DWF/AJB), Doc. No. 7 on December 10, 2008. That Motion improperly included personal identifying information about Plaintiff. That Motion was locked down from public viewing only after Guidant contacted the Court to correct Plaintiff's filing error. This was the only formal request that Guidant has made concerning this matter.

Although no motion is before the Court, based on the Court's schedule, the Court orders that any oppositions to Plaintiff's motion by either the Plaintiff's Steering Committee or Guidant shall be submitted no later than January 13, 2009. Plaintiff may submit a reply no later than January 20, 2009. The Court reserves the right to schedule an oral argument on Plaintiff's motion at the Court's convenience.

Finally, the Court reminds counsel that it is their responsibility, not the responsibility of the Court or defense counsel, to ensure at all times that their registration with CM/ECF is up-to-date and includes the proper contact information. *See* CM/ECF Civil Procedure Guide at 5.

**IT IS SO ORDERED.**

Dated: December 19, 2008

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