

IN THE UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA

IN RE:	§	
	§	
GUIDANT CORP. IMPLANTABLE DEVICES	§	MDL - 1708
PRODUCTS LIABILITY LITIGATION	§	

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JOSEPH BOUDREAUX	§	
	§	
Plaintiff	§	
	§	
VS.	§	C.A. NO. 1:06-593
	§	
BOSTON SCIENTIFIC CORPORATION,	§	
formerly known as Guidant Corporation,	§	
GUIDANT SALES CORPORATION, and	§	
GUIDANT PUERTO RICO SALES	§	

**FIRST AMENDED MOTION TO WITHDRAW AS COUNSEL OF RECORD**

CLAY DUGAS and MIKE JACOBELLIS, of CLAY DUGAS & ASSOCIATES, by the counsel undersigned, and move the Court for an Order allowing them to withdraw as counsel of record for Plaintiff, Joseph Boudreaux, in the above-captioned multi-district litigation. The reason for this withdrawal is that counsel and the plaintiff have a fundamental disagreement as to what action should be taken in this case. Counsel further adopts and incorporates the language of the Declaration filed contemporaneously with this Motion. Counsel has advised plaintiff of their intent to withdraw.

Written notice of the filing of this motion was sent via certified mail to plaintiff's last known mailing addresses:

P.O. Box 20759  
Beaumont, TX 77720

AND

3000 Woodland Park Drive Apt. 1505  
Houston, TX 77082

Respectfully submitted,

/s/ Mike Jacobellis

**CLAY DUGAS**

TBA #06173200

**MIKE JACOBELLIS**

TBA# 10515100

805 PARK

BEAUMONT, TX 77701

(409) 813-1111

(409) 813-1396 - Facsimile

**ATTORNEYS FOR PLAINTIFF**

### **CERTIFICATE OF SERVICE**

I hereby certify that the above and foregoing Motion to Withdraw as Counsel of Record has been served on the following counsel by U.S. Mail or email, and upon all parties by electronically uploading the same to LexisNexis File & Service, and that the foregoing was electronically filed with the Clerk of the Court of the United States District Court for the District of Minnesota by using the CM/ECF system which will send a Notice of Electronic Filing in accord with the procedures established in MDL 1708 on this 22<sup>nd</sup> day of September, 2008:

Timothy A. Pratt  
Deobarrh A. Moeller  
Shook, Hardy & Bacon, LLP  
2555 Grand Boulevard  
Kansas City, MO 64108  
[tpratt@shb.com](mailto:tpratt@shb.com)  
Counsel for Defendants Guidant  
Corproation, Cardiac Pacemakers, Inc.  
And Guidant Sales Corporation

Charles Zimmerman  
Zimmerman Reed  
651 Nicollet Mall, Suite 501  
Minneapolis, MN 55402-4123  
Plaintiffs' Lead Counsel

Richard Arsenault  
Neblett, Beard & Arsenault  
2220 Bonaventure Court  
Alexandria, LA 71301  
Plaintiffs' Lead Counsel

Elizabeth Cabraser  
Lieff, Cabraser, Hemann & Bernstein, LLP  
275 Battery Street, 30<sup>th</sup> Floor  
San Francisco, CA 94111-3339  
Plaintiffs' Lead Counsel

Seth R. Lesser  
Locks Law Firm, PLLC  
110 East 55<sup>th</sup> Street  
New York, NY 10022  
Plaintiffs' Lead Counsel

E. James Shepherd  
Kathleen A. Frazier  
Shook, Hardy & Bacon, LLP  
600 Travis Street, Suite 1600  
Houston, TX 77002-2911  
Fax: (713)72-9508  
Counsel for Defendants  
Boston Scientific Corporation and Guidant Sales Corporation

/s/ Mike Jacobellis  
CLAY DUGAS /MIKE JACOBELLIS