

**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:

Geoffrey Bowman, *et al.*

v. Civil No. 06-96 (DWF/AJB)

Guidant Corporation, *et al.*

**ORDER**

Based on the parties' representations, a review of the record, and recognizing that dismissal is an extreme sanction, the Court finds that Bowman has now substantially complied with the Court's prior Orders.

Accordingly, **IT IS ORDERED THAT:**

1. Guidant's Motion to Dismiss for Failure to Comply with the Court's September 18, 2006 Order (MDL No. 05-1708 (DWF/AJB), Doc. No. 702; Civ. No. 06-96 (DWF/AJB), Doc. No. 8) is **DENIED**.

2. The Court will not tolerate any further disregard of its Orders by Bowman. In the future, Bowman and his counsel are expected to actively keep apprised of the status of the MDL and in contact with the PLC. If Bowman misses another deadline, the Court will not hesitate to dismiss his Complaint.

**IT IS SO ORDERED.**

Dated: October 20, 2006

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