

EXHIBIT D

**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:

Gustavo Covarrubias Barriga,

Plaintiff,

v. Civil No. 06-5072 (DWF/AJB)

Guidant Corporation; Guidant Sales
Corporation; Cardiac Pacemakers, Inc.;
Boston Scientific Corporation; Providence
Saint Joseph; and Does 1 through 100,
inclusive,

Defendants.

(as to Defendant Providence Saint Joseph
only)

**ORDER FOR DISMISSAL
WITHOUT PREJUDICE**

On February 27, 2007, Plaintiff Gustavo Covarrubias Barriga filed a Notice of Voluntary Dismissal (MDL No. 05-1708 (DWF/AJB), Doc. No. 1228; Civ. No. 06-5072 (DWF/AJB), Doc. No. 3) pursuant to Federal Rule of Civil Procedure 41(a) with respect to his claims against Defendant Providence Saint Joseph. After consideration of the submissions and review of the procedural history of the file,

IT IS HEREBY ORDERED:

1. Plaintiff Gustavo Covarrubias Barriga's claims against Defendant Providence Saint Joseph expressed in the Complaint (Civil No. 06-5072 (DWF/AJB), Doc. No. 1) are **DISMISSED WITHOUT PREJUDICE**.

2. Each party to bear its own costs.

**LET JUDGMENT BE ENTERED ACCORDINGLY WITH RESPECT TO
DEFENDANT PROVIDENCE SAINT JOSEPH ONLY.**

Dated: March 5, 2007

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