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MAR 27 2007

Dorice M. Stone

ATTEST
FOR THE JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

MAR - 9 2007

FILED
CLERK'S OFFICE

DOCKET NO. 1708

BEFORE THE JUDICIAL PANEL ON MULTIDISTRICT LITIGATION

**IN RE GUIDANT CORP. IMPLANTABLE DEFIBRILLATORS PRODUCTS
LIABILITY LITIGATION**

Carol Agnese, etc. v. Guidant Corp., et al., D. New Jersey, C.A. No. 2:07-847 07-1753
Bayyinah Guerrant v. Guidant Corp., et al., E.D. New York, C.A. No. 1:07-674 07-1754
Sherman Johnson v. Guidant Corp., et al., E.D. Texas, C.A. No. 2:07-50 07-1755

CONDITIONAL TRANSFER ORDER (CTO-28)

On November 7, 2005, the Panel transferred four civil actions to the United States District Court for the District of Minnesota for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. § 1407. See 398 F.Supp.2d 1371 (J.P.M.L. 2005). Since that time, 363 additional actions have been transferred to the District of Minnesota. With the consent of that court, all such actions have been assigned to the Honorable Donovan W. Frank.

It appears that the actions on this conditional transfer order involve questions of fact that are common to the actions previously transferred to the District of Minnesota and assigned to Judge Frank.

Pursuant to Rule 7.4 of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 435-36 (2001), these actions are transferred under 28 U.S.C. § 1407 to the District of Minnesota for the reasons stated in the order of November 7, 2005, and, with the consent of that court, assigned to the Honorable Donovan W. Frank.

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the District of Minnesota. The transmittal of this order to said Clerk shall be stayed 15 days from the entry thereof. If any party files a notice of opposition with the Clerk of the Panel within this 15-day period, the stay will be continued until further order of the Panel.

FOR THE PANEL:

Jeffery N. Lüthi

Jeffery N. Lüthi
Clerk of the Panel

Inasmuch as no objection is pending at this time, the stay is lifted.

MAR 27 2007

CLERK'S OFFICE
JUDICIAL PANEL ON
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SCANNED

APR 03 2007 *mke*

U.S. DISTRICT COURT MPLS