

**IN THE UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA
ST. PAUL DIVISION**

In Re: GUIDANT CORP.
IMPLANTABLE DEFIBRILLATORS
PRODUCTS LIABILITY LITIGATION

MDL No. 05-MD-1708
(DWF/AJB)

EMMETT DAVID BROWN,

CASE No. 0:07-cv-01487

Plaintiff,

vs.

**DECLARATION OF
JEANETTE HAGGAS IN
SUPPORT OF PLAINTIFF'S
MOTION TO REMAND AND
MOTION FOR SANCTIONS**

GUIDANT CORPORATION, an
Indiana Corporation;
ENDOVASCULAR TECHNOLOGIES,
INC., a California Corporation and a
Division of GUIDANT
CORPORATION; GUIDANT SALES
CORPORATION, an Indiana
Corporation; DR. LELAND B.
HOUSMAN, M.D.; and DOES ONE
through SIXTY, inclusive,

Honorable Donovan W. Frank
Honorable Arthur J. Boylan

Defendants.

I, JEANETTE HAGGAS, declare:

1. I am an attorney duly licensed to practice law before all the Courts of the State of California. I am an associate in the law firm of Hersh & Hersh, attorneys of record for Plaintiff in this action. I have personal knowledge of the facts set forth herein and, if called as a witness, could and could competently testify thereto:

2. I make this Declaration in Support of Plaintiff's motion to remand and motion for sanctions.

3. Attached as Exhibit A is a true and correct copy of the Answer of Defendants Guidant Corporation, Inc., Guidant Corp., Inc., Guidant Planning, Inc., Guidant Vascular Intervention Group, Inc., Guidant CNVS, Inc., Guidant Cardiovascular System, Inc., Guidant Cardiac & Vascular Surgery, Inc., Devices for Vascular Intervention, Inc., Advanced Cardiovascular Systems, Inc., Origin Medsystems, Inc., and Endovascular Technologies, Inc., to Plaintiffs' Complaint, *McQuillan v. Guidant Corp., et al.*, Case No. 01-21017 (N.D. Cal., filed March 11, 2002).
4. Attached as Exhibit B is a true and correct copy of the Defendants' Answer to the Complaint, *Walker v. Guidant Corp.*, Case No. 01-21108 (N.D. Cal., filed June 9, 2003).
5. Attached as Exhibit C is a true and correct copy of the Corporate Integrity Agreement between the Office of Inspector General of the Department of Health and Human Services and Endovascular Technologies, Inc., dated June 30, 2003.
6. Attached as Exhibit D is a true and correct copy of relevant excerpts the Report of the Independent Panel of Guidant Corporation, dated March 20, 2006.

7. I have spent a total of eleven (11) hours preparing this responsive pleading.
My usual and customary billing rate is \$275.00 per hour.

8. I declare under penalty of perjury under the laws of the State of Minnesota that the foregoing is true and correct, and that this declaration was executed on June 5, 2007, at San Francisco, California.

s/ Jeanette Haggas
JEANETTE HAGGAS, ESQ.