

June 2, 2006



Honorable Donovan W. Frank
Warren E. Berger Federal Building
316 N. Robert Street
Suite 700
St. Paul, Minnesota 55101

Timothy A. Pratt

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Re: *In Re Guidant Corp. Implantable Defibrillators Products Liability Litigation*
MDL No. 1708 (DWF/AJB)
Pamela Alexson, Trisha Allenbach, Alan Black and Angela Black vs. Guidant Corporation, et al. Case No. 06-01173
Notice of Withdrawal of Defendants' Motion to Dismiss for Failure to Comply with This Court's January 31, 2006 Order

Dear Judge Frank:

Plaintiffs' deadline to submit a Court-ordered Plaintiff's Fact Sheet ("PFS") was May 17, 2006. On May 25, 2006, Defendants Guidant Corporation and Guidant Sales Corporation ("Defendants") electronically filed their Motion to Dismiss for Failure to Comply with This Court's January 31, 2006 Order ("Motion to Dismiss") because Plaintiffs had not submitted to Defendants the Court-ordered PFS. On May 31, 2006, after Defendants had electronically filed their Motion to Dismiss, Defendants received Plaintiffs' PFS. Accordingly, and after receiving permission to file this letter, Defendants hereby respectfully notify the Court of their intention to withdraw their Motion to Dismiss.

Respectfully submitted,

By: /s/ Timothy A. Pratt

cc: MDL Plaintiffs' Lead Counsel and Plaintiff's Individual Counsel (via electronic filing notification)

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