

# **EXHIBIT 8**

UNITED STATES DISTRICT COURT

DISTRICT OF MINNESOTA

THIRD DIVISION

\_\_\_\_\_\*  
IN RE: GUIDANT CORPORATION \*  
IMPLANTABLE DEFIBRILLATORS PRODUCTS\* MDL No. 1708  
LIABILITY LITIGATION \* (DWF/AJB)  
\_\_\_\_\_\*

VIDEOTAPED DEPOSITION OF:

DALE W. DeVRIES

VOLUME I

August 9, 2006

9:14 a.m.

Reported by:

Melanie Giamarco CSR/RMR/RPR/CRR

1 my purview in 1992.

2 Q. And that's at the same time this report  
3 is issued for the FDA?

4 A. That's correct. That's -- at the time  
5 this report was assembled for this particular product  
6 that we were using for submission to the FDA,  
7 correct.

8 Q. Did you stay in that role of head of  
9 quality assurance, regulatory and clinical studies  
10 through the present?

11 A. No. Actually, subsequent to that point  
12 in time in early 2000 -- I think it was 2000 or 2001,  
13 my position was actually split into two pieces, and  
14 subsequent to that point in time, I had  
15 responsibility for clinical programs, regulatory  
16 affairs worldwide, compliance and audit. I no longer  
17 had any of the quality assurance functions.

18 Q. And that was as of 2000 or 2001?

19 A. I believe it was 2001.

20 Q. January 2001?

21 A. It was early 2001.

22 Q. Then, today, what is your job?

23 A. I am currently still responsible for all  
24 aspects of regulatory affairs worldwide. I'm  
25 responsible for clinical programs related to

1 assessment of products related to safety and  
2 effectiveness. And I'm also responsible for  
3 compliance and audit related to manufacturing.

4 Q. And what does compliance mean?

5 A. The way that we have organized  
6 compliance, compliance is broken into two main  
7 pieces: one is related to assessing regulations,  
8 interpreting those regulations and making sure that  
9 we understand them and making sure that we have  
10 policies and procedures in place throughout the  
11 company to ensure that we have a process in place to  
12 assure compliance in all of our activities.

13 And I also have an audit group that  
14 reports in through the same director, and that audit  
15 group goes back and does inspection related to  
16 whether or not people are following our processes.  
17 And we do that on a reoccurring basis or as requested  
18 by management.

19 Q. Is your title vice president?

20 A. My title is vice president.

21 Q. Has that title changed over time?

22 A. It has not changed since I became a vice  
23 president.

24 Q. And when did you first become a vice  
25 president?

1           A.       I believe it was back in 19 -- back in  
2 1990.

3           Q.       And that's at the time Cardiac  
4 Pacemakers, Inc. was still owned by Eli Lilly?

5           A.       That's correct.

6           Q.       Were you a vice president of Eli Lilly?

7           A.       No.

8           Q.       You were vice president of Cardiac  
9 Pacemakers, Inc.?

10          A.       That's correct.

11          Q.       And then when -- Cardiac Pacemakers,  
12 Inc. was acquired by Guidant Corporation in 1994.

13                   MR. PRATT: Object to the form of that  
14 question.

15          A.       Actually, we were not acquired by  
16 Guidant Corporation.

17          Q.       (By MS. FLEISHMAN) What happened in  
18 1994?

19          A.       I'm not sure of the exact legal  
20 terminology. We were either spun off or split off  
21 from Eli Lilly and Company, and Guidant was formed at  
22 that point in time in 1994, and we were part of that  
23 formation of Guidant.

24          Q.       And Cardiac Pacemakers, Inc. was renamed  
25 as a business unit of Guidant, Cardiac Rhythm

1 Management; is that correct?

2 MR. PRATT: Object to the form of the  
3 question.

4 A. I'm not exactly sure what the official  
5 terminology would be. We were part of Guidant  
6 Corporation.

7 Q. (By MS. FLEISHMAN) And are you a vice  
8 president of Guidant Corporation today?

9 MR. PRATT: Vice president.

10 A. Today.

11 Q. (By MS. FLEISHMAN) Today?

12 A. Today, I'm -- to the best of my  
13 knowledge, I am considered a vice president of Boston  
14 Scientific CRM division.

15 Q. And before the acquisition of Boston  
16 Scientific of much of the Guidant Corporation stock,  
17 were you a vice president of Guidant Corp?

18 A. I was vice president of Guidant CRM. I  
19 believe it was considered a division of Guidant  
20 Corporation.

21 Q. Did you sit on the board of directors  
22 for Guidant Corp?

23 A. No, I did not.

24 Q. And today, do you sit on the board of  
25 directors for Boston Scientific?