

MAR - 8 2005

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

Michael N. Milby, Clerk of Court

In Re ENRON CORPORATION §
SECURITIES, DERIVATIVE & § MDL 1446
"ERISA" LITIGATION, §

PAMELA M. TITTLE, on behalf of §
herself and a class of persons §
similarly situated, ET AL., §

Plaintiffs §

VS. §

CIVIL ACTION NO. H-01-3913
CONSOLIDATED CASES

ENRON CORP., an Oregon §
Corporation, ET AL., §

Defendants. §

ORDER

Pending before the Court in the above referenced cause *inter alia* are DefendantS Kenneth L. Lay and Jeffrey K. Skilling's "agreed" motions for extension of time to join new parties or file cross claims or third-party claims from August 1, 2004 until October 1, 2004 (instruments #802 and 807, respectively). Northern Trust Company joins in #802 (#813).

Tittle Plaintiffs oppose these motions because these Defendants, unlike others requesting extensions, are not settling Defendants and therefore lack the reason of economy that the settling Defendants have to avoid filing pleadings that would be mooted by approval of the proposed partial settlement. Moreover they fail to show why an extension is needed.

In an order entered August 2, 2004 (#812) the Court stated it would hear these motions during the Fairness Hearing on August 19, 2004. Nevertheless, counsel for these Defendants did not raise the issue then and have failed to file any additional pleadings showing cause why the motions should be granted. Accordingly, the Court

ORDERS that Lay and Skilling's motions for extension of time to join new parties or file cross claims (#802 and 807) are DENIED.

SIGNED at Houston, Texas, this 8th day of March, 2005.



MELINDA HARMON
UNITED STATES DISTRICT JUDGE