

Plaintiffs Internationale Kapitalanlagegesellschaft mbH, individually and on behalf of BVT, CBP, DSW, DUKAT, EKBAKK, EKBV, ERHARD, HLF, LZO, PRENT A, SIT, SKG, EGI and EUSB, HSBC Trinkaus Luxembourg Investment Managers SA, individually and on behalf of Walser Euro Cash, and HSBC Trinkaus & Burkhardt KgaA (hereinafter "plaintiffs") submit this reply in further support of their objection to and request for clarification of the Court's Order, dated November 20, 2002, consolidating Civil Action H-02-4080 brought by plaintiffs against Credit Suisse First Boston Corporation, et al. (the "HSBC Trinkaus action") with *Newby v. Enron Corp.*, Civil Action No. H-01-3624. In their Objection to and Request for Clarification of Consolidation Order, plaintiffs request that, consistent with its timetable for addressing procedural matters, the Court clarify its November 20, 2002 Order of Consolidation and provide plaintiffs with an opportunity to detail their specific objections, if any, to the Court's November 20, 2002 Order once it has been clarified.

Defendants Credit Suisse First Boston Corporation and J.P. Morgan Securities Inc. object to the relief sought by plaintiffs, claiming that plaintiffs' request for clarification should be denied as moot because the concerns raised by plaintiffs are either addressed in an August 5, 2002 Order entered by the Court in the *Newby* case, or pursuant to the terms of that Order, are issues that will be addressed after the Court rules on the motions to dismiss in the *Newby* case. *See* Defendants Credit Suisse First Boston Corporation's and J.P. Morgan Securities Inc.'s Response to Plaintiffs' Objection to and Request for Clarification of Consolidation Order. The August 5, 2002 Order, however, neither speaks to each of the issues raised in plaintiffs' request for clarification nor states that it will address the specific issues raised by plaintiffs at any particular time. Accordingly, because their concerns have not already been addressed, plaintiffs respectfully request that their request for clarification be granted.

Furthermore, although defendants Credit Suisse First Boston Corporation and J.P. Morgan Securities Inc. also request that "Plaintiffs' objection to consolidation be overruled," plaintiffs have not as yet stated any objections to the Order of Consolidation, but rather, as set forth above, have requested clarification of the Order and the opportunity to detail their specific objections, if any, to the Court's Order of Consolidation once it has been clarified. Accordingly, defendants Credit Suisse First Boston Corporation's and J.P. Morgan Securities Inc.'s request in this regard is premature.

Conclusion

For these reasons and the reasons set forth in their moving papers, plaintiffs respectfully request that, consistent with the timetable otherwise followed by the Court for addressing procedural issues herein, the Court clarify its Order of Consolidation, dated November 20, 2002, and provide plaintiffs with an opportunity to detail their specific objections, if any, to the Court's Order of Consolidation once it has been clarified.

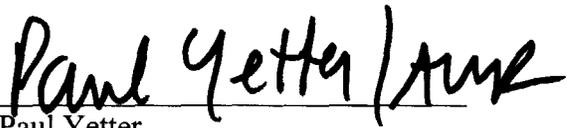
Dated: December 20, 2002

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CERTIFICATE OF SERVICE

I hereby certify that on this 20th day of December, 2002, a true and correct copy of the foregoing pleading was served on the following counsel pursuant to the Federal Rules of Civil Procedure:

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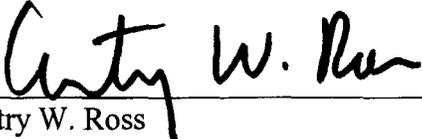
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I further certify that on this 20th day of December, 2002, service of the foregoing pleading was also performed electronically via the www.csl3624.com web site.



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