

sheet securities issued by Enron-created Special Purpose Entities: Marlin Water Trust II 6.19% Senior Secured Notes, due July 15, 2003, and 6.31% Senior Secured Notes, due July 15, 2003.

4. All 21 domestic defendants in this action have already been served. The remaining 13 foreign defendants are located in five countries and must be served pursuant to the time-consuming requirements of the Hague Convention On The Service Abroad Of Judicial And Extra-Judicial Documents In Civil And Commercial Matters.

5. To do this, plaintiff engaged an international service of process firm after this action was commenced and promptly forwarded the relevant documents for translation. Seventy-four pages of the documents to be served on the defendants had to be translated into three different foreign languages (German, French and Dutch).

6. Additionally, plaintiff reproduced and shipped to the process server 17 boxes of documents, representing the copies requested by the process server to effectuate service abroad. The process server reports that the documents will be shipped to the appropriate foreign authorities within the next few days.

7. Because of the significant and time consuming work involved in preparing the relevant documentation for service in this instance and because plaintiff has little or no control over when the foreign central authorities will complete service of process in each jurisdiction, plaintiff respectfully requests that the Court enlarge the time for the completion of service of process for an additional period of 120 days from February 10, 2003 until June 10, 2003.

8. Federal Rule of Civil Procedure 6(b) permits the Court to order the time for service enlarged "with or without motion or notice . . . if [, as here, the] request . . . is made before the expiration of the period originally prescribed"

9. Enlargement of time is appropriate here not only because of the unavoidable delay inherent in service of process under the Hague Convention, but also because, prior to expiration of 120 days from the filing of the complaint, each of the foreign defendants will have notice of the complaints that will be served on them *via* the Hague Convention. Each defendant has an affiliated corporation in the United States. Copies of the summons, complaint, amended summons and amended complaint have or will have been delivered to the foreign defendants at the offices of their corporate affiliates or their registered agents in the United States within 120 days of the filing of the complaint.

10. Accordingly, plaintiff respectfully requests that its Motion to Enlarge the Time to Serve the Summonses, Complaint, and Amended Complaint in this action to June 10, 2003 be granted.

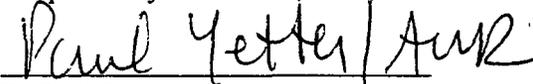
Dated: February 6, 2003

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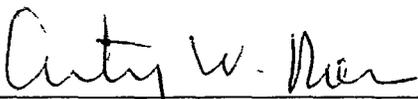
Respectfully submitted,


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CERTIFICATE OF CONFERENCE

I certify that one or more opposing counsel have not responded to inquiries concerning their position on this Motion. The relief sought by the Motion is hereby believed to be opposed.



Autry W. Ross

CERTIFICATE OF SERVICE

I hereby certify that on this 6th day of February, 2003, 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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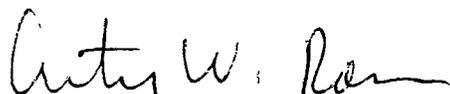
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I further certify that on this 6th day of February, 2003, service of the foregoing pleading was also performed electronically via the www.csl3624.com web site.



Autry W. Ross

