

IN THE UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
(HOUSTON DIVISION)

In re ENRON CORPORATION SECURITIES
LITIGATION

This Document Relates To:

MARK NEWBY, *et al.*, Individually and On Behalf
of All Others Similarly Situated,

Plaintiffs,

-v.-

ENRON CORP., *et al.*,

Defendants.

Civil Action No. H-01-3624
(Consolidated)

**DECLARATION OF
JONATHAN H. HURWITZ**

IN SUPPORT OF
CITIGROUP DEFENDANTS'
MOTION TO DISMISS
JUNE 18, 2003

United States Courts
Southern District of Texas
FILED

JUN 18 2003

Michael N. Milby, Clerk

JONATHAN H. HURWITZ declares pursuant to 28 U.S.C. § 1746:

1. I am counsel with Paul, Weiss, Rifkind, Wharton & Garrison LLP, attorneys for defendants Citigroup Inc., Citibank N.A., Salomon Smith Barney Inc., and Salomon Brothers International Limited (the "Citigroup Defendants") in this action. I submit this declaration in support of the Citigroup Defendants' motion to dismiss.

2. A true and correct copy of the Offering Memorandum, Osprey Trust Osprey I, Inc., \$1,400,000,000 8.31% Senior Secured Notes due 2003, dated September 28, 2000, is attached as Exhibit A.

3. A true and correct copy of the Offering Memorandum, Yosemite Securities Trust I, 8.25% Series 1999-A Linked Enron Obligations (LEO) due 2004, dated November 4, 1999, is attached as Exhibit B.

4. A true and correct copy of the Offering Memorandum, Yosemite Securities Co. Ltd., £200,000,000 8.75% Series 2000-A Linked Enron Obligations (LEO) due 2007, dated February 15, 2000, is attached as Exhibit C.

5. A true and correct copy of the Offering Memorandum, Enron Credit Linked Notes Trust, \$500,000,000 8.00% Enron Credit Linked Notes due 2005, dated August 17, 2000, is attached as Exhibit D.

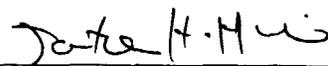
6. A true and correct copy of the Offering Memorandum, Enron Credit Linked Notes Trust II, \$500,000,000 7.375% Enron Credit Linked Notes due 2006, dated May 17, 2001, is attached as Exhibit E.

7. A true and correct copy of the Offering Memorandum, Enron Euro Credit Linked Notes Trust, €200,000,000 6.50% Enron Credit Linked Notes due 2006, dated May 17, 2001, is attached as Exhibit F.

8. A true and correct copy of the Offering Memorandum, Enron Sterling Credit Linked Notes Trust, £125,000,000 7.25% Enron Credit Linked Notes due 2006, dated May 17, 2001, is attached as Exhibit G.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on June 17, 2003 at New York, New York.



Jonathan H. Hurwitz

The Exhibit(s) May

Be Viewed in the

Office of the Clerk