

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION

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IN RE ENRON CORPORATION  
SECURITIES LITIGATION

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Consolidated Civil Action  
No. H-01-3624

This Document Relates To:

MARK NEWBY, et al., individually and  
on behalf of all others similarly situated,

Plaintiffs,

v.

ENRON CORPORATION, et al.,

Defendants.

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United States Courts  
Southern District of Texas  
FILED

JUL 03 2003

Michael N. Milby, Clerk

THE REGENTS OF THE UNIVERSITY  
OF CALIFORNIA, et al., individually and  
on behalf of all others similarly situated,

Plaintiff,

v.

KENNETH L. LAY, et al.,

Defendant.

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**AGREED MOTION FOR BRIEFING SCHEDULE FOR LEAD PLAINTIFF'S  
OPPOSITION TO CERTAIN BANK DEFENDANTS' MOTIONS TO DISMISS THE  
FIRST AMENDED CONSOLIDATED COMPLAINT AND BANK DEFENDANTS'  
REPLIES THERETO**

1544

TO THE HONORABLE MELINDA HARMON, UNITED STATES DISTRICT JUDGE:

Lead Plaintiff and Defendants J.P. Morgan Chase & Co., J.P. Morgan Securities Inc. and JPMorgan Chase Bank, Citigroup Inc., Citibank N.A., Salomon Smith Barney Inc. and Salomon Brothers International, Credit Suisse First Boston LLC (formerly known as Credit Suisse First Boston Corporation), Credit Suisse First Boston (USA), Inc. and Pershing LLC, Canadian Imperial Bank of Commerce and CIBC World Markets Corp., f/k/a CIBC Oppenheimer Corp., Bank of America Corporation and Banc of America Securities LLC, Merrill Lynch & Co., Inc. and Merrill Lynch, Pierce, Fenner & Smith Incorporated, Barclays PLC, Barclays Bank PLC and Barclays Capital Inc., and Lehman Brothers Inc. and Lehman Brothers Holdings Inc. (collectively the "Bank Defendants") respectfully submit this agreed motion for an order granting Lead Plaintiff until July 17, 2003 to file its opposition to the Bank Defendants' motions to dismiss the First Amended Consolidated Complaint, and granting the Bank Defendants until July 31, 2003 to file their replies to the opposition papers of Lead Plaintiff. In support of their motion, movants respectfully show the Court the following:

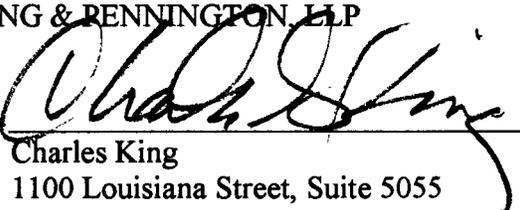
1. Lead Plaintiff filed its First Amended Consolidated Complaint on May 14, 2003.
2. By Agreed Motion dated May 29, 2003, the Bank Defendants filed their motions to dismiss the First Amended Consolidated Complaint on June 18, 2003, which was the same date proposed by Lead Plaintiff in its proposed Scheduling Order previously submitted to the Court.
3. The date proposed by Lead Plaintiff in its Proposed Scheduling Order for filing its opposition to the Bank Defendants' motions to dismiss is July 17, 2003. The date proposed by Lead Plaintiff for the Bank Defendants' replies is July 31, 2003. These are the same dates agreed upon by Lead Plaintiff and the Bank Defendants in this Agreed Motion.

4. The limited extensions agreed to herein provide for the same periods of time established by the Court in its March 22, 2002 Order for Lead Plaintiff's opposition to the motions to dismiss the April 8, 2002 Consolidated Complaint (one month) and for Defendants' replies thereto (two weeks). Movants believe that the limited extensions agreed to herein are warranted due to the complexity of the case, and will not delay these proceedings, but will rather serve the interests of justice and promote efficiency. Movants respectfully request that the Court enter the proposed Order submitted with this Agreed Motion.

Dated: July 3, 2003

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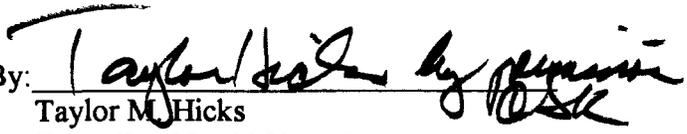
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**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing instrument was served upon all known counsel of record by website, <http://www.esl3624.com>, pursuant to the Court's order dated August 7, 2002 (Docket No. 984), on this the 3<sup>rd</sup> day of July, 2003.

A handwritten signature in black ink, appearing to read "Charles G. King", written over a horizontal line.

Charles G. King