

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

United States Courts
Southern District of Texas
ENTERED

SEP 15 2003

Michael N. Milby, Clerk of Court

IN RE ENRON CORPORATION : Consolidated Civil Action
SECURITIES LITIGATION : 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.

WASHINGTON STATE INVESTMENT BOARD and
EMPLOYER-TEAMSTERS LOCAL NOS. 175 and 505
PENSION TRUST FUND, On Behalf of Themselves and All
Others Similarly Situated,

Plaintiffs,

v.

KENNETH L. LAY, et al.,

Defendants.

1659

ORDER

Pending before the Court is the Agreed Motion To Activate Washington State Investment Board v. Lay to allow plaintiffs to file an amended complaint and defendants to file motions to dismiss the amended complaint, filed by plaintiffs and defendants J.P. Morgan Chase & Co., Citigroup Inc., Credit Suisse First Boston LLC (formerly known as Credit Suisse First Boston Corporation), Canadian Imperial Bank of Commerce, Bank of America Corporation, Merrill Lynch & Co., Inc., Barclays PLC and Lehman Brothers Holdings Inc. (collectively the “Bank Defendants”). The Agreed Motion requests that the Court enter an order with the following schedule for the filing of plaintiffs’ amended complaint and the briefing of motions to dismiss the amended complaint:

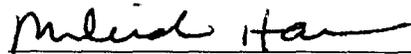
- Plaintiffs file amended complaint 30 days after Court enters order granting Agreed Motion;
- Bank Defendants (and other defendants if they so choose) file motion(s) to dismiss or answers 30 days after Plaintiffs serve amended complaint;
- Plaintiffs file opposition briefs 30 days later;
- Bank Defendants and other defendants moving to dismiss file reply briefs two weeks later.

The Court having considered the Agreed Motion is of the opinion that it should be granted and it is therefore:

ORDERED that the Agreed Motion is granted and Washington State Investment Board v. Lay is activated.

IT IS FURTHER ORDERED THAT plaintiffs shall amend their complaint and defendants shall respond to the amended complaint according to the schedule set forth above.

Signed at Houston, Texas, this 13 ^{* September} day of ~~August~~, 2003.



MELINDA HARMON
UNITED STATES DISTRICT JUDGE