UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

UNITED STATES COURTS
SOUTHERN DISTRICT OF TEXAS
FILED
BL OCT 14 2003
Michael N. Milby, Clerk of Court

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.	§	Civil Action No. H-01-3624 (Consolidated)
ENRON CORP., *et al.*	§	
Defendants.	§	

AGREED MOTION FOR EXTENSION OF CERTAIN DEADLINES FOR CLASS CERTIFICATION BRIEFING

Lead Plaintiff The Regents of the University of California ("Lead Plaintiff") and Defendants Bank of America Corporation, Banc of America Securities LLC, Barclays PLC, Barclays Bank PLC, Barclays Capital Inc., Canadian Imperial Bank of Commerce, CIBC World Markets Corp. (f/k/a CIBC Oppenheimer Corp.), CIBC World Markets plc, Credit Suisse First Boston LLC (f/k/a Credit Suisse First Boston Corporation), Credit Suisse First Boston (USA), Inc., Pershing LLC, J.P. Morgan Chase & Co., J.P. Morgan Securities Inc., J.P. Morgan Chase Bank, Lehman Brothers Inc., Lehman Brothers Holdings Inc., Merrill Lynch & Co., Inc., Merrrill Lynch, Pierce Fenner & Smith Incorporated, Citigroup Inc., Citibank N.A., Salomon Smith Barney Inc. (now called

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Citigroup Global Markets Inc.) and Salomon Brothers International Limited (the "Bank Defendants") file this request for extension of certain deadlines for class certification briefing, and respectfully show the Court as follows:

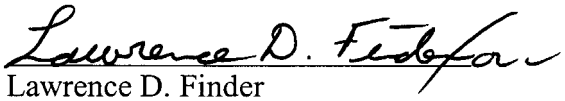
Despite the parties' efforts, class certification discovery was not completed by the deadline contained in the Court's July 11, 2003 Scheduling Order. The last of the class certification depositions was taken on September 24, 2003[1], nine days after the deadline for completion of class discovery. Lead Plaintiffs and the Bank Defendants request that deadlines remaining for their class certification briefing be adjusted to compensate for the inability to complete class discovery. Specifically, Lead Plaintiffs and the Bank Defendants request that the deadline for the Bank Defendants to respond to Lead Plaintiff's Amended Motion for Class Certification be extended from October 16, 2003 to October 23, 2003. Further, Lead Plaintiff and the Bank Defendants request that the deadline for Lead Plaintiff to reply to the Banks Defendants' response be extended from November 17, 2003 to November 24, 2003.

WHEREFORE, Lead Plaintiff and the Bank Defendants request that the Bank Defendants' deadline to respond to Lead Plaintiffs' Amended Motion for Class Certification and Lead Plaintiff's deadline to reply to Bank Defendants be extended as described in this agreed motion.

[1] Proposed intervenor Imperial County Employees Retirement Systems' ("Imperial County") deposition was taken on September 24, 2003. Imperial County's opposed motion to intervene is pending with the Court.

October 14, 2003

Respectfully submitted,



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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing instrument was served on counsel electronically via the www.esl3624.com website pursuant to the Court's order in *Newby v. Enron Corp. et al.* on this 14th day of October 2003.

Odean L. Volker

H-440582.1