

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

JAN 28 2002

Michael N. Milby, Clerk of Court

IN RE ENRON CORPORATION	§
SECURITIES LITIGATION,	§
_____	§
THIS DOCUMENT RELATES TO:	§
_____	§
All Cases	§
_____	§
MARK NEWBY, ET AL.,	§
_____	§
Plaintiffs	§
_____	§
VS.	§
_____	§
ENRON CORPORATION, ET AL.,	§
_____	§
Defendants	§

CIVIL ACTION NO. H-01-3624
AND CONSOLIDATED CASES

ORDER

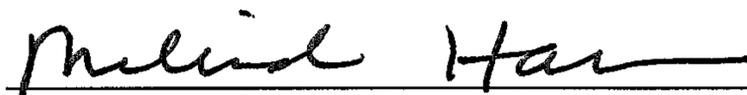
Pending before the Court in the above referenced action is a letter dated January 24, 2002, from James E. Coleman, Jr., counsel for Ken Lay, complaining that copies of a proposed order regarding a briefing schedule for a requested deposition of Ken Lay, presented to the Court by Mr. Bill Lerach when Mr. Coleman was not in the courtroom, and of a related motion were not provided to Mr. Coleman, even though his client may be affected. Mr. Coleman understandably seeks an opportunity to respond.

After examining the file, the Court notes that although Amalgamated Bank's original ex parte motion for particularized expedited discovery (#7 in Member Case H-01-4198, filed 12/5/01) related only to Defendant Arthur Andersen L.L.P., on January 22, 2002 Amalgamated Bank filed a third supplemental brief with a supporting affidavit (instruments #56 and 57), which added Enron executives to its request. To insure that all affected parties receive fair notice and an opportunity to respond, the Court

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ORDERS that Amalgamated shall file and serve, along with copies of #56 and #57, on counsel for all affected parties a motion seeking particularized expedited discovery from specified Enron executives, so that a formal submission date is established.

SIGNED at Houston, Texas, this 28th day of January, 2002.



MELINDA HARMON
UNITED STATES DISTRICT JUDGE