

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

United States Courts
Southern District of Texas
ENTERED

DEC - 8 2003

Michael N. Milby, Clerk of Court

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| In Re ENRON CORPORATION SECURITIES, DERIVATIVE & "ERISA" LITIGATION, | § § § | MDL 1446 |
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| MARK NEWBY, ET AL., Plaintiffs | § § § § § | |
| VS. | § | CIVIL ACTION NO. H-01-3624 |
| ENRON CORPORATION, ET AL., Defendants | § § § | AND CONSOLIDATED CASES |
| <hr/> | | |
| MARY BAIN PEARSON AND JOHN MASON, Plaintiff, | § § § § § | |
| VS. | § | CIVIL ACTION NO. H-03-5332 |
| ANDREW S. FASTOW, et al., Defendants | § § § | |
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| FRED A. ROSEN, et al., Plaintiffs, | § § § § § | |
| VS. | § | CIVIL ACTION NO. H-03-5333 |
| ANDREW S. FASTOW, et al., Defendants | § § § | |
| <hr/> | | |
| HAROLD ANLICH, et al., Plaintiffs, | § § § § § | |
| VS. | § | CIVIL ACTION NO. H-03-5334 |
| ARTHUR ANDERSEN, L.L.P., et al., Defendants | § § § | |

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|---------------------------|---|----------------------------|
| RUBEN DELGADO, et al., | § | |
| | § | |
| Plaintiffs, | § | |
| | § | |
| VS. | § | CIVIL ACTION NO. H-03-5335 |
| | § | |
| ANDREW S. FASTOW, et al., | § | |
| | § | |
| Defendants. | § | |

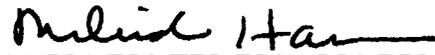
ORDER OF CONSOLIDATION

Pursuant to the December 12, 2001 order of consolidation (#17) and the Court's September 30, 2003 memorandum and order (#1714) entered in lead case H-01-3624, Newby v. Enron Corp. et al., the above referenced cases, H-03-5332, H-03-5333, H-03-5334, and H-03-5335, removed for a third time, now based on jurisdiction "related to" Enron's Chapter 11 bankruptcy proceedings under 28 U.S.C. § 1334(b) and 1452, by newly added Third-Party Defendants¹ sued for contribution as "responsible third parties" under Texas Civil Practice and Remedies Code § 33.011 and Texas Rule of Civil Procedure 38(a) and asserting potential claims for indemnification from the debtor's estate, are

¹ J.P. Morgan & Chase, J.P. Morgan Securities Inc., J.P. Morgan Chase Bank, Chase Securities Inc., J.P. Morgan Investment Corp. (now known as J.P. Morgan SBIC LLC), JPMorgan Chase Bank (now known as J.P. Morgan Securities, Inc.), Citigroup, Inc., Citibank N.A., Lehman Brothers Holdings, Inc., Lehman Brothers Inc., Credit Suisse First Boston Inc., Credit Suisse First Boston (USA), Inc., Credit Suisse First Boston LLC (f/k/a Credit Suisse First Boston Corp.), Pershing LLC (f/k/a Donaldson, Lufkin & Jenrett Securities Corp.), Canadian Imperial Bank of Commerce, CIBC Inc., CIBC World Markets Corp., Barclays PLC, Barclays Bank PLC, and Merrill Lynch, Pierce, Fenner & Smith (a/k/a Merrill Lynch & Co.).

hereby CONSOLIDATED into H-01-3624.

SIGNED at Houston, Texas, this 4th day of December,
2003.



MELINDA HARMON
UNITED STATES DISTRICT JUDGE