

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

United States Courts
Southern District of Texas
ENTERED

FEB - 5 2004

In Re ENRON CORPORATION
SECURITIES, DERIVATIVE &
"ERISA" LITIGATION,

§
§
§

MDL 1446

Michael N. Milby, Clerk of Court

MARK NEWBY, ET AL.,

§
§

Plaintiffs

VS.

§

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

ENRON CORPORATION, ET AL.,

§
§
§

Defendants

SEYMOUR HERMAN, Individually
and on Behalf of All Others
Similarly Situated,

§
§
§

Plaintiff,

VS.

§

CIVIL ACTION NO. H-04-0123

ARTHUR ANDERSON LLP, et al.,

§
§
§

Defendants.

ORDER OF COORDINATION

Seymour Herman, individually and on behalf of all others similarly situated, v. Arthur Anderson LLP, et al., H-04-0123, alleging on behalf of shareholders of Portland General Corporation ("PGE") breach of fiduciary duty in approval the 1997 merger of PGE with Enron Corporation and the exchange of their shares of stock for Enron common stock, was removed from the Circuit Court of the State of Oregon for the County of Multnomah to the Bankruptcy Division of the United States District Court for the District of Oregon. The reference to the bankruptcy court was then withdrawn by the district court and subsequently, based on

1971

"related to" bankruptcy jurisdiction, and this act was transferred to this Court by the Multidistrict Litigation Panel as a tag-along case to MDL 1446 because it is related to the collapse of Enron Corporation.

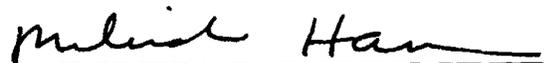
To insure that this case receives all relevant pleadings and orders, the Court

ORDERS that the docketing clerk shall henceforth designate H-04-00123 as a "coordinated case" in conjunction with *Newby* and shall enter it as such on the docket sheet of *Newby*.

The Court further find that the agreed motion to extend time to respond to the complaint by July 10, 2003 (instrument #2 in H-04-0123) is MOOT. The Court further

ORDERS that Defendants shall file answers to Plaintiff's complaint within twenty days of receipt of this order to facilitate discovery while Plaintiff's motion to remand or abstain is pending. Counsel shall inform themselves by contacting *Newby* Lead Counsel regarding the current discovery proposals.

SIGNED at Houston, Texas, this 4th day of February, 2004.


MELINDA HARMON
UNITED STATES DISTRICT JUDGE