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Southern District of Texas
FILED

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January 29, 2002

JAN 29 2002 LF

Michael N. Milby, Clerk

Mr. Michael Milby, District Clerk
Bob Casey United States Court House
515 Rusk Street, Room 1217
Houston, Texas 77002

VIA HAND-DELIVERY

Re: Civil Action No. H-01-CV-3624 (Consolidated); *Mark Newby v. Enron Corporation, et. al.*; In the United States District Court; Houston Division

Dear Mr. Milby:

Due to a clerical mistake, the affidavit of Linda Lettera (Exhibit B) was omitted from the exhibits accompanying the Reply Memorandum of Law of The Florida State Board of Administration and The New York City Pension Funds in Support of Their Motion for Appointment as Co-Lead Plaintiffs filed yesterday. Instead, a duplicate of the affidavit of Leslie A. Conason (Exhibit C) was inadvertently submitted in its place. Therefore, enclosed is the original and one (1) copy of the correct Exhibit B, which is the affidavit of Linda Lettera. We ask that you remove the current document marked as Exhibit "B" and replace it with the enclosed affidavit of Linda Lettera.

Your attention to this matter is greatly appreciated.

Very truly yours,



John Roberson

JR/dbb
Enclosure(s)

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Mr. Michael Milby, District Clerk

January 29, 2002

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cc: Honorable Melinda Harmon
U. S. District Court, Southern District of Texas
Bob Casey United States Court House
515 Rusk Street, Room 9114
Houston, Texas 77002

Via Hand-Delivery

All Known Counsel of Record

Via Facsimile

JAN 29 2002 LF

Michael N. Milby, Clerk

AFFIDAVIT OF LINDA LETTERA

STATE OF FLORIDA)
) SS
COUNTY OF LEON)

Linda Lettera, having been placed under oath, deposes and states as follows:

1. My name is Linda Lettera. I am the General Counsel for the Florida State Board of Administration ("FSBA"). I make this Affidavit in response to some of the issues raised by the California Regents and the Attorneys General of Georgia, Ohio and Washington in connection with their respective applications to serve as lead plaintiffs in this action.

2. The FSBA is committed to the vigorous prosecution of this action, and, together with its proposed co-lead plaintiff, the New York City Pension Funds ("NYC Funds"), will monitor and manage this litigation. As I have previously stated, I believe our experience, together with the experience and resources of the NYC Funds, will enable us to effectively monitor this litigation. Together with the NYC Funds, we have assembled a team of professionals with the resources and experience to prosecute this litigation.

3. While this is the first instance in which the FSBA and the NYC Funds have sought to act cooperatively as co-lead plaintiffs in a class action subject to the Private Securities Litigation Reform Act (the "PSLRA"), the FSBA has had a significant pre-litigation relationship with the NYC Funds prior to this action. The FSBA and the NYC Funds have been long standing and active members of the Council of Institutional Investors ("CII"), and the FSBA Executive Director, Tom Herndon, has served as Chairman of the Executive Committee of that organization. I and other attorneys in the

FSBA are members of the National Association of Public Pension Attorneys ("NAPPA") where our counterparts in New York have served as members as well, and we regularly attend meetings of that organization. In connection with our involvement in CII and NAPPA, the FSBA and the NYC Funds have worked together on matters of corporate governance. Since deciding to seek co-lead plaintiff status with the NYC Funds, I have had regular communication with my counterparts, Leslie Conason and Phyllis Taylor, at the NYC Funds. We plan to continue these regular conferences in order to direct and manage this litigation as it proceeds.

4. One of the other movants for lead plaintiff status, the California Regents, has submitted a list of cases in which the FSBA is serving either in a representative capacity for a class, or has initiated an individual action. A number of the actions listed by the California Regents are either no longer active or are in the process of settlement approval. Among the securities class actions in which settlements have been reached are *In re Dollar General Corp.*, *In re Critical Path, Inc. Securities Litigation*, *Sands Point Partners v. Pediatrix Medical Group*, and *LaPierre v. Vesta Insurance Group, Inc.* The *Northrop-Grumman Corp. Litigation* is no longer an active matter, and the FSBA plays no active role in the *Telxon* or *Rent Way* class actions. Several of the individual cases, including the *Cendant*, *Rite Aid*, and *Waste Management* are also at or near conclusion.

5. Of the cases listed by the California Regents (Regents' brief at 22), there are four active cases in which the FSBA is serving as a lead plaintiff on behalf of a class of investors that are not resolved or settled in principle. Those cases are:

- a. *Naiditch v. Applied Micro Circuits*, Case No. 01cv0649-12 (S.D. Cal.);

- b. *In re Daimler/Chrysler A.S.*, Case No. 00cv993 (D. Del.);
- c. *Myers v. Schering-Plough Corp.*, Case No. 01cv00829 (D.N.J.);
- and
- d. *Piven v. Sykes Enterprises*, Case No. 00cv212 (M.D. Fla.).

6. I note that certain movants for lead plaintiff have suggested that the FSBA is not an appropriate lead plaintiff because it may have claims against Alliance Capital Management L.P. No decision has been made by the FSBA to take any action against Alliance Capital Management L.P. at this time, other than the termination of the investment management relationship.

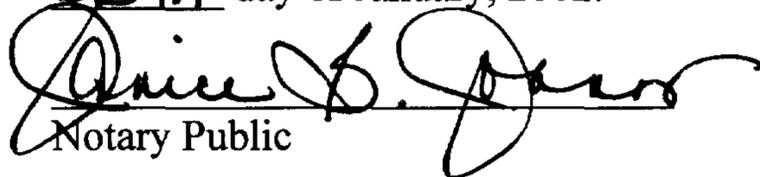
7. If the FSBA is selected as one of the lead plaintiffs in this action, it will dedicate the necessary time and resources to the vigorous prosecution of this case.

FURTHER AFFIANT SAYETH NAUGHT



Linda Lettera, Esq.
General Counsel for
Florida State Board of Administration

Sworn to and subscribed to this
25th day of January, 2002.



Notary Public



Janice S. Joanos
MY COMMISSION # CC733508 EXPIRES
August 7, 2002
BONDED THRU TROY FAIR INSURANCE, INC