

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

**United States Courts
Southern District of Texas
ENTERED**

JUL 12 2004

Michael N. Milby, Clerk of Court

	X	
IN RE ENRON CORPORATION	:	
SECURITIES, DERIVATIVE, &	:	MDL-1446
“ERISA” LITIGATION	:	
	:	
	:	
This Document Relates to:	X	
MARK NEWBY, ET AL.,	:	
PLAINTIFFS,	:	
	:	
VS.	:	CIVIL ACTION NO. H-01-3624
	:	CONSOLIDATED CASES
	:	
ENRON CORPORATION, ET AL.,	:	
DEFENDANTS.	:	
	:	
	X	

CONFIDENTIALITY ORDER

Pending before the Court is the Motion for Confidentiality Order filed by Robert A. Belfer, Norman P. Blake, Jr., Ronnie C. Chan, John H. Duncan, Joe H. Foy, Wendy L. Gramm, Robert K. Jaedicke, Charles A. LeMaistre, John Mendelsohn, Jerome Meyer, Charls E. Walker, John Wakeham, and Herbert Winokur, Jr. (collectively the “Outside Director Defendants”). The Motion requests a Confidentiality Order. Lead Plaintiff in *Newby* has represented to the Outside Director Defendants that it does not oppose the Motion. The Court, having considered the Motion, hereby:

ORDERS that the Motion is granted.

IT IS FURTHER ORDERED that:

1. All documents listed on the Outside Director Defendants’ Confidential Documents Log, and the information reflected therein, (a) shall be used by all parties in the *In re Enron Corporation Securities, Derivative and “ERISA” Litigation* (including all consolidated,

related, and coordinated cases) (collectively, the “Consolidated Actions”), solely in and for the purposes of the Consolidated Actions and shall not be disclosed to anyone other than counsel of record in those cases, employees of counsel of record, employees of parties in the Consolidated Actions for the purposes of assisting or consulting with counsel in those actions or in preparation for or during their depositions or trial testimony, nonparty witnesses during their depositions or trial testimony, experts retained by parties in the Consolidated Actions and the court-ordered mediator in these actions, each of whom shall restrict use and disclosure of such documents, written discovery, and information as provided in this paragraph, and (b) shall not be filed with any court without first obtaining the consent of the Outside Director Defendants.

2. Nothing in this Confidentiality Order shall prevent any party to the Consolidated Actions (including but not limited to the Lead Plaintiff in *Newby*) from subsequently challenging the Outside Director Defendants’ designation of the documents listed on its Confidential Documents Log as confidential (including but not limited to seeking appropriate relief from the Court).

SIGNED at Houston, Texas, this th 12 day of July, 2004.



HON. MELINDA HARMON
UNITED STATES DISTRICT JUDGE