United States Courts
Southern District of Texas
FILED
FEB 19 2002
Michael N. Milby, Clerk

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

MARK NEWBY, et al., Individually and On Behalf of All Others Similarly Situated,	§	
	§	
Plaintiffs,	§	C.A. No. H-01-3624
	§	**(Consolidated)**
v.	§	
	§	CLASS ACTION
ENRON CORP., et al.,	§	
Defendants.	§	

PAMELA M. TITTLE, on behalf of herself and a class of persons similarly situated, ET AL.,	§	
Plaintiffs	§	
v.	§	C.A. No. H-01-3913
	§	AND CONSOLIDATED CASES
ENRON CORP, an Oregon Corporation, ET AL.,	§	
Defendants.	§	

DEFENDANTS' MOTION FOR EXTENSION OF TIME TO FILE PROPOSED SCHEDULING ORDER

The Court has ordered the parties to the above captioned consolidated proceedings to file a proposed scheduling order by February 19, 2002 in advance of the Court's hearing on February 25, 2002. All defendants who have appeared in the *Newby* and *Tittle* actions ("Defendants") are currently discussing scheduling matters with counsel for lead plaintiff in the *Newby* matter and

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counsel for the Tittle plaintiffs group[1] in the *Tittle* matter and wish to continue these discussions. Accordingly, Defendants hereby request two additional days, to February 21, 2001, to file their proposed scheduling order in order to permit them to conclude their negotiations with plaintiffs. Counsel for lead plaintiff in the *Newby* matter and counsel for the Tittle plaintiffs group each has agreed to the extension requested herein. A proposed form of Order is attached as Exhibit "A".

Respectfully submitted,

GIBBS& BRUNS, L.L.P.

By: _____
KP by permission

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ON BEHALF OF ALL DEFENDANTS WHO HAVE APPEARED IN THE *NEWBY* AND *TITTLE* ACTIONS

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[1]The Tittle group of plaintiffs consists of a significant portion, but not all, of the ERISA plaintiffs in the *Tittle* matter. No other ERISA plaintiff or plaintiffs group has presented a proposed schedule to Defendants.

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SOUTHERN DISTRICT OF TEXAS

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Plaintiffs	§	
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	§	AND CONSOLIDATED CASES
ENRON CORP, an Oregon Corporation, ET AL.,	§	
	§	
Defendants.	§	

ORDER

Defendants' Motion for Extension of Time to File Proposed Scheduling Order is **GRANTED**. The parties to the *Newby* and *Tittle* consolidated matters shall have until February 21, 2002 to file their proposed scheduling orders with the Court.

Signed at Houston, Texas this _____ day of February 2002.

_____
Honorable Melinda Harmon

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EXHIBIT
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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing instrument has been served upon all counsel of record via hand delivery, certified mail, return receipt requested, federal express and/or facsimile this 19th day of February 2002.

Kathy D. Patrick

111620.1

CERTIFICATE OF SERVICE

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