

DEC 21 2001

Michael N. Milby, Clerk of Court

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION

MARK NEWBY,

Plaintiff,

vs.

ENRON CORPORATION, et al.,

Defendants.

Lead Case: Civil Action No. H-01-3624

**DECLARATION OF PAUL F.  
BENNETT IN SUPPORT OF MOTION  
TO APPOINT JMG/TQA AS LEAD  
PLAINTIFF AND TO APPROVE ITS  
SELECTION OF COUNSEL AS LEAD  
COUNSEL**

This document relates to:

ALL CONSOLIDATED SECURITIES SUITS

I, Paul F. Bennett, declare:

1. I am an attorney at law and am duly admitted to practice in the State of California.

I am a partner in Gold Bennett Cera & Sidener LLP, counsel for movants JMG Capital Partners, L.P., JMG Triton Offshore Fund, Ltd., TQA Master Fund, Ltd., and TQA Master Plus Fund, Ltd.

The matters stated herein are true of my own personal knowledge and, if called to testify thereto, I could and would competently do so.

2. Attached hereto as Exhibits A and B are true and correct copies of the Certificates of Plaintiff for movants JMG Capital Partners, L.P., JMG Triton Offshore Fund, Ltd., TQA Master Fund, Ltd., and TQA Master Plus Fund, Ltd.

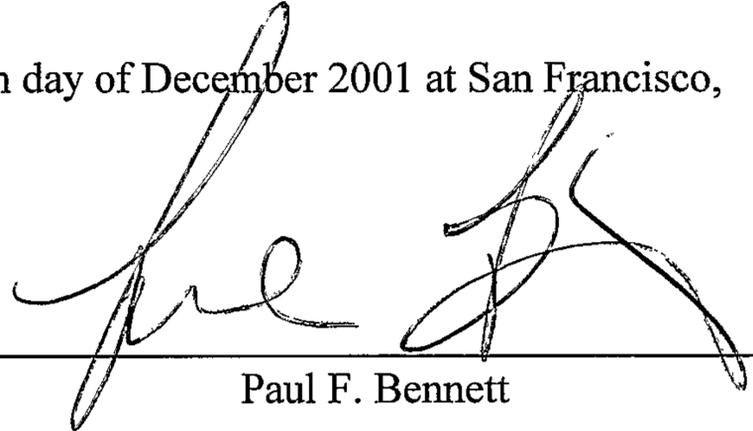
3. Attached hereto as Exhibit C is a true and correct copy of the notice in the first-filed action advising members of the proposed plaintiff class of the pendency of the action. The notice was disturbed by PR Newswire over the Internet. The notice advised members of the

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proposed class of their right to move the Court to serve as lead plaintiff no later than sixty (60) days after publication of the notice.

4. Attached hereto as Exhibit D is a true and correct copy of the firm resume for Gold Bennett Cera & Sidener LLP.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed this 20th day of December 2001 at San Francisco, California.



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Paul F. Bennett

The Exhibit(s) May  
Be Viewed in the  
Office of the Clerk