

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

United States Courts
Southern District of Texas
FILED

In re ENRON CORPORATION
SECURITIES LITIGATION

MH

MAY 08 2002

Michael N. Milby, Clerk

This Document Relates To:

MARK NEWBY, et al., Individually and
On Behalf of All Others Similarly
Situated,

Plaintiffs,

vs.

ENRON CORP., et al.

Defendants.

Civil Action No. H-01-3624
And Consolidated Cases

**DEFENDANT CREDIT SUISSE FIRST BOSTON CORPORATION'S
MOTION TO DISMISS PLAINTIFFS' CONSOLIDATED COMPLAINT**

Defendant Credit Suisse First Boston Corporation ("CSFB") files this motion to dismiss Plaintiffs' Consolidated Complaint ("Complaint") in its entirety and respectfully submits the following:

Contemporaneous with the filing of this Motion to Dismiss, CSFB filed "Defendant Credit Suisse First Boston Corporation's Memorandum of Law in Support of Its Motion to Dismiss Plaintiffs' Consolidated Complaint" (the "Memorandum of Law"). The Memorandum of Law is incorporated herein by reference for all purposes. For the reasons set forth in detail in the Memorandum of Law, the Complaint should be dismissed pursuant to Federal Rules of Civil Procedure 8, 9(b) and 12(b)(6) and the Private Securities Litigation Reform Act.

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WHEREFORE, Credit Suisse First Boston Corporation requests that this Court dismiss Plaintiffs' Consolidated Complaint with prejudice. CSFB further requests that it be granted such other relief to which it has shown itself to be entitled.

Dated: May 8, 2002

Respectfully submitted,



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CERTIFICATE OF SERVICE

The undersigned certifies that a copy of the foregoing instrument was served on the attorneys of record for all parties to the above cause (identified on the Service List attached hereto) in accordance with the Court's order entitled "Order Regarding Service of Papers and Notice of Hearings" on the 8th day of May, 2002.



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