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Michael M. Mihw. Clark

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

In re ENRON CORPORATION SECURITIES  
LITIGATION

§ Civil Action No. H-01-3624 ✓  
(Consolidated)

CLASS ACTION

This Document Relates To:

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

Plaintiffs,

vs.

ENRON CORP., et al.,

Defendants.

PAMELA M. TITTLE, on behalf of herself and  
a class of persons similarly situated,

Civil Action No. H-01-3913

Plaintiffs,

vs.

ENRON CORPORATION, et al.,

Defendants.

**JOINT RESPONSE OF *NEWBY* PLAINTIFFS AND *TITTLE* PLAINTIFFS  
TO CERTAIN DEFENDANTS' RESPONSE TO JOINT MOTION  
OF *NEWBY* PLAINTIFFS AND *TITTLE* PLAINTIFFS REGARDING  
SERVICE OF PAPERS AND NOTICE OF HEARING VIA WEBSITE**

The *Newby* and *Tittle* plaintiffs submit the following Joint Response to Certain Defendants' Response to Joint Motion of *Newby* Plaintiffs and *Tittle* Plaintiffs Regarding Service of Papers and Notice of Hearing Via Web Site.

After careful review of the specifics of Certain Defendants' proposal to utilize the services of Verilaw Technologies, Inc., and the Verilaw Technologies, Inc. brochure provided as an exhibit to the defense motion, the *Newby* plaintiffs and the *Tittle* plaintiffs renew their objection to the cost

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of these proposed services. Counsel for *Newby* and *Tittle* believe that spending hundreds of thousands of dollars for services that are more a convenience than a necessity would be a serious disservice to the class plaintiffs.

Further, plaintiffs reiterate that the Web site is working well, as it has been since it went live on June 5, 2002. This site is already available for the multitude of filings that are expected on June 24, 2002.

Finally, as of June 21, 2002, Ms. Linda Addison of Fulbright & Jaworski, representing defendant Northern Trust Company, has joined as a proponent of the [www.esl3624.com](http://www.esl3624.com) Web site, as evidenced by correspondence attached hereto as Exhibit A. David Ross, Counsel for Nancy Temple, has requested to be moved from the list of those taking no position to the list of opponents.

Plaintiffs again respectfully request that the Court enter an Order reinstating [www.esl3624.com](http://www.esl3624.com) and allowing for its continued use until such time as it is turned over to the Depository Administrator on the date that the Depository Administrator is engaged.

DATED: June 25, 2002

Respectfully submitted,

MILBERG WEISS BERSHAD  
HYNES & LERACH LLP  
WILLIAM S. LERACH  
DARREN J. ROBBINS  
HELEN J. HODGES  
BYRON S. GEORGIUO  
G. PAUL HOWES  
JAMES I. JACONETTE  
MICHELLE M. CICCARELLI  
JAMES R. HAIL  
JOHN A. LOWTHER  
ALEXANDRA S. BERNAY  
MATTHEW P. SIBEN

  
\_\_\_\_\_  
HELEN J. HODGES (w/permission)

401 B Street, Suite 1700  
San Diego, CA 92101  
Telephone: 619/231-1058

MILBERG WEISS BERSHAD  
HYNES & LERACH LLP  
STEVEN G. SCHULMAN  
SAMUEL H. RUDMAN  
One Pennsylvania Plaza  
New York, NY 10119-1065  
Telephone: 212/594-5300

**Lead Counsel for Plaintiffs**

SCHWARTZ, JUNELL, CAMPBELL  
& OATHOUT, LLP



ROGER B. GREENBERG  
State Bar No. 08390000  
Federal I.D. No. 3932  
Two Houston Center  
909 Fannin, Suite 2000  
Houston, TX 77010  
Telephone: 713/752-0017

HOEFFNER BILEK & EIDMAN  
THOMAS E. BILEK  
Federal Bar No. 9338  
State Bar No. 02313525  
Lyric Office Centre  
440 Louisiana Street, Suite 720  
Houston, TX 77002  
Telephone: 713/227-7720

**Attorneys in Charge**

BERGER & MONTAGUE, P.C.  
SHERRIE R. SAVETT  
1622 Locust Street  
Philadelphia, PA 19103  
Telephone: 215/875-3000

**Attorneys for Staro Asset Management**

WOLF POPPER LLP  
ROBERT C. FINKEL  
845 Third Avenue  
New York, NY 10022  
Telephone: 212/759-4600

SHAPIRO HABER & URMY LLP  
THOMAS G. SHAPIRO  
75 State Street  
Boston, MA 02109  
Telephone: 617/439-3939

**Attorneys for van de Velde**

SCOTT & SCOTT, LLC  
DAVID R. SCOTT  
JAMES E. MILLER  
108 Norwich Avenue  
Colchester, CT 06415  
Telephone: 860/537-3818

**Attorneys for the Archdiocese of Milwaukee Supporting Fund, Inc.**

THE CUNEO LAW GROUP, P.C.  
JONATHAN W. CUNEO  
MICHAEL G. LENETT  
317 Massachusetts Avenue, N.E., Suite 300  
Washington, D.C. 20002  
Telephone: 202/789-3960

**Washington Counsel**

**Counsel for *Newby* Plaintiffs**

DATED: June 25, 2002

CAMPBELL, HARRISON & DAGLEY L.L.P.  
JUSTIN M. CAMPBELL, III  
ROBIN L. HARRISON  
4000 Two Houston Center  
909 Fannin Street  
Houston, Texas 77010  
Phone: (713) 752-2332  
Fax: (713) 752-2330

HAGENS BERMAN LLP  
STEVE W. BERMAN  
CLYDE A. PLATT

  
\_\_\_\_\_  
CLYDE A. PLATT (w/ permission)  
1301 Fifth Avenue, Suite 2900  
Seattle, Washington 98101  
Phone: (206) 623-7292  
Fax: (206) 623-0594

KELLER ROHRBACK, L.L.P.  
LYNN LINCOLN SARKO  
BRITT TINGLUM  
DEREK W. LOESER  
T. DAVID COPLEY  
ERIN RILEY  
1201 Third Avenue, Suite 3200  
Seattle, WA 98101-3052  
Phone: (206) 623-1900

**Counsel for *Tittle* Plaintiffs**

**FULBRIGHT & JAWORSKI L.L.P.**

A REGISTERED LIMITED LIABILITY PARTNERSHIP

1301 MCKINNEY, SUITE 5100

HOUSTON, TEXAS 77010-3095

TELEPHONE: 713/651-5151  
FACSIMILE: 713/651-3248

LUCAS T. ELLIOT  
PARTNER

INTERNET ADDRESS:  
LELLIOT@FULBRIGHT.COM

DIRECT DIAL: 713/651-8612

HOUSTON  
WASHINGTON, D.C.  
AUSTIN  
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June 21, 2002

VIA FACSIMILE

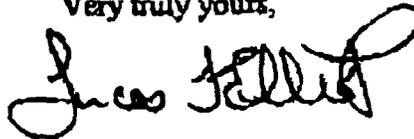
Re: Joint Motion of Newby Plaintiffs and Tittle Plaintiffs Regarding Service of Papers and Notice of Hearings Via Website

Ms. Jerri Hardaway

Ms. Hardaway:

I agree on behalf of Linda Addison, lead counsel for Defendant Northern Trust Company, to the Joint Motion of Newby Plaintiffs and Tittle Plaintiffs Regarding Service of Papers and Notice of Hearings Via Website.

Very truly yours,



Lucas T. Elliot

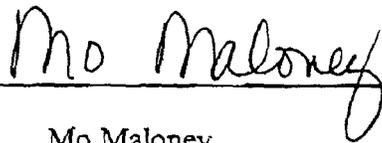
DECLARATION OF SERVICE BY E-MAIL, FACSIMILE OR UPS

I, the undersigned, declare:

1. That declarant is and was, at all times herein mentioned, a citizen of the United States and a resident of the County of San Diego, over the age of 18 years, and not a party to or interest in the within action; that declarant's business address is 401 B Street, Suite 1700, San Diego, California 92101.

2. That on June 25, 2002, declarant served the foregoing document by sending via e-mail, facsimile or UPS overnight to the parties as indicated on the attached Service List, pursuant to the Court's April 10, 2002 Order Regarding Service of Papers and Notice of Hearings.

I declare under penalty of perjury that the foregoing is true and correct. Executed this 25th day of June at San Diego, California.

  
\_\_\_\_\_

Mo Maloney

The Service List  
Attached  
to this document  
may be viewed at  
the  
Clerk's Office