United States Courts
Southern District of Texas
ENTERED

FEB 18 2005

Michael N. Milby, Clerk of Court

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

In re ENRON CORPORATION SECURITIES, DERIVATIVE and ERISA LITIGATION	MDL 1446
This Document Relates To: MARK NEWBY, et al., Individually and On Behalf of All Others Similarly Situated, Plaintiffs, v. ENRON CORP., et al. Defendants.	Civil Action No. H-01-3624 (Consolidated)

AMENDED CONFIDENTIALITY ORDER

Pending before the Court is the Amended Unopposed Motion of Defendant Moody's Investors Service ("Moody's") requesting a Confidentiality Order (the "Motion") and filing under seal. Counsel for JPMorgan Chase & Co., JPMorgan Chase Bank, J.P. Morgan Securities Inc., Citigroup Inc., Citibank N.A., Citigroup Global Markets Inc., Citigroup Global Markets Ltd., Barclays PLC, Barclays Bank PLC, Barclays Capital Inc., Canadian Imperial Bank of Commerce, CIBC World Markets PLC, and CIBC World Markets Corp. (collectively the "Investment Bank Defendants") do not oppose the motion. The Court, having considered the Motion, hereby ORDERS that the Motion is GRANTED.

IT IS FURTHER ORDERED that:

1. Confidential treatment is appropriate because the referenced documents were generated by Moody's pursuant to its evaluation of the creditworthiness of Enron and related entities, in connection with Moody's publication of credit ratings

and related reports. These documents reflect Moody's internal processes, and are therefore proprietary and/or commercially sensitive.

2. All Moody's documents designated as confidential which contain proprietary and/or commercially sensitive information, and the contents reflected therein, (a) shall be used solely in connection with *In Re Enron Corporation Securities, Derivative and "ERISA" Litigation* (including all consolidated and coordinated cases); *In re Enron Corp.* (including any adversary proceedings therein), and any other pending Enron-related litigation (collectively the "Enron Litigation"), 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 Enron Litigation 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 Enron Litigation 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, except under seal or after seeking a court order permitting filing under seal, without first obtaining the consent of Moody's.

3. Nothing herein, however, shall prevent any party from objecting to or challenging Moody's designation of the documents produced pursuant to subpoena as confidential (including but not limited to seeking appropriate relief from the Court).

SIGNED at Houston, Texas this 16th day of February, 2005.

HONORABLE MELINDA HARMON
UNITED STATES DISTRICT JUDGE