

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

MAY 24 2005

Michael N. Milby, Clerk

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IN RE ENRON CORPORATION	:	
SECURITIES LITIGATION	:	MDL Docket No. 1446
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This Document Relates To:	:	
	:	
MARK NEWBY, et al., Individually and	:	
On Behalf of All Others Similarly Situated,	:	Civil Action No. H-01-3624
	:	(Consolidated)
Plaintiffs,	:	<u>CLASS ACTION</u>
v.	:	
	:	
ENRON CORP., et al.,	:	
	:	
Defendants.	:	
-----	X	
THE REGENTS OF THE UNIVERSITY OF	:	
CALIFORNIA, et al., Individually and On	:	
Behalf of All Others Similarly Situated,	:	
	:	
Plaintiffs,	:	
v.	:	
	:	
KENNETH L. LAY, et al.,	:	
	:	
Defendants.	:	
-----	X	

[Caption continued on next page]

**~~PROPOSED~~ ORDER FOR EXTENSION OF TIME FOR CROSS-CLAIMANTS TO
RESPOND TO ARTHUR ANDERSEN, LLP'S (INSTR. # 3410) AND DAVID B.
DUNCAN'S (INSTR. # 3415) MOTIONS FOR PARTIAL DISMISSAL OF CROSS-
CLAIMS FOR CONTRIBUTION AND INDEMNIFICATION**

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JPMORGAN CHASE & CO., J.P. MORGAN :
SECURITIES INC., JPMORGAN CHASE BANK, :
N.A., CITIGROUP INC., CITIBANK, N.A., :
CITIGROUP GLOBAL MARKETS INC., :
CITIGROUP GLOBAL MARKETS LIMITED, :
CREDIT SUISSE FIRST BOSTON LLC, CREDIT :
SUISSE FIRST BOSTON (USA), INC., :
PERSHING LLC, CANADIAN IMPERIAL BANK :
OF COMMERCE, CIBC WORLD MARKETS :
CORP., CIBC WORLD MARKETS PLC, :
MERRILL LYNCH & CO., INC., MERRILL :
LYNCH, PIERCE, FENNER & SMITH :
INCORPORATED, BARCLAYS PLC, :
BARCLAYS BANK PLC, and BARCLAYS :
CAPITAL INC., :

Cross-Claimants, :

v. :

ARTHUR ANDERSEN LLP, DAVID B. :
DUNCAN, RICHARD B. BUY, RICHARD A. :
CAUSEY, ANDREW S. FASTOW, MARK A. :
FREVERT, KEVIN P. HANNON, KEN L. :
HARRISON, JOSEPH M. HIRKO, STANLEY C. :
HORTON, STEVEN J. KEAN, MARK E. :
KOENIG, KENNETH L. LAY, JEFFREY :
MCMAHON, CINDY K. OLSON, LOU L. PAI, :
KENNETH D. RICE, JEFFREY K. SKILLING, :
JOSEPH W. SUTTON, and LAWRENCE GREG :
WHALLEY, :

Cross-Defendants. :

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LEHMAN BROTHERS HOLDINGS INC. and :
LEHMAN BROTHERS INC., :

Cross-Claimants, :

v. :

RICHARD B. BUY, RICHARD A. CAUSEY, :
ANDREW S. FASTOW, MARK A. FREVERT, :
KEVIN P. HANNON, KEN L. HARRISON, :
JOSEPH M. HIRKO, STANLEY C. HORTON, :
STEVEN J. KEAN, MARK E. KOENIG, :
KENNETH L. LAY, JEFFREY MCMAHON, :
CINDY K. OLSON, LOU L. PAI, KENNETH D. :
RICE, JEFFREY K. SKILLING, JOSEPH W. :
SUTTON, and LAWRENCE GREG WHALLEY, :

Cross-Defendants. :
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JPMORGAN CHASE & CO., J.P. MORGAN :
SECURITIES INC., JPMORGAN CHASE BANK, :
N.A., CITIGROUP INC., CITIBANK, N.A., :
CITIGROUP GLOBAL MARKETS INC., :
CITIGROUP GLOBAL MARKETS LIMITED, :
CREDIT SUISSE FIRST BOSTON LLC, CREDIT :
SUISSE FIRST BOSTON (USA), INC., :
PERSHING LLC, CANADIAN IMPERIAL BANK :
OF COMMERCE, CIBC WORLD MARKETS :
CORP., CIBC WORLD MARKETS PLC, :
MERRILL LYNCH & CO., INC., MERRILL :
LYNCH, PIERCE, FENNER & SMITH :
INCORPORATED, BARCLAYS PLC, :
BARCLAYS BANK PLC, BARCLAYS CAPITAL :
INC., LEHMAN BROTHERS HOLDINGS INC., :
and LEHMAN BROTHERS INC., :
: :
Third-Party Plaintiffs, :
: :
v. :
: :
TIMOTHY DESPAIN, BEN F. GLISAN, JR., :
KEVIN HOWARD, MICHAEL J. KOPPER, :
MICHAEL KRAUTZ, REX SHELBY, and SCOTT :
YEAGER, :
: :
Third-Party Defendants. :
----- X

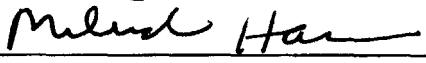
[PROPOSED] ORDER

Pending before the Court is the Agreed Motion for Extension of Time for Cross-Claimants to Respond to Arthur Andersen, LLP’s (Instr. # 3410) and David B. Duncan’s (Instr. # 3415) Motions for Partial Dismissal of Cross-Claims, filed by JPMorgan Chase & Co., J.P. Morgan Securities Inc., JPMorgan Chase Bank, N.A., Citigroup Inc., Citibank, N.A., Citigroup Global Markets Inc. (formerly known as Salomon Smith Barney Inc.), Citigroup Global Markets Limited (formerly known as Salomon Brothers International Limited), Credit Suisse First Boston LLC (formerly known as Credit Suisse First Boston Corporation), Credit Suisse First Boston (USA), Inc., Pershing LLC (formerly known as Donaldson, Lufkin & Jenrette Securities Corporation), Canadian Imperial Bank of Commerce, CIBC World Markets Corp. (formerly

known as CIBC Oppenheimer Corp.), CIBC World Markets plc, Merrill Lynch & Co., Inc., Merrill Lynch, Pierce, Fenner & Smith Incorporated, Barclays PLC, Barclays Bank PLC, and Barclays Capital Inc. (collectively, "Cross-Claimants"). The Agreed Motion requests an extension until June 6, 2005 for the Cross-Claimants to respond to Arthur Andersen, LLP's and David B. Duncan's Motions for Partial Dismissal of Cross-Claims submitted on May 2, 2005. The Court having considered the Agreed Motion is of the opinion that it should be granted and it is therefore;

ORDERED that the Agreed Motion is granted and Cross-Claimants have until June 6, 2005 to respond to Arthur Andersen, LLP's and David B. Duncan's Motions for Partial Dismissal of Cross-Claims.

Signed at Houston, Texas, this 23rd day of May, 2005.


MELINDA HARMON
UNITED STATES DISTRICT JUDGE