

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

In re ENRON CORPORATION SECURITIES
LITIGATION

This Document Relates To:

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

Plaintiffs,

vs.

ENRON CORP., et al.,

Defendants.

THE REGENTS OF THE UNIVERSITY OF
CALIFORNIA, et al., Individually and On Behalf
of All Others Similarly Situated,

Plaintiffs,

vs.

KENNETH L. LAY, et al.,

Defendants.

WASHINGTON STATE INVESTMENT
BOARD, et al., On Behalf of Themselves and All
Others Similarly Situated,

Plaintiffs,

vs.

KENNETH L. LAY, et al.,

Defendants.

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

§ CLASS ACTION

§ Civil Action No. H-02-3401

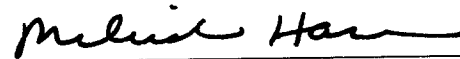
§ CLASS ACTION

§ **ORDER DISMISSING JOSEPH**
§ **BERARDINO, THOMAS BAUER,**
§ **DEBRA CASH, DAVID STEPHEN**
§ **GODDARD, GARY GOOLSBY,**
§ **MICHAEL LOWTHER, BENJAMIN**
§ **NEUHAUSEN, MICHAEL ODOM,**
§ **RICHARD PETERSEN, JOHN**
§ **STEWART, MICHAEL BENNETT,**
§ **MICHAEL JONES AND WILLIAM**
§ **SWANSON**

The Court has considered the Agreed Motion for Voluntary Dismissal of Joseph Berardino, Thomas Bauer, Debra Cash, David Stephen Goddard, Gary Goolsby, Michael Lowther, Benjamin Neuhausen, Michael Odom, Richard Petersen, John Stewart, Michael Bennett, Michael Jones and William Swanson.

The Court finds that the Agreed Motion should be GRANTED. Joseph Berardino, Thomas Bauer, Debra Cash, David Stephen Goddard, Gary Goolsby, Michael Lowther, Benjamin Neuhausen, Michael Odom, Richard Petersen, John Stewart, Michael Bennett, Michael Jones and William Swanson are hereby DISMISSED from these actions. Each party shall bear its own fees and expenses.

DATED: December 5, 2005



THE HONORABLE MELINDA HARMON
UNITED STATES DISTRICT JUDGE

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Other Documents

4:01-cv-03624 Newby, et al v. Enron Corporation, et al

COPY**U.S. District Court****Southern District of Texas**

Notice of Electronic Filing

The following transaction was received from Greenberg, Roger entered on 12/1/2005 at 5:16 PM CST and filed on 12/1/2005

Case Name: Newby, et al v. Enron Corporation, et al**Case Number:** 4:01-cv-3624**Filer:****Document Number:** 4244**Docket Text:**

PROPOSED ORDER re: [4243] Agreed MOTION for Voluntary Dismissal of Joseph Berardino, Thomas Bauer, Debra Cash, David Stephen Goddard, Gary Goolsby, Michael Lowther, Benjamin Neuhausen, Michael Odom, Richard Petersen, John Stewart, Michael Bennett, Michael Jones and William Swans, filed.(Greenberg, Roger)

The following document(s) are associated with this transaction:

Document description:Main Document**Original filename:**n/a**Electronic document Stamp:**

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4:01-cv-3624 Notice will be electronically mailed to:

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Motions

4:01-cv-03624 Newby, et al v. Enron Corporation, et al

Received in Chambers

DEC 02 2005

U.S. District Court Melinda Harmon
United States District Judge**COPY****Southern District of Texas**

Notice of Electronic Filing

The following transaction was received from Greenberg, Roger B entered on 12/1/2005 at 5:14 PM CST and filed on 12/1/2005

Case Name: Newby, et al v. Enron Corporation, et al
Case Number: 4:01-cv-3624
Filer: The Regents of the University of California
Document Number: 4243

Docket Text:

Agreed MOTION for Voluntary Dismissal of Joseph Berardino, Thomas Bauer, Debra Cash, David Stephen Goddard, Gary Goolsby, Michael Lowther, Benjamin Neuhausen, Michael Odom, Richard Petersen, John Stewart, Michael Bennett, Michael Jones and William Swanson by The Regents of the University of California, filed. Motion Docket Date 12/21/2005. (Greenberg, Roger)

The following document(s) are associated with this transaction:

Document description:Main Document**Original filename:**n/a**Electronic document Stamp:**

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12/1/2005

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

In re ENRON CORPORATION SECURITIES
LITIGATION

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Plaintiffs,

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KENNETH L. LAY, et al.,

Defendants.

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

§ CLASS ACTION

§ Civil Action No. H-02-3401
§ CLASS ACTION

§ **AGREED MOTION FOR**
§ **VOLUNTARY DISMISSAL OF**
§ **JOSEPH BERARDINO, THOMAS**
§ **BAUER, DEBRA CASH, DAVID**
§ **STEPHEN GODDARD, GARY**
§ **GOOLSBY, MICHAEL LOWTHER,**
§ **BENJAMIN NEUHAUSEN, MICHAEL**
§ **ODOM, RICHARD PETERSEN, JOHN**
§ **STEWART, MICHAEL BENNETT,**
§ **MICHAEL JONES AND WILLIAM**
§ **SWANSON**

TO THE HONORABLE MELINDA HARMON:

Pursuant to Federal Rule of Civil Procedure 41(a)(2), Lead Plaintiff, and Joseph Berardino, Thomas Bauer, Debra Cash, David Stephen Goddard, Gary Goolsby, Michael Lowther, Benjamin Neuhausen, Michael Odom, Richard Petersen, John Stewart, Michael Bennett, Michael Jones and William Swanson (collectively "Defendants") file this Agreed Motion for Voluntary Dismissal of Joseph Berardino, Thomas Bauer, Debra Cash, David Stephen Goddard, Gary Goolsby, Michael Lowther, Benjamin Neuhausen, Michael Odom, Richard Petersen, John Stewart, Michael Bennett, Michael Jones and William Swanson.

Lead Plaintiff and Defendants request that this Court grant their Agreed Motion for Voluntary Dismissal, and dismiss Defendants from these actions. A proposed order is attached.

DATED: December 1, 2005

Respectfully submitted,

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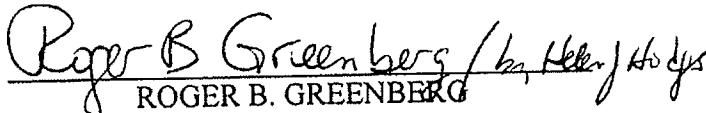
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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing AGREED MOTION FOR VOLUNTARY DISMISSAL OF JOSEPH BERARDINO, THOMAS BAUER, DEBRA CASH, DAVID STEPHEN GODDARD, GARY GOOLSBY, MICHAEL LOWTHER, BENJAMIN NEUHAUSEN, MICHAEL ODOM, RICHARD PETERSEN, JOHN STEWART, MICHAEL BENNETT, MICHAEL JONES AND WILLIAM SWANSON document has been served by sending a copy via electronic mail to serve@ESL3624.com on this 1st day of December, 2005.

I further certify that a copy of the foregoing document has been served via overnight mail on the following parties, who do not accept service by electronic mail on this 1st day of December, 2005.

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