

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

IN RE ENRON CORPORATION
SECURITIES LITIGATION

MDL 1446

MARK NEWBY, *et al.*, individually and on behalf of all
others similarly situated,

Plaintiffs,

CIVIL ACTION NO. H-01-
3624

And Consolidated Cases

v.

ENRON CORPORATION, *et al.*,

Defendants.

THE REGENTS OF THE UNIVERSITY OF CALIFORNIA,
et al., individually and on behalf of all others similarly
situated,

Plaintiffs,

United States Courts
Southern District of Texas
ENTERED

APR 8 2005

Michael N. Milby, Clerk of Court

v.

KENNETH L. LAY, *et al.*,

Defendants.

This Document Relates To:

HEADWATERS CAPITAL LLC, *et al.*,

Plaintiffs,

CIVIL ACTION NO. H-03-
0341

v.

KENNETH L. LAY, *et al.*,

Defendants.

This Document Relates To:

RICHARD CHOUCROUN, *et al.*,

Plaintiffs,

v.

ARTHUR ANDERSEN LLP, *et al.*,

Defendants

AND

ARTHUR ANDERSEN LLP, *et al.*,

Defendants and
Third-Party
Plaintiffs,

v.

J.P. MORGAN CHASE & CO., *et al.*,

Third-Party
Defendants.

CIVIL ACTION NO. H-03-
3320

This Document Relates To:

THE RETIREMENT SYSTEMS OF ALABAMA,

Plaintiff,

v.

MERRILL LYNCH & CO., *et al.*,

Defendants.

CIVIL ACTION NO. H-03-
2308

This Document Relates To:

SAMSON INVESTMENT COMPANY,

Plaintiff,

v.

ARTHUR ANDERSEN LLP, *et al.*,

Defendants

AND

ARTHUR ANDERSEN LLP, *et al.*,

Defendant and
Third-Party Plaintiff,

v.

ANDREW FASTOW, *et al.*,

Third-Party
Defendants.

CIVIL ACTION NO. H-03-
2264

This Document Relates To:

INTERNATIONALE KAPITALANLAGEGESELLSCHAFT
mbH, *et al.*,

Plaintiffs,

v.

CREDIT SUISSE FIRST BOSTON, *et al.*,

Defendants.

CIVIL ACTION NO. H-03-
1248

This Document Relates To:

INTERNATIONALE KAPITALANLAGEGESELLSCHAFT
mbH, *et al.*,

Plaintiffs,

v.

CREDIT SUISSE FIRST BOSTON CORPORATION, *et al.*,

Defendants.

CIVIL ACTION NO. H-02-
4080

This Document Relates To:

SILVERCREEK MANAGEMENT, INC., *et al.*,

Plaintiffs,

v.

SALOMON SMITH BARNEY, *et al.*,

Defendants.

CIVIL ACTION NO. H-02-
3185

This Document Relates To:

AL RAJHI INVESTMENT CORPORATION BV,

Plaintiff,

v.

ARTHUR ANDERSEN LLP,

Defendant

AND

ARTHUR ANDERSEN LLP,

Defendant and
Third-Party Plaintiff,

v.

J.P. MORGAN CHASE & CO., *et al.*,

Third-Party
Defendants.

CIVIL ACTION NO. H-03-1219

This Document Relates To:

ARIC BV, *et al.*,

Plaintiffs,

v.

THE MAN GROUP PLC, *et al.*,

Defendants.

CIVIL ACTION NO. H-03-3947

This Document Relates To:

CALIFORNIA PUBLIC EMPLOYEES RETIREMENT
SYSTEM,

Plaintiff,

v.

BANC OF AMERICA SECURITIES, *et al.*,

Defendants.

CIVIL ACTION NO. H-03-
3481

This Document Relates To:

PAUL OKOMO,

Plaintiff,

v.

BANC OF AMERICA SECURITIES LLC, *et al.*,

Defendants.

CIVIL ACTION NO. H-03-
3508

This Document Relates To:

ABBEY NATIONAL TREASURY SERVICES plc,

Plaintiff,

v.

CREDIT SUISSE FIRST BOSTON CORPORATION, *et al.*,

Defendants.

CIVIL ACTION NO. H-02-
3869

This Document Relates To:

ABBEY NATIONAL TREASURY SERVICES plc,

Plaintiff,

v.

CREDIT SUISSE FIRST BOSTON CORPORATION, *et al.*,

Defendants.

CIVIL ACTION NO. H-03-
1241

ORDER OF DISMISSAL

Third-Party Plaintiffs or Cross-Claimants Bank of America Corporation and Banc of America Securities LLC have filed a Notice of Dismissal Without Prejudice under Federal Rules of Civil Procedure 41(a)(1)(i) and 41(c). Third-Party Defendant or Cross-Defendant Arthur Andersen LLP has not filed an answer or motion for summary Judgment. Accordingly, it is

ORDERED that all claims asserted in this action in the Third-Party Petitions or Cross-Petitions of Bank of America Corporation and Banc of America Securities LLC against Third-Party Defendant or Cross-Defendant Arthur Andersen LLP are hereby dismissed without prejudice, with each party to bear its own costs, expenses and attorneys' fees.

SIGNED this 7th day of April 2005.



THE HONORABLE MELINDA HARMON
UNITED STATES DISTRICT JUDGE