## UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF TEXAS HOUSTON DIVISION

United States Courts Southern District of Texas ENTERED

AUG 1 2005

| LITIGATION                               | § MDL-1446 Milby, Clerk of Court |
|------------------------------------------|----------------------------------|
| This Document Relates To:                | §<br>§<br>8                      |
| MARK NEWBY, et al., Individually and On  | § Consolidated Civil Action      |
| Behalf of All Others Similarly Situated, | § No. H-01-3624                  |
| Plaintiffs,<br>vs.                       | \$<br>\$<br>\$<br>\$<br>\$       |
| ENRON CORP., et al.,                     | §                                |
| Defendants.                              | §<br>§<br>§<br>§                 |

## ORDER GRANTING MOTION OF DEUTSCHE BANK AG, DEUTSCHE BANK TRUST COMPANY AMERICAS AND DEUTSCHE BANK SECURITIES INC. FOR CONFIDENTIAL TREATMENT OF CERTAIN TESTIMONY AND A PORTION OF AN EXHIBIT FROM THE DEPOSITION OF LEON G. KOZAK

Upon the Motion for Confidential Treatment of Certain Testimony of Leon G. Kozak (the "Motion") submitted by Defendants Deutsche Bank AG, Deutsche Bank Trust Company

Americas (formerly known as Bankers Trust Company) and Deutsche Bank Securities Inc.

(formerly known as Deutsche Banc Alex. Brown Inc.), it is hereby:

ORDERED that the Motion is GRANTED. All deposition exhibits and testimony identified in the Motion shall be deemed "Confidential" in accordance with the Court's July 2, 2004 Confidentiality Order for Deposition Testimony and Exhibits.

SIGNED at Houston, Texas this  $29^{-1}$  day of June, 2005.

Melinda Harmon

U.S. District Court Judge