

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

In re ENRON CORPORATION SECURITIES
LITIGATION

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

§
§ CLASS ACTION

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.

LEAD PLAINTIFF'S COUNSEL'S COMPENDIUM OF TIME RECORDS

Pursuant to the Court's April 16, 2008 Order (Docket No. 5953), Lead Plaintiff's counsel, Coughlin Stoia Geller Rudman and Robbins LLP ("Coughlin Stoia"), and those firms that assisted it in the prosecution of the action and have joined in the pending fee application, submit this compendium of their time records which reflect, as the Court directed, the tasks that were performed in this case, by whom, when and for how long. This compendium consists of the following:

- Tab 1: A summary chart showing the hours and resulting lodestar for each firm submitting time records.
- Tab 2: Coughlin Stoia Geller Rudman & Robbins LLP time records.
- Tab 3: Schwartz, Junell, Greenberg & Oathout, LLP time records.
- Tab 4: Genovese Joblove & Battista time records.
- Tab 5: Cuneo Gilbert & LaDuca time records.
- Tab 6: Wolf Popper LLP time records.
- Tab 7: Shapiro Haber & Urmy LLP time records.
- Tab 8: The Bilek Firm time records.
- Tab 9: Federman & Sherwood time records.¹
- Tab 10: Scott + Scott LLP time records.
- Tab 11: Berger & Montague, P.C. time records.
- Tab 12: Joseph A. McDermott, III time records.
- Tab 13: Beirne, Maynard & Parsons, LLP time records.
- Tab 14: Law Offices of Bernard M. Gross, P.C. time records.

¹ While Federman & Sherwood's time was not included in the motion filed on January 4, 2008, its time summary was filed on January 7, 2008 in the Declaration of William B. Federman (Docket No. 5835) and its time records are included here.

As the Court is aware, the action is still pending against certain defendants. The submission of these records pursuant to the Court's Order is not a waiver of the attorney-client, work product, or any other, privilege.

Counsel's January 4, 2008 fee application noted that, through the December 15, 2007 time cut-off date used for that submission, Lead Plaintiff's counsel had (after deduction of an estimate of fee application related time) expended nearly 290,000 hours for a lodestar exceeding \$130 million. Based on this time, the resulting multiplier for the requested fee was 5.2. *See* Declaration of Helen J. Hodges in Support of Lead Counsel's Motion for an Award of Attorney Fees (Docket No. 5818) at 11-12 n.7 & Ex. 2. Since December 15, 2007, through the current time cut-off date of February 29, 2008, the date of the hearing for final approval of the Plan of Allocation and the fee application, substantial additional time was expended. The work done included finalizing the pleadings in support of both the Plan of Allocation and the fee application, responses to objections to both motions and the presentation at the final approval hearing on February 29, 2008. The summary at Tab 1 reflects the non-fee related time and lodestar expended from inception and up until February 29, 2008.² Lead Plaintiff's counsel's lodestar for this time through February 29, 2008 is roughly \$135,000,000 and would result in a 5.10 multiplier of the lodestar.³ In addition, significant additional time has been, and will continue to be, expended post-February 29. For example, on April

² The difference between the total Coughlin Stoia lodestar in its *time records* at Tab 2 and the lodestar in the summary at Tab 1 is the estimated fee application time and time that was excluded due to billing judgment. Time expended by certain Coughlin Stoia shareholder relations personnel who have spent a substantial amount of time responding to Enron shareholder inquiries over the past six years was not included in the lodestar submitted with the January 4, 2008 filing; the time of those shareholder relations personnel *is* in the time records at Tab 2 and the summary at Tab 1.

³ The multiplier using Coughlin Stoia's time alone is less than six. Professor Coffee earlier opined: "Thus, whether or not a multiplier in the 5 to 6 range would be justified in most cases, it is justified in this case" Declaration of John C. Coffee, Jr. (Docket No. 5821).

2, 2008, the Fifth Circuit heard oral argument on Silvercreek's appeal as to one settling defendant (5th Cir. Case No. 06-20026). In addition, pursuant to this Court's direction, Lead Plaintiff's counsel continued to work with counsel for the Ruben Parties and former employees who objected to the Plan of Allocation. (Docket Nos. 5934 and 5951). Lawyers and staff from Coughlin Stoia and Gilardi & Co., the claims administrator, also conducted two forums in Houston for class members to answer questions and assist in completing claim forms and Coughlin Stoia and Gilardi & Co. continue to work together to ensure that the claims process runs as smoothly as possible. And, of course, work continues on the case against the remaining defendants.

DATED: April 30, 2008

Respectfully submitted,

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