

1 **QUINN EMANUEL URQUHART OLIVER &
HEDGES, LLP**

2 MARSHALL M. SEARCY (BAR NO. 169269)

3 KRISTEN BIRD (BAR NO. 192863)

4 ROXANNA MANUEL (BAR NO. 209894)

865 South Figueroa Street, Tenth Floor

Los Angeles, California 90017

Telephone: (213) 443-3000

Facsimile: (213) 443-3100

6 **FULBRIGHT & JAWORSKI L.L.P.**

7 JOSHUA D. LICHTMAN (BAR NO. 176143)

555 South Flower Street, 41st Floor

Los Angeles, California 90071

Telephone: (213) 892-9200

Facsimile: (213) 892-9494

9 Attorneys for defendant Coral Energy Resources, L.P.

10 SUPERIOR COURT OF CALIFORNIA

11 COUNTY OF SAN DIEGO

12
13
14 Coordination Proceeding Special Title
(Rule 1550(b))

15 **NATURAL GAS ANTITRUST CASES
I, II, III & IV**

16
17 This Document Relates to:

18 THE PRICE INDEXING CASES ONLY

CASE NO. JCCP Nos. 4221, 4224, 4226, 4228

The Honorable Ronald S. Prager

**[PROPOSED] ORDER DETERMINING
GOOD FAITH SETTLEMENT BETWEEN
DEFENDANTS CORAL ENERGY
RESOURCES, L.P., DUKE ENERGY
TRADING AND MARKETING, L.L.C.,
DUKE ENERGY CAROLINAS LLC (F/K/A
DUKE ENERGY CORPORATION),
RELIANT ENERGY INC., RELIANT
ENERGY SERVICES, INC., RELIANT
RESOURCES, INC. AND MARY
KATHLEEN ZANABONI**

DATE: December 8, 2008

TIME: 10:00 a.m.

DEPT.: 71

ORIGINAL

FILED
Clerk of the Superior Court

DEC 08 2008

By: K SANDOVAL, Deputy

RP

1 The joint motion of defendants Shell Energy North America (U.S.) L.P., successor in
2 interest to Coral Energy Resources, L.P. ("Coral"), Duke Energy Trading and Marketing, L.L.C.
3 and Duke Energy Carolinas LLC (f/k/a Duke Energy Corporation) (collectively, "Duke") and
4 Reliant Energy Services, Inc., Reliant Resources, Inc. and Reliant Energy, Inc. (collectively,
5 "Reliant") and Mary Kathleen Zanaboni (collectively with Reliant, the "Reliant defendants") (all,
6 collectively, the "Settling Defendants") for an order determining the good faith of their
7 settlements with the Independent Plaintiffs having been presented to this Court (the "Joint
8 Motion"), and

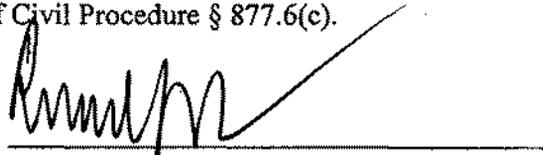
9 IT APPEARING TO THE SATISFACTION OF THE COURT THAT: After
10 consideration of all documents filed in connection with the Joint Motion, and any arguments of
11 parties relating thereto at the hearing thereof, the Court hereby finds that each of Coral, Duke and
12 the Reliant defendants have complied with the requirements of California Code of Civil
13 Procedure § 877.6, and that the Settlement Agreement entered into by each of them described in
14 said Motion was made and entered into in good faith between the parties to each such Settlement
15 Agreement, within the meaning of California Code of Civil Procedure § 877.6.

16 NOW, THEREFORE, IT IS HEREBY ORDERED that each of the three Settlement
17 Agreements that are the subject of the Joint Motion was made and entered into in good faith
18 between the parties to each such Settlement Agreement, within the meaning of California Code of
19 Civil Procedure § 877.6.

20 The determination by the Court that each settlement that is the subject of the Joint Motion
21 was made in good faith shall bar any other joint tortfeasor or co-obligor from any further claims
22 against the any of the Settling Defendants or any of their respective co-obligors for equitable
23 comparative contribution, or partial or comparative indemnity, based on comparative negligence
24 or comparative fault, pursuant to California Code of Civil Procedure § 877.6(c).

25 IT IS SO ORDERED.

26 Dated: DEC 0 2008



JUDGE OF THE SUPERIOR COURT

RONALD S. PRAGER