

SUPERIOR COURT OF CALIFORNIA

County of San Diego

DATE: December 11, 2006 DEPT. 71 REPORTER A: Peter Stewart CSR#

PRESENT HON. RONALD S. PRAGER REPORTER B: CSR#

JUDGE

CLERK: K. Sandoval

BAILIFF: L. Wilks

REPORTER'S ADDRESS: P.O. BOX 120128

SAN DIEGO, CA 92112-4104

IN RE: JCCP 4221/4224/4226&4428 – Natural Gas Anti-Trust Cases (Price Indexing)

The Court's FINAL RULING OF CLASS ACTION SETTLEMENT AND MOTION FOR AWARD OF ATTORNEY'S FEES AND COSTS AND GOOD FAITH ruling regarding applies to all cases listed as follows:

4221-00020 UYEDA vs CENTERPOINT ENERGY INC
4221-00021 BENSCHIEDT vs AEP ENERGY SERVICES INC
4221-00022 COUNTY OF SANTA CLARA vs SEMPRA ENERGY
4221-00023 CITY AND COUNTY OF SAN FRANCISCO vs SEMPRA ENERGY
4221-00024 COUNTY OF SAN DIEGO vs SEMPRA ENERGY
4221-00025 OLDER vs SEMPRA ENERGY
4221-00026 CITY OF SAN DIEGO vs SEMPRA ENERGY
4221-00027 TAMCO vs DYNEGY INC
4221-00028 A L GILBERT COMPANY vs CORAL ENERGY RESOURCES LP
4221-00029 OBERTI WHOLESALE FOOD INC vs ENCANA ENERGY SERVICES INC
4221-00030 BROWN vs ENCANA ENERGY SERVICES INC
4221-00031 LOIS THE PIE QUEEN vs ENCANA ENERGY SERVICES INC
4221-00032 VITTICE CORPORATION vs ENCANA CORPORATION
4221-00033 COUNTY OF ALAMEDA vs SEMPRA ENERGY
4221-00034 THE REGENTS OF THE UNIVERSITY OF CALIFORNIA vs RELIANT ENERGY SERVICES INC
4221-00035 SCHOOL PROJECT FOR UTILITY RATE REDUCTION vs SEMPRA ENERGY
4221-00036 ASSOCIATION OF BAY AREA GOVERNMENTS vs SEMPRA ENERGY

- 4221-00037 OWENS-BROCKWAY GLASS CONTAINER INC vs SEMPRA ENERGY**
- 4221-00038 TEAM DESIGN DBA TIMOTHY ENGELN INC vs RELIANT ENERGY INC**
- 4221-00039 CITY OF LOS ANGELES DEPARTMENT OF WATER AND POWER vs RELIANT ENERGY SERVICES INC**
- 4221-00040 SACRAMENTO MUNICIPAL UTILITY DISTRICT vs RELIANT ENERGY SERVICES INC**
- 4221-00041 SHANGHAI 1930 RESTRAURANT PARTNERS LP vs ENCANA ENERGY SERVICES INC**
- 4221-00042 PODESTA vs ENCANA ENERGY SERVICES INC**
- 4221-00044 COUNTY OF SAN MATEO vs SEMPRA ENERGY**
- 4221-00045 BUSTAMANTE vs WILLIAMS ENERGY SERVICES**
- 4221-00046 PABCO BUILDING PRODUCTS vs DYNEGY INC**
- 4221-00047 BOARD OF TRUSTEES OF THE CALIFORNIA STATE UNIVERSITY vs DYNEGY INC**
- 4221-00043 NURSERYMAN'S EXCHANGE OF HALF MOON BAY vs SEMPRA ENERGY**

10:25 a.m. This being the time previously set for **ORAL ARGUMENT** in the above entitled cause Court convenes with counsel as noted on exhibit "A" which is attached hereto and incorporated herein as though set forth in full. Seated at counsel table are:

Barry Himmelstein of Lieff, Cabraser, Heimann & Bernstein
Brad Baker of Baker, Burton & Lundy
Robert Sacks and Diane McGimsey of Sullivan & Cromwell
Douglas Tribble of Pillsbury, Winthrop, Shaw & Pittman
Jeffrey Shohet and Mark Hamer of DLA Piper Rudnick, Gary Cary
Kristen Bird of Quinn, Emanuel, Urquhart, Oliver & Hedges
Joshua Lichtman of Fulbright & Jaworski

Sergio Santo of Coachella Valley Taxi Association is present. Court and counsel discuss possible claim settlement with Mr. Santo. Court directs Mr. Santo to speak to both Attorneys Baker and Himmelstein who will assist him in submitting claim forms on behalf of the taxi association.

After hearing from parties the Court confirms its telephonic rulings regarding Class Action Settlement. Attorney Himmelstein has prepared an order that reflects the tentative ruling, attached as an exhibit are individual judgements for each of the Defendants, which sets forth their names specifically and various terms of the settlement. The Court also approves attorney fees motion.

Court signs the motion for **GOOD FAITH SETTLEMENT** for Encana Corp., WD Energy Services, Inc. the Williams Companies, Inc. and Williams Power Co., Inc, Coral Energy Resources, L.P., and Dynegy Inc., West Coast Power LLC., Dynegy Marketing and Trade and Dynegy Power Marketing Inc.

11:30 a.m. Court is adjourned.

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