

SUPERIOR COURT OF CALIFORNIA

County of San Diego

DATE: September 1, 2006 DEPT. 71 REPORTER A: Peter Stewart CSR# 3184

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

TENTATIVE RULING-PRELIMINARY APPROVAL CLASS ACTION SETTLEMENTS

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

TENTATIVE RULING RE:PRELIMINARY APPROVAL OF CLASS ACTION SETTLEMENTS

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 RESTAURANT PARTNERS LP vs ENCANA ENERGY SERVICES INC
4221-00042 PODESTA vs ENCANA ENERGY SERVICES INC
4221-00043 NURSERYMAN'S EXCHANGE OF HALF MOON BAY vs SEMPRA ENERGY
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

The Court hereby certifies the Class and the two subclasses and the opt-out Class as presented by Plaintiffs for purposes of settlement only. The Court further grants preliminary approval of the settlements as presented and approves the proposed forms of notice. The Court adopts Plaintiffs' proposed schedule by which notice of the settlement will be provided to the Class members and dates by which Class members may exclude themselves from the Class or object to the settlement. The final approval hearing shall be set for December 11, 2006, at 10:00 a.m.

Plaintiffs shall prepare a final order for the court's signature.