

In re Mirant Corporation, et al.
Chapter 11 Case No. 03-46590-DML (Jointly Administered)

REVISED INSTRUCTIONS FOR TELEPHONIC APPEARANCES

The Court has permitted and the Debtors have arranged for counsel to participate by Telephonic Appearance in the hearings in the above-referenced case conducted in the United States Bankruptcy Court for the Northern District of Texas.

I. The following rules shall apply to Telephonic Appearances:

- A. To make a Telephonic Appearance, parties must make a reservation pursuant to the procedures set forth below.
- B. Counsel must join the telephone conference five minutes before the scheduled commencement of the hearing.
- C. Counsel appearing telephonically will be required to make an appearance on the record at the commencement of the hearing.
- D. Use of mobile or cellular phones during Telephonic Appearances is prohibited. Use of speaker phones is discouraged. If use of a speaker phone is necessary, Counsel should mute the phone at all times when Counsel is not speaking. Counsel are cautioned to ensure that proceedings in court are not disrupted by telephonic noise.
- E. Counsel making a Telephonic Appearance may not examine or cross examine any witness.
- F. Any person not an attorney using the telephone connection to the court shall initially identify him or herself and otherwise not speak unless called upon by the judge.

II. Scheduling a Telephonic Appearance:

Telephone appearances may be arranged by calling **Court Call at (866) 582-6878** not later than **24 hours** prior to the court hearing date. Notification of any telephonic appearance arranged through Court Call less than 24 hours prior to the hearing must also be sent to Judge Lynn's Court Reporter, Sandy Maben via telephone at (817) 333-6015 or via email at sandy_maben@txnb.uscourts.gov. The court reporter will need:

- Court date and time
- Case name and number: *Mirant Corporation, et al., Case No. 03-46590*
- Name and phone number of the attorney appearing
- Verification that a Court Conference Center account has been set up

Attorneys will receive fax confirmation the day before the hearing. **To set up an account with Court Conference, call 1-866-582-6878 and choose one of the following:**

1. Credit Card Bill: The attorney/firm has a credit card that will be billed after each appearance. A signed application with a credit card number is needed.

2. Cash in Advance: The attorney/firm will send a check or money order for \$50.00 per appearance which must be received prior to the appearance. This will need to be done for each appearance for which the attorney makes a reservation.
3. Single Credit Card Bill: The attorney/firm uses a credit card for one appearance only. This can be arranged at the time the reservation is made by providing a credit card number and a statement address to the reservationist.

III. Procedure for Telephonic Appearance:

Court Call will provide counsel with written confirmation of a telephonic appearance, and give counsel a number to call to make the telephonic appearance. It is counsel's responsibility to dial into the call at the time of the scheduled hearing. **Court Call does not place a call to counsel.** The initial charge per participant for a Court Call appearance is \$50. The charge increases based upon the length of the call:

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| (a) | 0-90 minutes | \$50 |
| (b) | 91-180 minutes | \$80 |
| (c) | 181-270 minutes | \$120 |
| (d) | 271-360 minutes | \$160 |
| (e) | 361 minutes & above | an additional \$40 per each additional 90 minute increment. |

There are no subscription fees and no special equipment is required to use the service.

If you do not timely call and connect with the Court Call operator, you will be billed for the call and the hearing may proceed in your absence. Telephonic appearances are connected directly with the courtroom's public address system and electronic recording equipment so that a normal record is produced. To ensure the quality of the record, the use of car phones, cellular phones, speaker phones, public telephone booths, or phones in other public places is prohibited except in the most extreme emergencies. Participants should be able to hear all parties without difficulty or echo.

At the time of your hearing, you may initially be in the listening mode in which case you will be able to hear the case before yours just as if you were in the courtroom. After your call is connected to the courtroom, the Judge will call the case, request appearances, and direct the manner in which the hearing proceeds. Each time you speak, you should identify yourself for the record. The court's teleconferencing system allows more than one speaker to be heard, so the Judge can interrupt a speaker to ask a question or redirect the discussion. When the Judge informs the participants that the hearing is completed, you may disconnect and the next case will be called. Telephonic appearances by multiple participants are only possible when there is compliance with every procedural requirement. Sanctions may be imposed when there is any deviation from the required procedures or the court determines that a person's conduct makes telephonic appearances inappropriate.

**UNDER NO CIRCUMSTANCES MAY ANY PARTICIPANT RECORD OR
BROADCAST THE PROCEEDINGS CONDUCTED BY THE BANKRUPTCY COURT**