

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF TEXAS
FORT WORTH DIVISION

AWANA MARSHALL, CLERK
THE DATE OF ENTRY IS
ON THE COURT'S DOCKET

In re)	Chapter 11 Case
MIRANT CORPORATION, <u>et al.</u> ,)	Case No. 03-46590-DML-11
Debtors.)	Jointly Administered

**ORDER ESTABLISHING AND AUTHORIZING PROCEDURES FOR
RELEASE OF NATURAL GAS PIPELINE CAPACITY UNDER FIRM
TRANSPORTATION AND STORAGE AGREEMENTS**

Upon the motion, dated July 15, 2003 (the "Motion"), of Mirant Corporation and its affiliated debtors (collectively, the "Debtors"), as debtors-in-possession, for an order establishing and authorizing procedures for the release of natural gas pipeline capacity under firm transportation and storage agreements, as more fully set forth in the Motion; and upon consideration of the Affidavit of John W. Ragan in Support of First Day Motions and Applications sworn to on the 14th day of July, 2003; and it appearing that the Court has jurisdiction over this matter; and it appearing that due notice of the Motion has been provided as set forth in the Motion, and that no other or further notice need be provided; and it further appearing that the relief requested in the Motion is in the best interests of the Debtors and their estates and creditors; and upon all of the proceedings had before the Court; and after due deliberation and sufficient cause appearing therefor, it is

ORDERED, that the Motion is granted in all respects; and it is further

ORDERED, that the Debtors are hereby authorized to utilize the FERC procedures for the release of natural gas transportation and storage capacity held to a contract with the owner or operator of an interstate natural gas pipeline; and it is further

ORDERED, that the Debtors are hereby authorized to execute and deliver all instruments and documents, and take such other actions as may be necessary or appropriate to implement and effectuate the FERC procedures; and it is further

ORDERED, that upon the effectiveness of a permanent release, pursuant to this Order, of transportation or storage capacity for the full term of the contract and for the contract rate, the contract will be terminated. The Debtors will have no further liability, including, but not limited to, liability for charges or damages associated with the capacity, for periods after the release date. The permanent release of capacity requires neither a rejection nor an assumption of the contract; and it is further

ORDERED, that the effect of a termination or settlement agreement shall be as set forth in the respective agreement; and it is further

ORDERED, that this Order is without prejudice to the Debtors' right to seek further, other or different relief concerning their contracts with natural gas pipeline companies.

DATED: July 17, 2003



UNITED STATES BANKRUPTCY JUDGE

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