

**IN THE UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION**

**UNITED STATES OF AMERICA**

vs.

**KEVIN HOWARD,  
SCOTT YEAGER,  
REX SHELBY, and  
JOSEPH HIRKO**

§  
§  
§  
§  
§  
§  
§

**Cr. No. H-03-93 (Gilmore, J.)**

**ORDER**

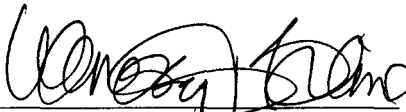
Having considered the United States’ notification obligations pursuant to 18 U.S.C. § 3771, and the United States’ request to use the Department of Justice Criminal Victim Notification Website in order to comply with those obligations, the Court finds (1) that number of potential victims in this cases before this Court involving the above captioned defendants makes it impracticable to accord all of the potential victims the right to individual notice guaranteed in 18 U.S.C. § 3771(a)(2); that, accordingly, the “multiple victims” provision of 18 U.S.C. § 3771(d)( 2) applies to this case; and (3) the use of the Department of Justice Criminal Victim Notification Website constitutes a “reasonable procedure” to give effect to the notice provisions of 18 U.S.C. § 3771(a)(2), provided that the United States uses the term “potential victims” instead of victims in all such notifications.

**IT IS HEREBY ORDERED THAT**

The United States is authorized to comply with 18 U.S.C. § 3771(a)(2) and give notice of court proceedings to potential victims by posting notice on the Department of Justice website and by giving notice to lead counsel in the class action lawsuit, *Newby et al. v. Enron Corp et al.*, No.

H-01-3624, provided that the United States uses the term “potential victims” instead of victims in all such notifications.

Dated: Aug 2, 2007  
Houston, Texas

  
The Hon. Vanessa D. Gilmore  
United States District Judge