

Enron Documents 2002

Folder Profile

Control # 2002-000322	Name Letter to Deputy Secretary Francis Blake from Luke Eleftheriou
Priority Important	Folder Trigger Invitation
DOE Addressee Francis S. Blake	Source PM-O
Subject Text Luke Eleftheriou, Infocast, Inc. encloses information for the Energy Investor Policy & Regulation Conference on 12/3/01 thru 12/4/01 in New York, NY	Date Received 1/7/02
Action Office #	Correspondence Date 10/15/01
Signature/Approval NA	RIDS Information Head of Agency
Action Requested Appropriate Action	Sensitivity Not Applicable
Special Instructions Due to delay in mail service, rec'd in ES on 1/7/02. Being controlled after the fact	Classification None
	Point of Contact CUNNINGD
	Organization ID EXECCORR2
	Assigned To Francis S. Blake
	Date Due
	Date Completed 1/8/02

1



000322

22134 Sherman Way
Canoga Park, CA 91303
Ph: (818)888-4444 ♦ Fax: (818)888-4440
www.informationforecast.com

2002-000322 1/7 P 3:25

October 15, 2001

Francis S. Blake
Deputy Secretary of Energy
Department of Energy
1000 Independence Avenue, SW
Washington, DC 20585

Dear Mr. Blake,

Thank you for joining us as a speaker at Infocast's **Energy Investor Policy & Regulation Conference** to be held at the **W New York Hotel** in **New York, NY** on **December 3-4, 2001**. The following information provides information about this exciting event and the logistical details pertinent to your participation.

- Agenda
- List of Speakers
- Conference Publicity Brochures

Please refer to the enclosed Agenda to confirm your speaking time.

Travel & Expenses: Please note that you are responsible for your own travel arrangements, hotel reservations and related expenses. Hotel accommodations in the New York City area at the time of the Energy Investor Policy and Regulation Conference may be difficult to obtain. Therefore, I would strongly recommend that hotel accommodations be reserved now. The conference is taking place at:

W New York
541 Lexington Avenue
New York, New York 10022
(212) 755-1200

Infocast has secured a limited number of rooms at the W New York, which will be held at a special rate of \$349 until November 9, 2001. To receive the rate, when registering mention that you are participant at Infocast's "Energy Investor Policy and Regulation Conference."

I will be in touch as the event draws closer. Please feel free to contact me at (818) 888-4445, extension 12 or e-mail me at lukee@infocastinc.com. You may also contact, Ron Henderson, the event conference manager, via telephone at (818) 888-4445, extension 28 or e-mail at ronh@infocastinc.com with any questions. Thank you for your participation. We are looking forward to a very successful program.

Sincerely,
Luke Eleftheriou
Conference Coordinator
Infocast, Inc.

1A



22134 Sherman Way
Canoga Park, CA 91303
Ph: (818)888-4444 • Fax: (818)888-4440
www.informationforecast.com

ENERGY INVESTOR POLICY & REGULATION CONFERENCE

December 3-4, 2001
W New York Hotel, New York, CA

SPEAKER LIST

Conference Co-Chairs:

Donald F. Santa, Jr.
Partner
Troutman Sanders LLP
401 9th Street, N.W., Suite 1000
Washington, DC 20004-2134
Phone No. 202-274-2815
Fax No.: 202-654-5651
Email: donald.santa@troutmansanders.com

Robert Maxant
Partner, Global Energy Markets
Deloitte & Touche, LLP
1633 Broadway
New York City, NY 10019
Phone No.
Fax No.:
Email:

Conference Speakers:

Charles E. Bayless
Board of Directors, Dynergy, and formerly
CEO, Illinova Corporation
80 Edgewater Drive
Gilford, NH 03249
Phone No. 603-366-4825
Fax No.:
Email: ceb1618@aol.com

Francis S. Blake
Deputy Secretary of Energy
Department of Energy
1000 Independence Avenue, SW
Washington, DC 20585
Phone No. 202-586-5500
Fax No.: 202-586-7210
Email: DepSec@hq.doe.gov

Jeff Bingaman (Invited)
Chairman, Energy and Natural Resources
Committee
United States Senate
703 Hart Senate Office Bldg.
United States Senate
Washington, D.C. 20510
Phone No. 202-224-5521
Fax No.: 202-224-1792

James L. Connaughton
Chairman
White House Council on Environmental
Quality
730 Jackson Place, N.W.
Washington, DC 20502
Phone No. 202-456-5147
Fax No.: 202-456-2710
Email: Not released

1 B

ENERGY INVESTOR POLICY & REGULATION CONFERENCE

December 3-4, 2001
W New York Hotel, New York, CA

SPEAKER LIST

Dwight H. Evans
Executive Vice President-External Affairs
Southern Company
270 Peachtree Street, NW
Suite 2200, Mail Bin 910
Atlanta, GA 30303
Phone No. 404-506-0503
Fax No.: 404-506-0504
Email: dhevans@southernco.com

Kevin C. Fitzgerald
Partner
Troutman Sanders LLP
401 9th Street, N.W., Suite 1000
Washington, DC 20004
Phone No. 202-274-2950
Fax No.: 202-654-5600
Email:
kevin.fitzgerald@troutmansanders.com

Maureen O. Helmer
Chairman
NYS Public Service Commission
3 Empire State Plaza
Albany, NY 12223
Phone No. 518-474-2523
Fax No.: 518-473-2838
Email: donna_noon@dps.state.ny.us

Dale E. Heydlauff
Senior Vice President-Environmental
Affairs
American Electric Power
1 Riverside Plaza
Columbus, OH 43215
Phone No. 614-223-1280
Fax No.: 614-223-1911
Email: deheydlauff@aep.com

Thomas C. Jensen
Partner
Troutman Sanders LLP
401 9th Street, N.W., Suite 1000
Washington, DC 20004
Phone No. 202-274-2945
Fax No.:
Email:

Dale Landgren
Vice President & Chief Strategic Officer
American Transmission Company
N19 W23993 Ridgeview Parkway West
Waukesha, WI 53187-0047
Phone No. 262-506-6820
Fax No.: 262-506-6710
Email: dlandgren@atcllc.com

Jeff Keeler
Director, Environmental Strategies
Enron
1775 Eye Street, N.W., Suite 800
Washington, DC 20006
Phone No. 202-466-9157
Fax No.: 202-331-4717
Email: jeffrey.keeler@enron.com

Becky A. Kilbourne
Director, Global Energy Markets
Deloitte & Touche, LLP
50 Fremont Street
San Francisco, CA 94105-2330
Phone No. 415-783-5136
Fax No.: 514-783-8336
Email: bkilbourne@deloitte.com

1B1

ENERGY INVESTOR POLICY & REGULATION CONFERENCE

December 3-4, 2001
W New York Hotel, New York, CA

SPEAKER LIST

Richard A. Meserve
Chairman
U.S. Nuclear Regulatory Commission
Washington, DC 20555
Phone No. 301-415-1759
Fax No.: 301-415-1672
Email: Chairman@NRC.GOV

Christopher J. Miller
Professional Staff Member
Senate Committee on Environment and
Public Works
410 Dirksen Senate Office Building
Washington, DC 20510
Phone No. 202-224-2969
Fax No.: 202-224-1273
Email: chris_miller@epw.senate.gov

Douglas L. Miller
Senior Vice President and General Counsel
Mirant
1155 Perimeter Center West
Atlanta, GA 30338
Phone No. 678-579-7924
Fax No.: 678-579-6767
Email: douglas.miller@mirant.com

Bill Museler
President & CEO
New York Independent System Operator
(NYISO)
3890 Carman Road
Schenectady, NY 12303
Phone No. 518-356-4702
Fax No.: 518-356-4702
Email: wmuseler@nyiso.com

David H. Peterson
Chairman, President and CEO
NRG Energy, Inc
901 Marquette Avenue, Suite 2300
Minneapolis, MN 55402
Phone No. 612-373-5420
Fax No.: 612-373-5312
Email: david.peterson@nrgenergy.com

James E. Rogers
Chairman, President & CEO
Cinergy Corp.
139 East 4th Street-30th Floor
Cincinnati, OH 45202
Phone No. 513-287-2888
Fax No.: 513-287-3116
Email: jrogers@cinergy.com

Richard J. Sharples
President
Anadarko Energy Services Company
17001 Northchase Dr., Ste. #1706
Houston, TX 77060
Phone No. 281-874-3230
Fax No.: 281-876-8679
Email: dick_sharples@anadarko.com

Marilyn Showalter
Chairwoman
Washington Utilities and Transportation
Commission
1300 S. Evergreen Park Drive SW
P.O. Box 47250
Olympia, WA 98504-7250
Phone No. 360-664-1173
Fax No.: 360-586-1150
Email: mshowalter@wutc.wa.gov

1B-2

ENERGY INVESTOR POLICY & REGULATION CONFERENCE

December 3-4, 2001
W New York Hotel, New York, CA

SPEAKER LIST

Clifford S. Sikora
Partner
Troutman Sanders LLP
401 9th Street, N.W., Suite 100
Washington, DC 20004
Phone No. 202-274-2966
Fax No.: 202-654-2966
Email: clifford.sikora@troutmansanders.com

Al Statman
Executive Vice President & General
Counsel
Managing Shareholder
Trans-Elect, Inc.
Wright & Talisman, P.C.
1200 G Street, Suite 600
Washington, DC 20005
Phone No. 202-393-1200
Fax No.: 202-393-1240
Email: statman@wrightlaw.com

David A. Svanda
Commissioner
Michigan Public Service Commission
6545 Mercantile Way
Lansing, MI 48911
Phone No. 517-241-6185
Fax No.: 517-241-6189
Email: david.a.svanda@cis.state.mi.us

Susan Tomasky
Executive Vice President & General
Counsel
American Electric Power Corp.
1 Riverside Plaza
Columbus, OH 43215-2373
Phone No. 614-223-1603
Fax No.: 614-223-1603
Email: stomasky@aep.com

Edward J. Tirello
President
Power Partners for Energy
4 Dey Farm Drive
West Windsor, NJ 08550
Phone No. 609-620-1542
Fax No.: 609-895-1686
Email: edwardtirello@att.net

James P. Torgerson
President & CEO
Midwest ISO, Inc.
701 City Center Drive
Carmel, IN 46032
Phone No. 317-249-5400
Fax No.: 317-249-5945
Email: jtorgerson@midwestiso.org

William F. Tyndall
Vice President Environmental Services
Cinergy Corp.
P.O. Box 960
Cincinnati, OH 45201-0960
Phone No. 513-287-3522
Fax No.: 513-287-3499
Email: btyndall@cinergy.com

Joseph L. Welch
President
International Transmission Company
2000 2nd Avenue (730 WCB)
Detroit, MI 48226-1279
Phone No. 313-235-8300
Fax No.: 313-235-6495
Email: welchj@dteenergy.com

4B-3

ENERGY INVESTOR POLICY & REGULATION CONFERENCE

December 3-4, 2001
W New York Hotel, New York, CA

SPEAKER LIST

Carl W. Wood
Commissioner
California Public Utilities Commission
(CPUC)
505 Van Ness Avenue, Rm. 5200
San Francisco, CA 94102
Phone No. 415-703-2440
Fax No.: 415-703-2532
Email: cxw@cpuc.ca.gov

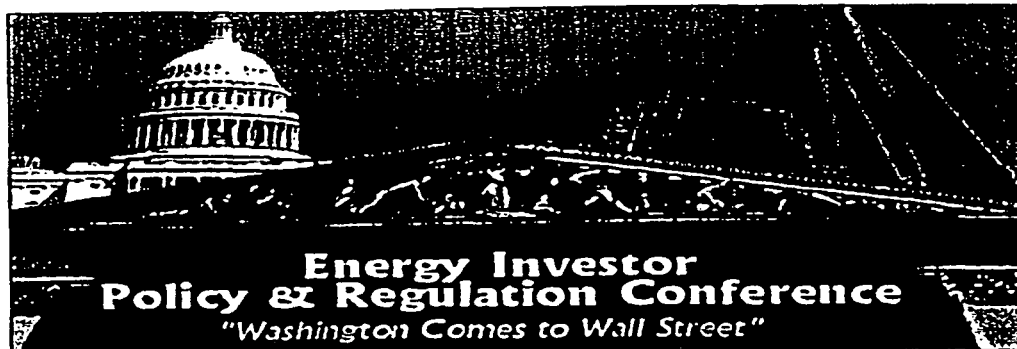
Pat Wood
Chairman
Federal Energy Regulatory Commission
888 First Street, NE, Suite 11A
Washington, DC 20426
Phone No. 202-208-0000
Fax No.: 202-208-0064
Email: Patrick.Wood@ferc.fed.us

1B-4



the latest world

22134 Sherman Way
Canoga Park, CA 91303
Ph: (818)888-4444 • Fax: (818)888-4440
www.informationforecast.com



**Energy Investor
Policy & Regulation Conference**
"Washington Comes to Wall Street"

December 3-4, 2001 ♦ New York, NY
W New York Hotel

Agenda

Monday, December 3, 2001

8:30 – 9:00 *Introduction and Opening Remarks by the Conference Co-Chairs*
Donald F. Santa Jr., *Partner, Troutman Sanders LLP*
Robert Maxant, *Partner, Global Energy Group, Deloitte & Touche, LLP*

National Energy Policy

9:00 – 9:45 Keynote Address:
THE BUSH ADMINISTRATION'S VIEW OF NATIONAL ENERGY POLICY
Francis S. Blake, *Deputy Secretary of Energy, Department of Energy*

9:45 – 10:30 **THE CONGRESSIONAL VIEW OF NATIONAL ENERGY POLICY**
Jeff Bingaman, *Senator, U.S. Senate and Chairman, Energy and Natural Resources Committee, United States Senate (INVITED)*

10:30 – 11:00 *Morning Refreshment and Networking Break*

11:00 – 12:00 Panel Discussion:
HOW NATIONAL ENERGY POLICY IMPACTS THE PERFORMANCE OF POWER INDUSTRY PLAYERS
Moderator: **Robert Maxant**, *Partner, Global Energy Group, Deloitte & Touche, LLP*
Charles E. Bayless, *Board of Directors, Dynegy*
David H. Peterson, *Chairman, President and CEO, NRG Energy, Inc*
James E. Rogers, *Chairman, President & CEO, Cinergy Corp*
Richard J. Sharples, *President, Anadarko Energy Services Company*

12:00 – 1:30 *Group Lunch Sponsored by **Deloitte & Touche***

10

National Energy Regulation

- 1:30 – 2:15 Keynote Address:
FERC'S STRATEGY FOR ACHIEVING COMPETITIVE WHOLESALE POWER MARKETS
Pat Wood, III, Chairman, Federal Energy Regulatory Commission
- 2:15 – 3:15 Panel Discussion:
HOW FERC'S POLICIES AFFECT STRATEGIES IN WHOLESALE POWER MARKETS
Moderator: **Kevin C. Fitzgerald, Partner, Troutman Sanders LLP**
William J. Museler, President and Chief Executive Officer, New York ISO
Robert Maxant, Partner, Global Energy Group, Deloitte & Touche, LLP
Douglas L. Miller, Senior Vice President and General Counsel, Mirant
Susan Tomasky, Executive Vice President & General Counsel, American Electric Power Corp.
- 3:15 – 3:45 *Afternoon Refreshment and Networking Break*
- 3:45 – 5:00 Panel Discussion:
HOW FERC'S POLICIES AFFECT THE BUSINESS MODEL FOR AN INDEPENDENT TRANSMISSION BUSINESS
Moderator: **Edward J. Tirello, Jr., President, Power Partners For Energy**
Panelist:
Dale A. Landgren, Vice President & Chief Strategic Officer, American Transmission Company
Clifford S. Sikora, Partner, Troutman Sanders LLP
Al Statman, Executive Vice President & General Counsel, Trans-Elect, Inc. and Managing Partner, Wright & Talisman
James P. Torgerson, President & CEO, Midwest ISO
Joseph L. Welch, President, International Transmission Company
- 5:00 – 6:30 *Cocktail Reception Sponsored by* **TROUTMAN SANDERS LLP**

Tuesday, December 4, 2001

Green House Gas and Other Environmental Policies & Regulations

- 8:00 - 8:15 *Opening Remarks by the Conference Co-Chairs*
- 8:15 - 9:00 *Keynote Address:*
**THE BUSH ADMINISTRATION'S ENVIRONMENTAL AND ENERGY
POLICY AGENDA**
James L. Connaughton, Chairman, White House Council on Environmental Quality
- 9:00 - 9:45 **THE CONGRESSIONAL VIEW OF ENVIRONMENTAL POLICY:
GLOBAL CLIMATE CHANGE AND CLEAN AIR**
**Christopher J. Miller, Professional Staff Member, Senate Committee on Environment
and Public Works**
- 9:45 - 10:15 *Morning Refreshment and Networking Break*
- 10:15 - 11:15 *Panel Discussion:*
**HOW DEVELOPMENTS IN ENVIRONMENTAL POLICY AFFECT
POWER INDUSTRY STRATEGIES AND FINANCIAL PERFORMANCE**
Moderator: **Thomas C. Jensen, Partner, Troutman Sanders LLP**
**Dwight H. Evans, Executive Vice President--External Affairs, Southern
Company**
**Dale E. Heydlauff, Senior Vice President-Environmental Affairs, American
Electric Power**
Jeff Keeler, Director, Environmental Strategies, Enron
William F. Tyndall, Vice President Environmental Services, Cinergy Corp.

Regulation of Nuclear Power

- 11:15 - 12:00 **WHAT THE NATIONAL ENERGY POLICY MEANS FOR NUCLEAR
POWER INDUSTRY**
Richard A. Meserve, Ph.D., Chairman, U.S. Nuclear Regulatory Commission
- 12:00 - 1:30 *Lunch Break*

1C-2

*The Future Role of State Regulation:
How Will State Regulation Impact the Industry and Its Players?*

- 1:30 – 2:30 THE CALIFORNIA ELECTRICITY CRISIS: IS THERE LIGHT AT THE
END OF THE TUNNEL?
Carl W. Wood, *Commissioner*, California Public Service Commission
- 2:30 - 3:30 DIFFERENT MARKETS, DIFFERENT VIEWPOINTS: STATE
RESTRUCTURING POLICY AND ITS IMPACT ON THE INDUSTRY'S
PLAYERS
Moderator: **Becky Kilbourne**, *Partner*, Global Energy Group, Deloitte &
Touche, LLP
Maureen O. Helmer, *Chairman*, New York State Public Service Commission
Marilyn Showalter, *Chairwoman*, Washington Utilities and Transportation
Commission
Dave Svanda, *Commissioner*, Michigan Public Service Commission

10-3

Folder Profile	
Control # 2002-000606	Name Letter to Secretary Abraham from John Wine, Kansas Corp
Priority Important Critical	Folder Trigger Letter
DOE Addressee Spencer Abraham	Source PM-O
Subject Text Expresses concerns about bankruptcy action of Enron Corporation & effect it may have on operations of Northern Natural Gas Co.; urges DOE to take action to ensure continued safe & efficient operation	Date Received 1/10/02
	Correspondence Date 12/26/01
Action Office #	RIDS Information Head of Agency
Signature/Approval PO	Sensitivity Not Applicable
	Classification None
Action Requested Prepare Response	Point of Contact GREENA
	Organization ID EXECCORR2
Special Instructions Received in ES on 1/10/02	Assigned To PO
	Date Due 2/6/02
	Date Completed 2/11/02



Kansas Corporation Commission

Bill Graves, Governor John Wine, Chair Cynthia L. Claus, Commissioner Brian J. Moline, Commissioner

December 26, 2001

Mr. Spencer Abraham, Secretary
Department of Energy
1000 Independence Ave., SW
Washington, DC 20585

Mr. Norman Y. Mineta, Secretary
Department of Transportation
400 Seventh St., S.W.
Washington, DC 20590

Dear Mr. Abraham and Mineta:

The Kansas Corporation Commission is concerned about the impending bankruptcy action of the Enron Corporation and the associated effect it may have on the operations of Enron's subsidiary Northern Natural Gas Company (Northern Natural). As you may be aware Northern Natural is a major interstate natural gas pipeline system (jurisdictional to the Federal Energy Regulatory Commission) that traverses the State of Kansas and provides gas transportation service to customers throughout the central and upper Midwest.

In Kansas, Northern Natural has a considerable investment in both physical pipeline assets and employees. In the event of a change in the corporate ownership of Northern Natural we are particularly concerned about the continued employment and equitable treatment of these employees, as well as the safe and efficient operation of Northern Natural's pipeline assets.

It is of paramount importance to the economies of the states in which Northern Natural provides service that the safe and efficient operation of Northern Natural be continued without any diminution of quality. A major interruption of the transportation service provided by Northern Natural would have catastrophic impact on the ability of end use customers to heat their homes and fuel their businesses.

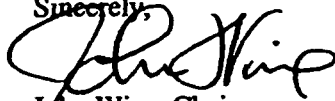
We join with the U.S.D.O.T. office of pipeline safety in expressing our concern that ongoing pipeline operations continue to receive the management attention and financial and human resources necessary to remain in compliance with Federal safety requirements.

JA

Mr. Spencer Abraham
Department of Energy
Mr. Norman Y. Mineta
Department of Transportation
December 26, 2001
Page 2

Therefore, we encourage your agency to take whatever action is appropriate under the circumstances to insure the continued safe and efficient operation of Northern Natural Gas Company.

Sincerely,



John Wine, Chairman
Kansas Corporation Commission

cc Governor Bill Graves

2A-1

2002-000606



Department of Energy

Washington, DC 20585

February 11, 2002

Commissioner John Wine
Chairman
Kansas Corporation Commission
1500 S.W. Arrowhead Road
Topeka, KS 66604

Dear Commissioner Wine:

Thank you for your letter to Secretary Abraham of December 26, 2001, concerning the potential effect of the then impending Chapter 11 bankruptcy filing by the Enron Corporation (Enron) on the safe and efficient operation of gas pipelines owned by its subsidiary Northern Natural Gas Company.

As you may know, the authority for regulating natural gas pipelines is vested in the Federal Energy Regulatory Commission and the Department of Transportation Office of Pipeline Safety. Those agencies are the ones who may be helpful in ensuring continued safe and efficient operation of the Northern Natural Gas Company's gas pipelines. We at the Department of Energy are monitoring impacts of Enron's bankruptcy filing on the Nation's energy infrastructure, including those associated with operations of Northern Natural Gas Company. Although we can appreciate your apprehension about potential effects of Enron's bankruptcy on Northern Natural Gas Company, we are not aware at the present time of any circumstances that might warrant action by Secretary Abraham.

Regards,

A handwritten signature in cursive script that reads "Vicky A. Bailey".

Vicky A. Bailey
Assistant Secretary
Office of Policy and International Affairs



Printed with soy ink on recycled paper

2B

Folder Profile	
Control # 2002-001027	Name Fax to Secretary Spencer Abraham from Ranking Minority #
Priority Essential Critical	Folder Trigger Fax Message
DOE Addressee Spencer Abraham	Source CC
Subject Text Representative Henry A. Waxman requests information about any communications that DOE has had with Chairman Kenneth L. Lay about Enron's financial situation; submits questions	Date Received 1/15/02
	Correspondence Date 1/15/02
Action Office #	RIDS Information Head of Agency
Signature/Approval Spencer Abraham	Sensitivity Not Applicable
	Classification None
Action Requested Prepare Response	Point of Contact HOLLOWAG
	Organization ID EXECCORR2
Special Instructions ES will obtain CI concurrence. Response requested by January 23, 2002. Info copy: ES/Kennedy.	Assigned To GC
	Date Due 1/22/02
	Date Completed

3

~~2001-001027~~ Jan 16 A 8:24

DAN BURTON, INDIANA
CHAIRMAN

BENJAMIN A. GILMAN, NEW YORK
CONSTANCE A. MCKONNELL, MARYLAND
CHRISTOPHER SHAYS, CONNECTICUT
ILEANA ROSS-LEHTINEN, FLORIDA
JOHN M. McHUGH, NEW YORK
STEPHEN HORN, CALIFORNIA
JOHN L. MICA, FLORIDA
THOMAS M. DAVIS, VIRGINIA
MARK E. BOURDER, INDIANA
STEVEN C. LADENBETTER, OHIO
BOB BARR, MISSOURI
DAN MILLER, FLORIDA
DONN OBER, CALIFORNIA
RON LEWIS, KENTUCKY
JO ANN DAVIS, VIRGINIA
TODD RUBLELL, FLORIDA, PENNSYLVANIA
DAVE WELDON, FLORIDA
CHRIS CANNON, UTAH
ADAM K. PUTNAM, FLORIDA
CL. "BUCKY" OTTER, IDAHO
EDWARD L. SCHROCK, WISCONSIN
JOHN J. DUNCAN, JR., TENNESSEE

ONE HUNDRED SEVENTH CONGRESS

Congress of the United States House of Representatives

COMMITTEE ON GOVERNMENT REFORM
2157 RAYBURN HOUSE OFFICE BUILDING
WASHINGTON, DC 20515-6143

MAJORITY (202) 225-6076
FACSIMILE (202) 225-6074
MINORITY (202) 225-6071
TTY (202) 225-8882

www.house.gov/reform

January 15, 2002

HENRY A. WAXMAN, CALIFORNIA
RANKING MEMBER

TOM LANTOS, CALIFORNIA
MELVIN R. SPENCER, NEW YORK
RODOLPHUS TOMMASI, NEW YORK
PAUL E. KAGANIS, PENNSYLVANIA
PATSY T. MINK, HAWAII
CAROLYN B. MALONEY, NEW YORK
ELEANOR HOLMES NORTON
DISTRICT OF COLUMBIA
ELLIAM E. CUMMINGS, MARYLAND
DENNIS J. KUCINICH, OHIO
ROD R. BLAGOJEVICH, ILLINOIS
DANNY K. DAVIS, ILLINOIS
JOHN F. TIERNEY, MASSACHUSETTS
JIM TUPPER, TEXAS
THOMAS R. ALLEN, MISSOURI
JAMES D. SCHROEDER, ILLINOIS
Wm. LACY CLAY, MISSOURI
DIANE E. WATSON, CALIFORNIA

KEVIN SANDERS, VERMONT, INDEPENDENT

Dan
Michael
Nick
Exec Sec
AT

The Honorable Spencer Abraham
Secretary
Department of Energy
1000 Independence Avenue, SW
Washington, D.C. 20585

Dear Secretary Abraham:

I am writing to request information about any communications you had with Enron Chairman Kenneth L. Lay about Enron's financial situation.

Recent news accounts have indicated that Enron executives spoke with several senior Administration officials – including you – last October and November, prior to the company filing for bankruptcy on December 2, 2001.¹ According to news accounts, you telephoned Mr. Lay on November 2, 2001, “to ask about the situation after [you] read news reports about the company’s financial problems.”² The Energy Department spokeswoman described the phone call as “information gathering.”³ According to the spokeswoman, Mr. Lay “conveyed an optimistic impression of the situation, without going into specifics.”⁴

It has also been reported that Enron executives, including Mr. Lay, made five requests for meetings with you last year, but that these requests were denied.⁵ However, senior Energy Department officials did meet with senior Enron executives on two occasions.

In light of these developments, I request that you respond to the following questions:

- (1) Since January 20, 2001, have you or any Energy Department employee had any

¹See *Enron Asked for Help from Cabinet Officials*, Washington Post (Jan. 11, 2002).

²*Enron Asked for Help from Banks*, Associated Press (Jan. 11, 2002).

³*Subpoenas on Enron Issued; Calls to Aide Cited*, Boston Globe (Jan. 12, 2002).

⁴*Id.*

⁵*Id.*

3A

The Honorable Spencer Abraham

January 15, 2002

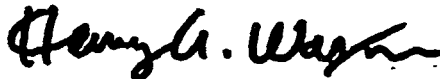
Page 2

communications with Mr. Lay or any Enron employee regarding Enron? If so, please provide the dates of any communications, the form of the communication, the persons involved, the information exchanged or matters discussed, and copies of any documents that were exchanged.

- (2) Since January 20, 2001, have you or any Energy Department employee discussed Enron with any member of the cabinet, including the President or the Vice President, or any member of the White House staff? If so, please provide the dates of any communications, the form of the communication, the persons involved, the information exchanged or matters discussed, and copies of any documents that were exchanged.
- (3) Since January 20, 2001, have you had any communications with anyone regarding Enron, other than the communications described in questions 1 and 2? If so, please provide the dates of any communications, the form of the communication, the persons involved, the information exchanged or matters discussed, and copies of any documents that were exchanged.

It is essential that these questions be answered so that there is a clear public accounting of this matter. We all owe that to the thousands of families that are facing financial ruin from the Enron bankruptcy. I hope it will be possible for you to provide the answers I am seeking by January 23, 2002.

Sincerely,



Henry A. Waxman
Ranking Minority Member

3A1

Folder Profile	
Control # 2002-000969	Name Letter to Secretary Spencer Abraham from Robert Aiken, P
Priority Important	Folder Trigger Invitation
DOE Addressee Spencer Abraham	Source PM-O
Subject Text Robert Aiken, Pinnacle West Capitol Corporation, invites Secretary Abraham to speak to his group (no date mentioned)	Date Received 1/15/02
Action Office # Regular	Correspondence Date 12/12/01
Signature/Approval NA	RIDS Information Head of Agency
Action Requested Appropriate Action	Sensitivity Not Applicable
Special Instructions cc:ES/Wiard - Regret	Classification None
	Point of Contact CUNNINGD
	Organization ID EXECCORR2
	Assigned To SL/Johnston
	Date Due
	Date Completed 1/28/02

release

4

6



PINNACLE WEST
CAPITAL CORPORATION

2002-00969 1/15 A 11:46

December 12, 2001

Robert S. Aiken
Vice President
Federal Affairs

The Honorable Spencer Abraham
United States Department of Energy
1000 Independence Avenue SW
Washington, DC 20585

Dear Mr. Secretary:

On behalf of the Business-Government Relations Council (BGRC), I would like to extend an invitation for you to speak to our group. The BGRC is a non-profit organization whose purpose is to improve business understanding of government policies, methods, and operations, and to increase government officials' awareness of the role of business in government affairs. Our membership consists primarily of executives who run the Washington offices for their corporations. Many also have responsibility for state and international business/government relations.

Former speakers at BGRC have included Members of Congress, Administration officials, Cabinet Secretaries, and Members of the Diplomatic Corps. Traditionally, our speakers address the BGRC at a breakfast or luncheon at the Willard Hotel. We will be happy to accommodate your schedule for the location.

We would be very interested in your views on our nation's energy policy. I will call your office in the near future to discuss your potential availability.

Thank you.

Sincerely,

Robert S. Aiken
Vice President, Federal Affairs

cc: Mr. Larry Burton, BP

4A

BUSINESS-GOVERNMENT RELATIONS COUNCIL

December 2001

AIKEN, ROBERT S.
Pinnacle West Capital Corp.

ALLIS, STEPHEN E.
KPMG LLP

ANDREWS, MICHAEL P.
Citigroup, Inc.

BAGLIEN, BRENT A.
ConAgra Foods, Inc.

BAPTISTA, SAMUEL J.
Morgan Stanley

BARCLAY, BETSY
E*Trade

BEARD, ROBIN L.
Raytheon Company

BEHAN, WILLIAM M.
Deere & Company

BOIDOCK, JOHN K.
Texas Instruments

BRADFORD, MARTINA L.
Lucent Technologies

BRAHS, STUART J.
Principal Financial Group

BROWN, S. M. HENRY
Entergy Corporation

BURTON, LARRY D.
BP

CAINE, CHRISTOPHER G.
IBM Corporation

CALI, LEONARD J.
AT&T

COLE, KEN W.
General Motors

COLEMAN, E. THOMAS
BASF Corporation

CONNELLY, JEANNE
Calpine Corporation

CORRIGAN, RICHARD L.
CH2M Hill

CRAWFORD, DICK
McDonald's Corp.

FARFONE, FRANK J.
The Dow Chemical Company

FARREN, J. MICHAEL
Xerox Corporation

FAWCETT-HOOVER, JANE
The Procter & Gamble Company

FELLER, MIMI A.
Gannett Co., Inc.

FLAJSER, STEVEN H.
Loral Space & Communications

GRISSOM, JANET MULLINS
Ford Motor Company

HAMRICK, MARY MOORE
New York Life Insurance Company

HARSANYI, FRUZSINA M.
ABB Inc.

HAVENS, ARNIE
CSX Corporation

HELSING, CRAIG R.
BMW (US) Holding Corp.

HURWITZ, GEOFF
Rohm and Haas Company

IUCULANO, RUSSEL
MetLife

JARDOT, LEO C.
American Home Products Corporation

JASINOWSKI, ISABEL
The Goodyear Tire & Rubber Company

JOHNSON, D. LYNN
Eastman Chemical Company

JOHNSON, NANCIE S.
DuPont

KAVANAGH, ANTHONY P.
American Electric Power

KINNEY, JANIE A.
GlaxoSmithKline

4B

B

KNOLL, ALBERT BAKER
Sunoco, Inc.

KOUTSOUMPAS, J. THOMAS
Vitas Healthcare Corporation

KRUMHOLTZ, JACK
Microsoft Corporation

LEZY, NORM
Wal-Mart

LIBERATORE, ROBERT G.
DaimlerChrysler Corporation

LIFSON, ARTHUR
CIGNA Corporation

MARSHALL, BEVERLY K.
Duke Energy Corporation

MATTOX, WILLIAM C.
Mutual of Omaha Companies

MAY, STEVE
Cummins Inc.

MCAULIFFE, MARY E.
Union Pacific

MELTON, CAROL A.
Viacom Inc.

MODI, DAVID
Georgia-Pacific

MORRILL, JAMES A.
Lincoln National Corporation

NAYLOR, MICHAEL W.
Honeywell

NETCHVOLODOFF, ALEX
Cox Enterprises, Inc.

NEWMAN, HELEN L.
Gulfstream Aerospace

ODEEN, PHILIP A.
TRW Inc.

O'TOOLE, J. DENIS
Household International

PATTON, THOMAS B.
Philips Electronics North America Corp.

PICCOLO, JOANN
Motorola

PROUT, JERRY
FMC Corporation

FRUITT, JAMES C.

RAGAN, ROBERT H.
Bechtel Group, Inc.

REGAN, TIMOTHY J.
Corning Incorporated

RESLER, BARCLAY T.
The Coca Cola Company

ROBERTSON, LINDA L.
ENRON

ROSEN, BURT
Novartis

ROUSE, JAMES J.
Exxon Mobil Corporation

SALMON, SHANNON
Johnson & Johnson

SAMORA, JOSEPH E.
CaseNewHolland Inc.

SCHLICHT, JAMES P.
AstraZeneca Pharmaceuticals LP

SCRIVNER, KERRILL K.
TXU

SCRUGGS, JOHN F.
Philip Morris Companies, Inc.

SCZUDLO, BECKY
NiSource

SMITH, RICHARD F.
Textron

STINGER, CYNTHIA
GPU, Inc.

STRAUB, TERENCE D.
USX Corporation

SWEENEY, WILLIAM R.
EDS

TAYLOR, SANDRA E.
Eastman Kodak Company

4B-1

THOMPSON, RICHARD L.
Bristol-Myers Squibb Co.

TOOHEY, MICHAEL
Ashland Inc.

WACKERLE, REX
Prudential Insurance Co.

WALTER, SUSAN
General Electric Company

WARD, GREGG
Siemens Corporation

WEINBERGER, ROBERT A.
H & R Block, Inc.

WEST, GAIL BERRY
Armstrong World Industries, Inc.

WHITE, RAYMON M.
Harris Corporation

WILLIAMS, H. NEWTON
Celanese

WILSON, MICHAEL
Florida Power & Light Company

WISOR, RUSSELL C.
Alcoa, Inc.

WITHEY, LYN M.
International Paper

YOHE, D. SCOTT
Delta Air Lines

4B-2

release

Folder Profile	
Control # 2002-000947	Name Letter to DOE from Roddick/WH referring letter from Huaibi
Priority Important Critical	Folder Trigger Letter
DOE Addressee DOE	Source WHPM
Subject Text Urges President Bush to support the international energy event: the "Beijing Oil Forum - China Oil and Energy Policy in the 21st Century" on October 23-25, 2001	Date Received 1/15/02
Action Office #	Correspondence Date 11/1/01
Signature/Approval IA	RIDS Information Head of Agency
Action Requested Prog Determination	Sensitivity Not Applicable
Special Instructions Due to delay in mail service, received in ES on January 15, 2002. Info copy: DS/Blake. Due that the event has already taken place this is OBE.	Classification None
	Point of Contact HOLLOWAG
	Organization ID EXECCORR2
	Assigned To IA
	Date Due
	Date Completed 1/17/02

5

5

Beijing Oil Forum
– China's Oil and Energy Policy in the 21st Century
State Economic and Trade Commission of China
Raddisson Plaza State Guest Hotel, Beijing, October 23-25, 2001

40 Whitman Road, Suite 1-2
Waltham, MA 02453

September 10, 2001

President George W. Bush
The White House
1600 Pennsylvania Avenue NW
Washington, DC 20500

Dear President,

I am writing to you urgently for your support to a major international energy event: the **Beijing Oil Forum – *China Oil and Energy Policy in the 21st Century***, which will be held in Beijing on coming October 23-25. We were, however, just informed by the Department of Energy that the trip to Beijing by senior DOE officials, who were invited to speak at the forum, could be blocked by the US Embassy, because of a general policy against "flooding" a country with US government officials when the President visits.

The conference will bring together leading figures in the energy sector from around the world to consider and advise on China's oil and energy policy. Hosts at the conference will be the **State Economic and Trade Commission (SETC)**, the government's principal coordinating body for industrial policy, in association with China's three leading oil companies. Senior Chinese leaders from the State Council and SETC will make a grand opening of the forum.

With intensive preparatory work over the last 10 months, we have invited senior officials, top executives, and distinguished scholars from the United States, China and other countries, to address the conference. Senior speakers from the United States on the invitation list include:

- Francis Blake, Deputy Energy Secretary, Department of Energy;
- Harry J. Longwell, Senior Vice President, ExxonMobil;
- Ken Lay, Chairman, Enron;
- David Johnson, Director, Office of Strategic Oil Reserves, DOE;
- Milton Russell, Director, Joint Energy and Environment Institute;
- Vahan Zanooyan, President, Petroleum Finance Corporation;
- Lou Shrier, President, Global Development Opportunities;
- Robert Ebel, Director Energy Program, Center for Strategic and International Studies.

Other prominent guests include William Ramsay, Deputy Executive Director of IEA; Jeroen van der Veer, Managing Director of Royal Dutch Shell; Abdulaziz bin Salman al-Saud, Deputy Oil Minister of Saudi Arabia.

5A

We believe that the President's visit to China will greatly strengthen the economic and trade ties between the two countries. We are very proud of holding this high-level forum right after the President visit, making contribution to enhance oil and energy collaboration of the two sides. The conference would, however, be substantially demoted without the participation of senior DOE officials. We very much appreciate your attention, and do wish to receive your support to make the event a successful one.

Regarding any questions on the conference, please contact either:

- Co-Executive Secretary, Huaibin Lu, 40 Whitman Road, Suite 1-2, Waltham, MA 02453; tel: 781-8944798, fax: 781-8945792, email: hlu@3-eee.net;

or

- International Coordinator, Lou Shrier, 4000 Cathedral Avenue, NW, Suite 318-B, Washington, DC 20016; tel: 202-9652941, fax: 202-9652942, email: alshrier@att.net.

Yours Faithfully,



Huaibin Lu

Co-Executive Secretary to the Conference

5A-1

Please note the new dates and site for the Forum

of the...
integration into the global market

In the first...
State Economic and Trade Commission



State Economic and Trade Commission

Beijing Oil Forum

China's Oil and Energy Policy in the 21st Century

Radisson Plaza State Guest Hotel, Beijing

October 23-25, 2001



Hosted by the Economic and Trade Foundation (ETC) in collaboration with China National Petroleum Group, Sino Petrochemical Group, and China National Offshore Oil Corporation

Organized by the Economic Research and Consulting Center of ETC and ETC Foundation Development & Consulting

5B

Beijing Oil Forum
- China's Oil and Energy Policy in the 21st Century
State Economic and Trade Commission of China
Radisson Plaza State Guest Hotel, Beijing
October 23 - 25, 2001

Tuesday, October 23

Morning

Executive Forum

Opening Speeches, State leaders and Minister Li Rongrong of State Economic & Trade Commission (SETC);

Zhang Zhigang, Vice Minister, SETC, China's Oil and Energy Policy in the 21st Century;
Francis Blake, Deputy Energy Secretary, Department of Energy, USA, Reliable, Affordable and Environmentally Sound Energy for American's Future;

Ma Fucai, President, China National Petroleum Corporation, China's Petroleum Resource Development and CNPC's Strategy;

William Ramsay, Deputy Executive Director, International Energy Agency, Global Oil Market Trend and Energy Security;

Li Yizhong, President, China Petrochemical Corporation, China's Oil Market Development and Sinopec's Corporate Strategy;

Lunch Keynote Speak, Li Yining, Professor, Beijing University, China's State Sector Reform and Economic Development;

Afternoon

Executive Forum Continuing

Harry Longwell, Senior Executive Vice President, ExxonMobil, Reshaping the Global Oil Sector, Development Through Restructuring and Regrouping;

Wei Liucheng, President, China National Offshore Oil Corporation, China's Offshore Oil Industry Growing in the Context of Globalization and Competition;

Jeroen van der Veer, Managing Director, Shell, The Role and Strategy of Multinational Oil Companies;

Abd al-Aziz F. al-Khayyal, VP, Saudi Aramco, Globalization and Strategy of State-run Oil Companies;

Peter David, BPAmoco, Vice President and Chief Economist;

Vice President, Ford Motor, Technology Development in Non-oil Motor Vehicles;

Dinner Banquet

Wednesday, October 24

Morning

Global Oil Market

Wang Zhongming, Managing Director, Economic Research Center, SETC, China's Oil Demand and Energy Security;

Adrian Binks, Chief Editor, Petroleum Argus, Trend in the Asia Pacific Refining Industry;

Mike Lynch, Director, Oil Market Studies, DRI, Market Implications and Outlooks on Demand/Supply and Oil Prices;

Vahan Zanoian, President, Petroleum Finance Corporation, Global Oil Trade and Oil Pricing Mechanism;

50

Energy Security

Song Hongyu, Section Chief, State Development and Planning Commission, *Considerations and Policy in Establishing Strategic Oil Reserves in China;*

David Johnson, Director, Office of Strategic Oil Reserves, DOE, USA, *Strategic Oil Reserves in the United States;*

P. de Sampaio Nunes, Director, Energy and Transport, European Committee, *Energy Security and Programs in European Union;*

Robert Ebel, Director of Energy Programs, Center for Strategic and International Studies, *The Geopolitics of Energy into the 21st Century;*

Lunch and Keynote Speech

Afternoon

Oil Strategy and Policy

Changlin Wu, Chairman, Chinese American Petroleum Association, *The Chinese Petroleum Industry, Developing Through Competition and Participation;*

Adam Louis Shrier, President, Global Development Opportunities, *The Role of Oil Companies in a Country's Energy Policy;*

Marcel Bramet, President, Statoil Asia;

Natural Gas Development

Song Wucheng, Professor, State Energy Research Institute, *Natural Gas, the Energy Future in China;*

Stuart R. McGill, President, ExxonMobil Gas, *The Prospect and Role of Natural Gas in the Future Energy;*

Gaz de France, *Natural Gas and Electric Power;*

Director General, Raw Material Department, Tokyo Gas, *The Role of LNG in Japan's Energy Sector;*

Thursday October 25

Morning

Energy Conservation and Environment

Director, Resource Development and Conservation, SETC, *Improving Energy Efficiency and Pursuing Energy Conservation in China;*

Milton Russell, Director, Joint Energy and Environment Institute;

Paul Metz, European Business Council for a Sustainable Energy Future, *The Appropriate Political Economic Framework for the Sustainable Energy Future;*

New Energy Technologies

Theo L.K.Lee, Hydrocarbon Technologies, *Clean Coal Technologies and Their Industrial Operations;*

Mark Agee, President, Syntroleum, *Gas-to-Liquid Technologies, Economics and Applications;*

Major Fuel Cell Technology Company, *How Will Fuel Cell Technologies Change the World Energy.*

Noon, Closing Remarks, SETC Leaders.

5C-1

State Economic and Trade Commission

The State Economic and Trade Commission (SETC) of the People's Republic of China is established as a key component of the State Council pursuant to the Chinese cabinet institutional restructuring scheme endorsed in March 1998 by the first Session of the Ninth National People's Congress and the Notice on the Institutional Establishment of the State Council. As a major macro-economic regulatory ministry, SETC's mandate is to regulate near-term performance of the national economy. Among its main functions are the follows.

- To monitor and regulate performance of the national economy, and to draw up near-term operating plans;
- To formulate industrial policies, and supervise their implementations, and to lead industrial restructuring;
- To lead draw-ups of economic regulations and decrees governing industrial, commercial and trading operations;
- To instruct state administrations under SETC's jurisdiction, in making sectorial plans, regulations and decrees;
- To make plans of investment distribution in non-monopoly sectors, and to set guidelines to foreign investment;
- To guide the implementation of reform in the distribution sector, and to cultivate market mechanism and to monitor market operations;
- To exercise macro regulations over operations of enterprises of various ownerships, and to steer state-run enterprises and small enterprises in restructuring and developing;
- To set up regulations and decrees to manage the state assets;
- To work out policies and guidelines to promote technological renovation and resource conservation;
- To oversee national safety in production;
- To pursue international economic exchanges and cooperation.



China National Petroleum Corporation (CNPC)

CNPC was established in July 1998 according to the institutional reform plans promulgated by the State Council. It is an integrated national petroleum corporation that mainly engages in oil and gas exploration and development, refining and marketing, transportation, trade and technical services. CNPC has total assets of 684.5 billion yuan. It produced crude oil of 111.1 million tons, natural gas of 18.8 billion cubic meters in 2000, 68.2% and 67.8% of domestic production respectively, and processed crude oil of 82.32 million tons, 39.2% of the national total. CNPC achieved 403.9 billion yuan in sales revenue and 60 billion in operating profit during the year. Through restructuring, CNPC established PetroChina Company Limited (PetroChina), transferring to the Company most of its assets, liabilities and interests. PetroChina was successfully listed in New York and Hong Kong stock exchanges in April 2000.



China Petrochemical Corporation (Sinopec)

Established in July 1998 by the State, Sinopec is a major state-owned corporation registered capital of 104.9 billion RMB. Sinopec has wholly-owned enterprises, holding enterprises, participation enterprises and subordinate firms of petroleum production, oil refining and petrochemical production, local sales and foreign trade, units of scientific research, exploration, engineering, construction, materials supply, information, and etc. Sinopec engages in oil and gas exploration and development, oil refining and petrochemical production, sales of oil products, petrochemical intermediates, synthetic fibers and synthetic fiber monomers, oil and petrochemical product import and export, foreign bidding and purchasing, sino-foreign joint venture and cooperation, leasing, project contracting, labor exporting and other related business. In October 2000, Sinopec completed a public offering of its common stock in Hong Kong, London and New York.



China National Offshore Oil Corporation (Cnooc)

China National Offshore Oil Corporation is a state-run company incorporated on February 15, 1982, with the approval of the State Council. Cnooc is authorized by the Regulation of the People's Republic of China Concerning the Exploration of Offshore Petroleum Resources in Cooperation with Foreign Enterprises to take the overall responsibilities of the exploration of offshore oil and gas resources in the People's Republic of China in cooperation with foreign enterprises. Cnooc has registered capital of 20 billion RMB and total assets of 50 billion RMB, and has 21,000 employees. It is headquartered in Beijing and subordinates one independent exploration and development company, one research center, eight specialized service companies and five logistics companies. It produced crude oil of 18.1 million tons, natural gas of 4.25 BCM, and the total profit of 9.3 billion RMB in 2000. Cnooc Ltd. was listed in New York and Hong Kong in February 2001.

Economic Research and Consultation Center (ERCC), SETC

ERCC was formed in 1994, and provides research and consulting services for SETC. It acts as an important think tank in SETC's decision-making process. Focused on key and complicated subjects in reform and development of enterprises and the near-term operations of the national economy, the center carries out investigation and research, offers study reports and policy proposals. Authorized by SETC leaders or entrusted by other government bodies, ERCC also undertakes research projects commissioned by related ministries, and provides necessary consulting services.



3E Information Development & Consultants (3E)

3E (web: www.3-ec.net) is an independent consulting company. Its business focuses on energy, environment and related sectors. 3E offers advisory and consulting services for international investment in the Chinese market, and to Chinese firms seeking international opportunities. 3E is registered in Beijing. Its shareholders include domestic enterprises, research institutes, industrial associations and private investors. 3E's high-quality services rely on its professional strength and integrated knowledge base, which are particularly strengthened through an extensive professional network of specialists across the country. With strong local forces, 3E offers clients services with reliable information sources at competitive prices.

50

Folder Profile	
Control # 2002-001899	Name Letter to Secretary Spencer Abraham from Doyle Hartman
Priority Important Critical	Folder Trigger Letter
DOE Addressee Spencer Abraham	Source PM-1
Subject Text Secretary Abraham's copy of a document addressed to Interior Secretary Norton from Doyle Hartman	Date Received 1/30/02
Action Office #	Correspondence Date 1/30/02
Signature/Approval NA	RIDS Information Head of Agency
Action Requested Prog Determination	Sensitivity Not Applicable
Special Instructions cc copy. Original document placed in GC's mailbox. Related to 2002-002394	Classification None
	Point of Contact SEISERP
	Organization ID EXECCORR2
	Assigned To GC
	Date Due
	Date Completed 2/7/02

release

DOYLE HARTMAN

Oil Operator
500 NORTH MAIN
P.O. BOX 10426
MIDLAND, TEXAS 79702

(915) 684-4011
(915) 682-7616 FAX

January 28, 2002

Via FedEx
The Honorable Gale A. Norton
Secretary of the Interior
U.S. Department of the Interior
1849 C. Street N.W.
Washington, DC 20240

Re: Chevron/Texaco's and Apache Corporation's refusal to pay their 7.8125% share of governmentally-mandated wellbore repair work corresponding to long-time shutin H.M. Britt Lease wells
320-acre H.M. Britt Lease Proration Unit
W/2E/2, E/2W/2 Section 7, T-20-S, R-37-E
Lea County, New Mexico
Federal Lease No. LC-031621A

Dear Gale:

We wish to congratulate you on your appointment by President George W. Bush, as Secretary of the Interior. Dale Lockett (your 1988 Lea County, New Mexico field guide) also says hello, and expresses his congratulations, as well.

In regard to Lea County, New Mexico, please find herein enclosed a copy of our January 25, 2002 letter to Chevron/Texaco, which has been a working interest owner, since 1935, under the 320-acre H.M. Britt Lease (Federal Lease No. LC-031621A), consisting of the W/2E/2, E/2W/2 Section 7, T-20-S, R-37-E, Lea County, New Mexico.

Last year, in compliance with both state and federal regulations, and in order to improve lease production and reserve recovery, we spent \$2,284,814.44 repairing, and returning to production, six long-time shutin H.M. Britt Lease wells. One of the long-time shutin H.M. Britt wells had been left shutin, by Chevron/Texaco and prior H.M. Britt Lease working interest owners, since 1954 (47 years ago).

Now that substantial governmentally-mandated H.M. Britt Lease wellbore repair work has been completed, long-time shutin H.M. Britt Lease wells have been successfully returned to production, and the bills have been paid (by the operator), Chevron/Texaco is searching for "loopholes" to keep from paying its proportional share of the cost of performing the long-overdue work, that was

GA

The Honorable Gale A. Norton
January 28, 2002
Page 2

necessary in order to prevent the waste of remaining oil and gas reserves, and to ensure that the environment is properly protected.

Based upon Chevron/Texaco's apparent lack of concern for environmental issues, and remaining oil and gas reserves, regarding the 320-acre H.M. Britt Lease, the question arises as to how can Chevron/Texaco be entrusted with oil and gas development, at Alaska's Arctic National Wildlife Refuge (ANWR), where both an enormous investment (as well as enormous ongoing operating expenses) will be required, when Chevron/Texaco is presently unwilling to pay its 7.8125% share of a \$2,284,814 investment, to perform governmentally-mandated wellbore repair work corresponding to long-time shutin H.M. Britt Lease wells.

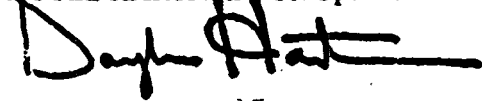
In consideration of the current *Enron* debacle, before we turn large corporations (like Chevron/Texaco) loose at Alaska's Arctic National Wildlife Refuge (ANWR), we need to take a much-harder look at the corporate culture of large energy corporations, since the value of stock options, the bottom line, and politics may be of substantially greater concern, than (1) the protection of the environment, and (2) the efficient non-wasteful recovery of natural resources.

After exploiting New Mexico leases for almost 70 years, if permitted, it appears that Chevron/Texaco is willing to walk off and leave a mess in New Mexico, in order to commence exploiting a new high-potential previously-undisturbed wilderness area.

In addition to ensuring that new high-potential previously-unexploited wilderness areas are properly protected, as part of a national energy plan, we also need to encourage maximum oil and gas reserve recovery from mature producing areas, by ensuring that all technically qualified, experienced, and responsible oil and gas operators are given an equal opportunity to bid on properties that major oil companies will be divesting, in mature producing areas, instead of such properties and reserves being combined into large-scale multi-lease big-dollar divestiture packages, and sold only to large highly-leveraged independents, like Apache Corporation, which, in the case of the 320-acre H.M. Britt Lease, is also an interest owner, and is also attempting to avoid paying its 7.8125% proportional share of last year's \$2,284,814 H.M. Britt Lease wellbore repair expenses.

Very truly yours,

DOYLE HARTMAN Oil Operator



Doyle Hartman
Owner

The Honorable Gale A. Norton

January 28, 2002

Page 3

Enclosures

cc: **Via FedEx**
The Honorable President George W. Bush
The President of United States
The White House
1600 Pennsylvania Avenue NW
Washington, DC 20500

Via FedEx
The Honorable Richard Cheney
Vice President of United States
The White House
1600 Pennsylvania Avenue NW
Washington, DC 20500

Via FedEx
The Honorable Spencer Abraham
Secretary of Energy
U.S. Department of Energy
1000 Independence Avenue, SW
Washington, DC 20585

Via FedEx
Thomas L. Sansonetti, Assistant Attorney General
U.S. Department of Justice
Environment and Natural Resources Division
950 Pennsylvania Avenue, NW
Washington, DC 20530-0001

Via FedEx
Christine Todd Whitman, Administrator
U.S. Environmental Protection Agency
Ariel Rios Building
1200 Pennsylvania Avenue, NW
Washington, DC 20460

Via FedEx
Representative James V. Hansen, Chairman (Utah)
Committee on Resources
U.S. House of Representatives
1324 Longworth House Office Building
Washington, DC 20515-6201

6A-2

The Honorable Gale A. Norton

January 28, 2002

Page 4

Via FedEx

Representative Don Young (Alaska)

Committee on Resources

U.S. House of Representatives

2111 Rayburn House Office Building

Washington, DC 20515

Via FedEx

Representative W.J. Tauzin (Louisiana)

Committee on Resources

U.S. House of Representatives

2183 Rayburn House Office Building

Washington, DC 20515

Via FedEx

Representative Jim Saxton (New Jersey)

Committee on Resources

U.S. House of Representatives

339 Cannon House Office Building

Washington, DC 20515

Via FedEx

Representative Elton Gallegly (California)

Committee on Resources

U.S. House of Representatives

2427 Rayburn House Office Building

Washington, DC 20515

Via FedEx

Representative John J. Duncan, Jr. (Tennessee)

Committee on Resources

U.S. House of Representatives

2400 Rayburn House Office Building

Washington, DC 20515

Via FedEx

Representative Joel Hefley (Colorado)

Committee on Resources

U.S. House of Representatives

2230 Rayburn House Office Building

Washington, DC 20515

6A3

The Honorable Gale A. Norton
January 28, 2002
Page 5

Via FedEx
Representative Wayne T. Gilchrest (Maryland)
Committee on Resources
U.S. House of Representatives
2245 Rayburn House Office Building
Washington, DC 20515

Via FedEx
Representative Ken Calvert (California)
Committee on Resources
U.S. House of Representatives
2201 Rayburn House Office Building
Washington, DC 20515

Via FedEx
Representative Scott McInnis (Colorado)
Committee on Resources
U.S. House of Representatives
320 Cannon House Office Building
Washington, DC 20515

Via FedEx
Representative Richard W. Pombo (California)
Committee on Resources
U.S. House of Representatives
2411 Rayburn House Office Building
Washington, DC 20515

Via FedEx
Representative Barbara Cubin (Wyoming)
Committee on Resources
U.S. House of Representatives
1114 Longworth House Office Building
15 Independence Avenue, SE
Washington, DC 20515

Via FedEx
Representative George P. Radanovich (California)
Committee on Resources
U.S. House of Representatives
123 Cannon House Office Building
Washington, DC 20515

6 A-4

Spencer

Folder Profile	
Control # 2002-002348	Name Letter to Secretary Spencer Abraham from Joris*Ambassad
Priority Important	Folder Trigger Invitation
DOE Addressee Spencer Abraham	Source FG
Subject Text Joris Vos, Ambassador of the Netherlands, requests a meeting between Secretary Abraham and Minister for Economic Affairs & Dep. Prime Minister Annemarie Jorritsma, re: energy issues, 3/12/0	Date Received 2/6/02
Action Office # Regular	Correspondence Date 2/5/02
Signature/Approval NA	RIDS Information Head of Agency
Action Requested Appropriate Action	Sensitivity Not Applicable
Special Instructions Copy: ES/Greene	Classification None
	Point of Contact SEISERP
	Organization ID EXECCORR2
	Assigned To SL/Johnston
	Date Due
	Date Completed 2/6/02

7



Ambassade van het

Koninkrijk der Nederlanden

The Honorable Spencer Abraham
Secretary of Energy
Forrestal Building
1000 Independence Avenue, S.W.
Washington, DC 20585

Royal Netherlands Embassy
Economic Affairs
4200 Linnean Avenue, NW
Washington, DC 20008

Date 5 February 2002
Our ref.
Page 1/2
Encl.
Re Appointment Request
Cc

Contact Dale T. Morris
Tel. (202) 274-2618
Fax (202) 966-0737
Email dale.morris@minbuza.nl

Dear Mr. Secretary,

On behalf of the Netherlands Minister for Economic Affairs and Deputy Prime Minister, Ms. Annemarie Jorritsma, I respectfully request an appointment for her with you on Tuesday, March 12.

Minister Jorritsma will travel to the U.S. and Mexico in early March to exchange ideas with public and private sector officials about technology, competition, and energy policy. As energy policy in the Netherlands is coordinated and implemented by the Ministry of Economic Affairs, Ms. Jorritsma is particularly interested in meeting with you to discuss US developments and policy proposals in this area. You may know that the Netherlands is in the process of liberalizing its energy markets and thus an exchange of ideas would be most interesting. Ms. Jorritsma would specifically like to discuss the following:

- What is the status of energy policy goals and legislation, possible legislative outcomes, and what additional actions are being considered regarding the security and reliability of energy supplies?
- What is the Administration's position on the balance between production and conservation, between fossil supplies and alternatives/renewables?
- What are the Administration's plans regarding international efforts to reduce greenhouse gas emissions, both within the Kyoto framework and in other, still undefined efforts?

7A

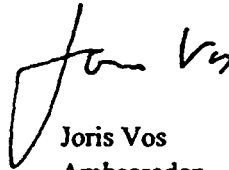
--What are the Administration's specific plans regarding fossil fuel production, especially as it relates to oil production from sources outside of the Middle East? What research and development efforts are underway regarding shale and tar sands? If fully commercialized and cost-competitive, what impact might production from these and other fossil supplies have upon international energy policy?

--What is the status of electricity market liberalization/deregulation generally, what lessons can be learned from the problems in California, and how will the collapse of Enron impact the deregulation efforts?

--Netherlands candidate for Executive Director of the International Energy Agency.

If you have any questions about this request, please have your staff contact Mr. Dale Morris (202 274-2618) of my Embassy. I hope I may look forward to your favorable response to this request.

Sincerely yours,



Joris Vos
Ambassador

Our ref.

Page 2/2

7B

Folder Profile	
Control # 2002-002429	Name E-mail to Secretary Spencer Abraham from Jon Davis
Priority Routine	Folder Trigger E-Mail Message
DOE Addressee Spencer Abraham	Source PM-I
Subject Text Expresses concerns about power supply issues and electricity	Date Received 2/7/02
Action Office #	Correspondence Date 2/6/02
Signature/Approval NA	RIDS Information Head of Agency
Action Requested Information Only	Sensitivity NA
Special Instructions Email incomplete	Classification None
	Point of Contact GREENA
	Organization ID EXECCORR2
	Assigned To EE
	Date Due
	Date Completed 2/11/02

8

Secretary, The

From: pwrsol@lvcm.com
 Sent: Wednesday, February 06, 2002 2:08 PM
 To: the.secretary@HQ.DOE.GOV
 Subject: Policy

002429

2002 FEB -7 A 10:03

FROM: pwrsol@lvcm.com
 NAME: Jon Davis
 SUBJECT: Policy
 ZIP: 89134
 CITY: Las Vegas
 PARM.1: TO:the.secretary@hq.doe.gov
 STATE: Nv
 TOPIC: Potential hinders to US Economic Growth
 SUBMIT: Send Comments
 CONTACT: email
 COUNTRY: USA

MESSAGE: I have seen that electricity spot prices are edging up (up about 30% in the last week). I believe summer will present a lot of issues for the US as always. Generation plants are being cancelled left and right, those who own plants will be left with a gold mind in the upcoming years. What many people do not realize is: 1) Over 60 % of the US capacity is over 40 years old. These plants are inefficient and reliability is a continual problem. 2) All the NUKE plants are over 20 years old, some are approaching 30 years or more. The life on these plants is about 30 year, more that 30 some serious money has to spent to keep them going (billions per plant not millions, i.e Steam generators have to be replaced etc.) 3)The northeastern seaboard has not had adequate reserve capacity for years. Most areas are transmission constraint, making it hard to move power. With the cancellation of plants, power supply issues will continue. 4) California has similar issues. A long hot summer will mean high energy costs for everyone. In my opinion you can thank Moodys, short panic sellers such as hedge funds that have force Power producing stocks down to the point where companies like Mirant, NRG and Calpine have paired down their expansion plans to less than 60 % of what was planned so they can operate on free cash flow only basis(no stock issuance). Electricity is part of the engine that drives the growth engine for this economy. To have full recovery you need a strong utility and energy sector. I suspect the strategic shorts sellers realize this and fear they have accomplished their goal: 1) Stop construction of generation plants that will keep electricity costs down 2) keep supplies short and expensive to hinder any recovery opportunities. This in the long run will mean Generation shareholders and in companies like MIR will profit (although now they are feeling some pain). These stocks will again reach their lofty (pre ENRON mess) valuations again before the year is out, but the rest of the country will suffer. Thank the hedge funds for this. I believe there is an overall conspiracy by some hedge fund managers to drive the economy into depression or keep the recession going. What easier way to do this than to curb the electric supplies. I have been a manger in the utility industry for over 15 years and I speak with some knowledge in this matter (was Resource Planning manager for major utility)I would hope this e-mail does not get discarded and someone seriously evaluates this issue. Electricity is vital to our nation and if there are individuals which If my individuals are trying to impead the

8A

A

release

Folder Profile	
Control # 2002-002587	Name Letter to Secretary Spencer Abraham from D.J. Smith, Group
Priority Important	Folder Trigger Letter
DOE Addressee Spencer Abraham	Source PM-O
Subject Text D.J. Smith, California Energy Solutions Group, invites Secretary Abraham as a speaker, in Sacramento, CA, 2/6/02, 10:00 am - 4:00 pm	Date Received 2/11/02
Action Office # Regular	Correspondence Date 12/19/01
Signature/Approval NA	RIDS Information Head of Agency
Action Requested Appropriate Action	Sensitivity Not Applicable
Special Instructions Copy: ES/Angela Greene. Decline	Classification None
	Point of Contact SEISERP
	Organization ID EXECCORR2
	Assigned To SL/Johnston
	Date Due
	Date Completed 2/13/02

CALIFORNIA ENERGY SOLUTIONS GROUP

980 Ninth Street, Suite 1560
Sacramento, CA 95814
Phone 916.446.5508 ♦ Fax 916.446.1499
djsmith@s-k-w.com

December 19, 2001

The Honorable Spencer Abraham
Secretary, United States Department of Energy
1000 Independence Ave., SW
Washington, DC 20585

Dear Secretary Abraham,

On behalf the members of the California Energy Solutions Group (CESG), I am honored to invite you to be a speaker at our February 6, 2002 meeting in Sacramento to discuss a critically important set of issues of major concern to the Administration of President George W. Bush. Because of your leadership role relative to California energy issues, I know all members of the Group would value your thoughts and participation in the meeting.

CESG represents a broad coalition of major agricultural, food processing and industrial consumers, environmental groups, independent energy producers, private energy marketers and generators, public and private utilities. The Group was originally formed to discuss and coordinate key implementation issues surrounding electric deregulation and associated natural gas issues. A current membership roster is enclosed for your information. In addition, to our Group members, there is always active participation at our meetings by residential consumer groups, as well as California state executive, legislative and regulatory policymakers and staff.

Our February meeting will focus on the issue of transmission in California and the electrical grid for the Western United States. We would like you to speak to these

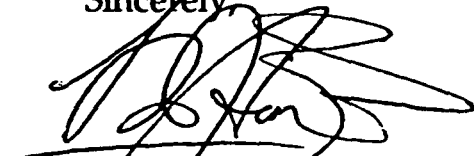
9 A.

issues in an address to our Group and be available to participate in a more focused panel discussion regarding the Federal Path 15 Program Initiative. We have attached a very rough draft agenda for the meeting for your information. The Group would be interested in hearing your thoughts on the Department's plan for Path 15 and on its impact on the California transmission system, as well as any other energy related issues that you feel would be of interest to this audience.

The whole purpose of CESG is to allow for an informal discussion of the toughest energy issues, where such issues can be frankly and openly aired from a variety of major market participant viewpoints. We find the participants often have limited opportunities for such a meaningful dialogue. Accordingly, there is no press invited, and no taping or word-by-word recording of the meetings. Too often these same parties meet in only formal processes or give formal testimony and do not have the ability to fully discuss questions on an iterative give and take basis. We find these meetings tend to bring forth a broader understanding of the complex issues of energy in California, when the major players are all in the room together. This type of setting helps to correct many misunderstandings, thus avoiding unnecessary legislation, litigation, and often leading to agreement on common concerns.

It is our sincere hope that your calendar accommodates our request. If your participation requires changes in our program, we will attempt to be as flexible as possible to accommodate your busy schedule. Please feel free to contact me if you or your staff have any questions or need further details on the event.

Sincerely,



D.J. Smith
Group Coordinator

Enclosures (2)

CALIFORNIA ENERGY SOLUTIONS GROUP

The Group represents a broad coalition of major agricultural, food processing, industrial consumers, independent energy producers, utility labor unions, energy marketers and public and private utilities. The Group was formed to discuss and coordinate key implementation issues surrounding the restructuring of California's \$30 billion per year electric utility industry.

AES NEW ENERGY
AUTOMATED POWER EXCHANGE
CALIFORNIA CHAMBER OF COMMERCE
CALIFORNIA FARM BUREAU
CALIFORNIA INDEPENDENT SYSTEM OPERATOR
CALIFORNIA INDUSTRIAL USERS
CALIFORNIA LARGE ENERGY CONSUMERS ASSOCIATION
CALIFORNIA LEAGUE OF FOOD PROCESSORS
CALIFORNIA MANUFACTURERS & TECHNOLOGY ASSOCIATION
CALIFORNIA MUNICIPAL UTILITIES ASSOCIATION
CALIFORNIA RETAILERS ASSOCIATION
CALPINE CORPORATION
CENTER FOR ENERGY EFFICIENCY & RENEWABLE TECHNOLOGIES
COALITION OF CALIFORNIA UTILITY EMPLOYEES
EDISON INTERNATIONAL
EL PASO CORPORATION
ENRON CORPORATION
FLORIDA POWER AND LIGHT
GREEN MOUNTAIN ENERGY RESOURCES
INDEPENDENT ENERGY PRODUCERS
MIRANT
NATURAL RESOURCES DEFENSE COUNCIL
PACIFICORP
ROCHE PHARMACEUTICALS (SILICON VALLEY MANUFACTURING GROUP)
SEMPRA ENERGY
SIERRA PACIFIC
WESTERN STATES PETROLEUM ASSOCIATION

9/2

California Energy Solutions Group

980 Ninth Street, Suite 1560
Sacramento, CA 95814
(916) 446-5508 ♦ (916) 446-1499
djsmith@s-k-w.com

DRAFT MEETING AGENDA

Wednesday, February 6, 2002

**California Farm Bureau – Conference Room
2300 River Plaza Drive
10:00 am – 4:00 pm**

I. Opening Remarks

DJ Smith - Coordinator

II. Transmission Overview - The State's View

Representative – California Public Utilities Commission

Representative – California Energy Commission

Representative – California Independent System Operator

Representative - California Municipal Utilities Association

Representative - Southern California Edison

III. Transmission and Other Energy Issues Impacting California - The Federal View

Secretary Spencer Abraham - United States Department of Energy

IV. Federal Path 15 Program Initiative

Representative – Northern California Power Agency

Representative – Los Angeles Department of Water and Power

Representative – Pacific Gas & Electric

Lunch Break

V. Regional Transmission Organizations - The View from FERC

Chairman Pat Wood – Federal Energy Regulatory Commission

VI. Regional Transmission Organizations - The California View

Representative – Governor Gray Davis Administration

Kevin Lynch – PacifiCorp

Board Chair - California Independent System Operator

Senator Debra Bowen - Chair, Senate Energy, Utilities & Communications Committee

Assemblyman Rod Wright - Chair, Assembly Utilities & Commerce Committee

V. Discussion of Next Meeting

DJ Smith/Delaney Hunter

90

Folder Profile	
Control # 2002-002857	Name Letter to Deputy Secretary Francis Blake from R. Steve Lett
Priority Important	Folder Trigger Letter
DOE Addressee Francis S. Blake	Source PM-O
Subject Text R. S. Lettetter, Reliant Energy, thanks the Deputy Secretary for meeting with him the week of December 10, 2001.	Date Received 2/13/02
	Correspondence Date 12/18/01
	RIDS Information Head of Agency
Action Office #	Sensitivity Not Applicable
Signature/Approval NA	Classification None
Action Requested Appropriate Action	Point of Contact BOWIE
	Organization ID EXECCORR2
Special Instructions	Assigned To Francis S. Blake
	Date Due
	Date Completed 2/19/02

release



R. Steve Letbetter
Chairman, President
and Chief Executive Officer

December 18, 2001

Mr. Frank Blake
U. S. Department of Energy
Forrestal Building
1000 Independence Avenue, SW
Washington, DC 20585

Dear Deputy Secretary Blake:

Thank you for dedicating time from your busy schedule to meet with me last week. I enjoyed getting to know you and having an opportunity to discuss issues of significant importance in today's energy markets.

As we discussed, the issues surrounding the Enron situation, while very serious, must be kept in proper perspective. It is important to remember that there was little, if any, impact on the energy markets themselves after Enron announced its inability to meet outstanding contracts. This, along with the weight of other evidence, supports the understanding that the energy markets in which Enron was trading, remain intact and strong. The problem here lies not with the markets, but with the business practices of Enron. It is vital that the Administration and the Hill continue to remain focused on this, the correct issue at hand.

Your comments concerning the lack of understanding of energy markets, generally, and derivatives markets, specifically, underscore the need to educate better those who have an interest in this field. It is nearly axiomatic that any understanding of derivatives must be set in the context of overall markets. We at Reliant look forward to offering suggestions on how such an undertaking can result in a better informed public. Accordingly, we will forward our thoughts to you in the very near future.

Again, thank you for the opportunity to get to know you. I look forward to doing all I can to work with you and all in the Administration to achieve the President's goals.

Sincerely,

A handwritten signature in cursive script that reads "R. Steve Letbetter".

Folder Profile	
Control # 2002-003817	Name E-mail to Secretary Spencer Abraham from Linda Lazarus
Priority Routine	Folder Trigger E-Mail Message
DOE Addressee Spencer Abraham	Source PM-1
Subject Text Submits article "Blowing the whistle: Not for the fainthearted"	Date Received 2/25/02
Action Office #	Correspondence Date 2/20/02
Signature/Approval NA	RIDS Information Head of Agency
Action Requested Information Only	Sensitivity Not Applicable
Special Instructions	Classification None
	Point of Contact PRYORR
	Organization ID EXECCORR2
	Assigned To ME-70
	Date Due
	Date Completed 3/1/02

release

11

Secretary, The

From: Lazarus, Linda
Sent: Wednesday, February 20, 2002 12:09 PM
To: Secretary, The
Subject: FW: NYTimes.com Article: Blowing the Whistle: Not for the Fainthearted

003817

2002 FEB 25 P 7:03

-----Original Message-----

From: Lazarus, Linda
To: 'andys@mediaaccess.org'
Sent: 2/12/02 1:46 PM
Subject: FW: NYTimes.com Article: Blowing the Whistle: Not for the Fainthearted

-----Original Message-----

From: valerie.vance.a@att.net [mailto:valerie.vance.a@att.net]
Sent: Monday, February 11, 2002 9:32 AM
To: linda.lazarus@hq.doe.gov
Subject: NYTimes.com Article: Blowing the Whistle: Not for the Fainthearted

This article from NYTimes.com
has been sent to you by valerie.vance.a@att.net.

Blowing the Whistle: Not for the Fainthearted

February 10, 2002

By MARCI ALBOHER NUSBAUM

She became an overnight icon of workplace integrity, celebrated as a corporate insider who had the courage to confront her boss about possible wrongdoing in high places. For warning Enron (news/quote)'s chief executive last summer that the energy company could "implode in a wave of accounting scandals," Sherron S. Watkins has been called a fearless upholder of business ethics.

Other whistle-blowers should be so lucky.

Though Ms.

Watkins has been basking in the glow of the media's softest lights, experts say such hero treatment is far from the norm. "The lone whistle-blower is often set up against a powerful corporate or government entity with more resources and power," said James E. Fisher, director of the Emerson Electric (news/quote) Center for Business Ethics at St. Louis University. "From the get-go, you have the likelihood of retaliation."

HA

People committed to bringing out the truth need to steel themselves, as well as their families, for difficult times, according to Tom Devine, legal director of the Government Accountability Project, a nonprofit organization for the protection of whistle-blowers in Washington.

That doesn't mean that employees who witness illegal or unethical behavior in their workplaces have to set themselves up as sacrificial lambs, he said. A key is to think carefully before doing anything to shine the spotlight on improprieties. If the organization has an ethics officer and a policy in place for reporting wrongdoing, he recommended that employees use those channels first, rather than making accusations publicly.

Talking to a trusted manager or getting outside advice confidentially can also be wise. "When the whistle-blower is perceived as a threat to expose indefensible misconduct, then the 'him versus them' mentality kicks in," Mr. Devine said. "We coach people on how to make a difference without sparking an adversarial relationship."

If an employee suffers retaliation, legal recourse is available under a patchwork of state and federal laws. All but 15 states have enacted some form of general whistle-blowing legislation, and more than 50 state measures provide protections in specific industries or for classes of people, like children or workers exposed to hazardous substances. Some of these laws and regulations affect private employment, while others deal with the public sector. In addition, the Federal Whistle-Blower Protection Act provides shields for federal employees who have experienced retaliation.

Advocates for whistle-blowers say the safeguards are not enough. "Almost any whistle-blower who relies on these rights and fights to the bitter end will spend many years and dollars on legal fees and be virtually guaranteed to get a formal legal ruling that he or she deserved whatever retaliation was received," Mr. Devine said.

Even so, would-be whistle-blowers have some cause for hope. The Enron scandal has increased pressure on companies to create programs that encourage employees to expose wrongdoing without fear of retribution.

Last June, Senator Daniel K. Akaka, Democrat of Hawaii, introduced a bill to make it easier for whistle-blowers to sue their employers and to broaden the protections they receive. The measure would also give the United States Office of Special Counsel, the independent federal agency charged with investigating and prosecuting cases involving government whistle-blowers, greater power to litigate cases.

Lawyers say the strongest legal protection is in cases falling under the federal False Claims Act, a Civil War-era law that has been rediscovered recently as a tool to challenge fraud in obtaining government contracts. It is also one of the few laws that offer financial incentives for whistle-blowers who pursue a case, entitling them to a

percentage of the money recovered.

Winning cases is another matter. "Courts are fairly hostile to claims because they so often involve disgruntled employees looking to cash in," said Michael Selmi, an employment law professor at the George Washington Law School in Washington. His advice, particularly if a whistle-blower is interested in keeping his or her job, is to reach the right person and try to handle the problem inside the organization, rather than going directly to law enforcement or regulatory agencies. "Most companies want to stop illegal or fraudulent activities," he said.

Even when evidence of wrongdoing is strong, experts advise potential whistle-blowers to do much soul-searching and planning before reporting it. "If you go into your boss's office and say, 'You're a crook and you're not going to get away with it,' it would be a miracle not to have a scorched-earth conflict with only one left standing," Mr. Devine said.

Experts also say whistle-blowers can be successful if they capture the attention of Congress, the news media or other powerful messengers. "If they make it to '60 Minutes,' their issue will get serious consideration," said Roberta Ann Johnson, author of "Whistleblowing: Power and Policy From the Inside Out," which is to be released later this year by Lynne Rienner Publishers.

Still, employees who come forward can expect a rough ride. Talks with whistle-blowers and those who study them paint a picture of David versus Goliath struggles.

Consider Martin Edwin Andersen, a former manager in the Justice Department who complained in 1997 of what he called "a cesspool of official misconduct," including sexual favoritism in hiring, breaches of security and visa fraud in the department's overseas criminal training program.

After voicing his complaints, Mr. Andersen said, he was "stripped of my security clearance and transferred to bureaucratic Siberia." For a month, he said, he continued to receive his \$80,000-a-year salary, but was made to work in a warehouse and given virtually no responsibilities. He passed the time by reading histories of the Civil War.

The Office of Special Counsel said Mr. Andersen settled his case with the Justice Department for a package of relief including a lump-sum payment of \$87,500. He has since left the agency and joined the Government Accountability Project as media director. The Justice Department declined to comment on his case.

In July 2001, Mr. Andersen was given a public service award by the Office of Special Counsel for his whistle-blowing disclosures. For all the recognition, though, he said, his three-year battle exhausted him. "I have two daughters for whom all of this was a distraction of my attention because the only way you can win is to become totally absorbed in your own vindication," he said.

Though Mr. Andersen did not lose his job, many whistle-blowers do. C. Fred Alford, a government professor at the University of Maryland and author of "Whistleblowers: Broken Lives and Organizational Power" (Cornell University Press, 2001), says that even though retaliation is illegal, it is easy for organizations to punish troublemakers by firing them long enough afterward to obscure the connection between the whistle-blowing and the termination. He found that many whistle-blowers lost their families and homes as well as their jobs and often turned to alcohol for solace. Most surprising, he found, colleagues and even professional organizations usually turned their backs on whistle-blowers.

When whistle-blowers come forward, employers typically seek to discredit them, Dr. Johnson, the author, said. "They try to show you're crazy or have a checkered past - something one academic calls the 'nuts and sluts' approach," she said. When she interviewed whistle-blowers, many asked her whether her phone was tapped. "Perspective becomes a little skewed because of the experience, and for good reason," she said.

Lashing back at accusers, however, might not be the wisest option after the Enron debacle. In fact, even before the Enron mess, American companies have been given greater incentives to get their ethical houses in order. Under federal sentencing guidelines adopted in 1991, companies convicted of criminal acts could win leniency if they had procedures to ferret out illegal conduct. In 1996, companies got an additional nudge when the Delaware Chancery Court held that corporate directors could be held personally liable for failing to institute proper compliance programs to prevent illegal acts by employees.

As a result, codes of ethics, ethics officers, anonymous hot lines and other programs have been cropping up in companies large and small. Still, said Mark Schwartz, a business-ethics lecturer at the Wharton School of the University of Pennsylvania, "When it comes to actually providing for protections for employees against reprisals or other forms of harassment, companies have a long way to go."

When Mr. Andersen gives speeches, he often begins with the line, "Hi, my name is Martin Andersen. and I'm a whistle-blower," a play on the introduction made famous by Alcoholics Anonymous. He says it captures the stigma attached to the word. If the halo effect surrounding Ms. Watkins endures after the Enron case, perhaps he can change his introduction.

<http://www.nytimes.com/2002/02/10/business/yourmoney/10WHIS.html?ex=1014437932&ei=1&en=974fd602f47812e9>

HOW TO ADVERTISE

11A-3

For information on advertising in e-mail newsletters or other creative advertising opportunities with The New York Times on the Web, please contact Alyson Racer at alyson@nytimes.com or visit our online media kit at <http://www.nytimes.com/adinfo>

For general information about NYTimes.com, write to help@nytimes.com.

Copyright 2002 The New York Times Company

1A-4

Folder Profile	
Control # 2002-003683	Name Letter to Secretary Spencer Abraham from William Hogan.
Priority Important Critical	Folder Trigger Letter
DOE Addressee Spencer Abraham	Source PM-O
Subject Text William Hogan, Harvard University, invites Secretary Abraham to be a keynote speaker at the XIII Repsol YPF-Harvard Seminar on Energy Policy on 6/21/02 thru 6/22/02	Date Received 2/25/02
Action Office # Regular	Correspondence Date 2/21/02
Signature/Approval NA	RIDS Information Head of Agency
Action Requested Appropriate Action	Sensitivity Not Applicable
Special Instructions cc:ES/Green	Classification None
	Point of Contact CUNNINGD
	Organization ID EXECCORR2
	Assigned To SL/Johnston
	Date Due
	Date Completed 2/26/02

release

12

HARVARD UNIVERSITY
JOHN F. KENNEDY SCHOOL OF GOVERNMENT

WILLIAM W. HOGAN
Lucius N. Littauer Professor
of Public Policy and Administration



79 JOHN F. KENNEDY STREET
CAMBRIDGE, MASSACHUSETTS 02138
Phone: (617) 495-1317
Fax: (617) 495-1635
E-Mail: William_Hogan@harvard.edu
<http://ksgwww.harvard.edu/people/whogan>

February 21, 2002

The Honorable Spencer Abraham
Secretary of Energy
U.S. Department of Energy
1000 Independence Avenue SW
Washington, DC 20588

2002-003683 2/25 A 10:25

Dear Secretary Abraham:

Together with Alfonso Cortina, CEO of Repsol YPF, I write to invite you to be the Keynote speaker at the XIII Repsol YPF - Harvard Seminar on Energy Policy. The XIII Seminar, to be held in Santander, Spain, on June 21-22, 2002 has as its title, "Thinking the Unthinkable." Although we selected this year's theme before the events of September 11 and the separate problems with Enron, both have made the issues more important. There can be no greater proof of the accuracy of the main idea underlying these Seminars - that energy markets change with blinding speed and unexpected consequences - than the developments that have occurred since the XII Seminar met in Palma de Mallorca in July 2001.

We would be honored if your schedule will allow you to give the Keynote. We would look to you to give an overview of energy policy with an international perspective. The challenges for energy markets, environmental protection, and the intersections with security concerns are all of interest to the participants. Of course, you would be the best judge of the focus of your remarks.

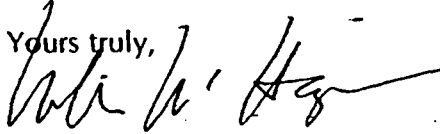
For more than a decade Repsol YPF and Harvard have organized these seminars in Spain and Latin America to provide an opportunity for energy industry executives, government officials and academics centrally interested in developments in international energy markets and policies to consider those issues in a setting that is conducive to rational, calm discussion of these often contentious issues. The Seminar format includes several sessions that follow the Keynote speaker, including substantial periods for questions and discussion among the participants. These are usually about 40 senior people from the energy industry worldwide. I have always found the participants to be very knowledgeable, and your address would be carefully considered by the group.

Repsol YPF and Harvard take great pains to make these seminars both substantive and enjoyable. You and your guest will be the guests of Repsol YPF at the Hotel Real in

12A

Santander during the Seminar, with an opportunity to enjoy the best of this region of Spain. In addition, there will be a special program for accompanying friends. As tribute to the substantive discussions, we publish the Proceedings of the various Seminars, and for your information, I have enclosed a copy of the *Proceedings* of the 2000 Seminar.

I will call you soon to follow up on this invitation and to answer any questions you may have. I look forward to talking with you.

Yours truly,


Enclosures:

Draft agenda, XIII Repsol YPF - Harvard Seminar on Energy Policy, Santander, Spain, June 21-22, 2002.

XII Repsol YPF - Harvard Seminar, *Energy Policies and Markets: New Trends or Old Cycles?*, Buenos Aires, December, 2000.

cc: Alfonso Cortina, Repsol YPF

HARVARD
UNIVERSITY



JOHN F. KENNEDY
SCHOOL OF GOVERNMENT

REPSOL YPF-HARVARD SEMINARS ON ENERGY POLICY

AGENDA
XIII REPSOL YPF – HARVARD SEMINAR ON ENERGY POLICY

HOTEL REAL
SANTANDER, SPAIN
JUNE 21 – 22, 2002

THINKING THE UNTHINKABLE

Events from the destruction of the World Trade Center, to the declaration of a war on terrorism, currency instability in Argentina, the collapse of Enron and, on the plus side, the successful introduction of the Euro combine to teach one lesson: what was unthinkable less than a year ago, is a daily fact of life today. Not surprisingly, many of these events have important implications for the energy industries: its supplies come from nations subject to increased instability, and its markets are increasingly built around the deregulated and trading models pioneered by Enron.

The fact that many of these developments were "unthinkable" when last we met – who could have predicted that America would be attacked, or that Enron would collapse, or that we would enter a new phase of "the Great Game" in central Asia – makes it timely and imperative that we expand our intellectual horizons and "think the unthinkable".

The first session attempts to define the new political context in which we will be operating in the near- and longer- term future; the second will involve a discussion of how the new realities might be confronted; the third will focus on one of these new realities, the possible retreat from deregulation and reliance on markets in response to the problems at Enron.

SESSION I

THE REALITIES OF THE POST-SEPTEMBER 11 WORLD AND THE NEW GEOPOLITICS OF ENERGY

The Need for Decisive and Muscular Policies

The Need for Conciliation and Cooperation

The New World as Seen by Producers in the Middle East

The New World as Seen by Russia

Oil and World Security

Center for Business and Government
Weil Hall, 79 John F. Kennedy Street
Cambridge, Massachusetts 02138
617-495-1317
Fax 617-495-1635

12B

B

SESSION II

CONFRONTING THE NEW REALITIES: POLICIES FOR THE POST-SEPTEMBER 11 WORLD

The Chimera of Energy Independence: Sensible Approaches to Energy Security

Environmental Policy, the Kyoto Protocol, and Their Relation to Energy Security

Managing Enterprise Risk in an Age of Increased Unpredictability

Planning in a World of Change and Vulnerability

SESSION III

LIBERALIZATION AND ENERGY TRADING IN THE AFTERMATH OF THE SHOCKS OF 2001

The Somewhat Dimmer Outlook for Deregulation: An Overview

The Outlook for Liberalization of Energy Markets in an Age of Increased Uncertainty

The Future Shape of Energy Trading

The Future Shape of Regulation of Energy Trading

12B-1

Folder Profile	
Control # 2002-004674	Name Fax to Secretary Abraham from Brooke Emmerick, The Pro
Priority Important	Folder Trigger Invitation
DOE Addressee Spencer Abraham	Source PM-O
Subject Text Brooke Emmerick, The Progress & Freedom ... Foundation, invites Secretary Abraham to attend a seminar on 3/8/02 from 12:00 to 2:00 p.m. in Washington, DC	Date Received 3/7/02
Action Office # Regular	Correspondence Date 3/7/02
Signature/Approval NA	RIDS Information Head of Agency
Action Requested Appropriate Action	Sensitivity NA
Special Instructions received in ES on 3/7/02	Classification None
	Point of Contact CUNNINGD
	Organization ID EXECCORR2
	Assigned To SL/Johnston
	Date Due
	Date Completed 3/7/02

13

2002-004674 Mar 7 A 8:48



Energy Deregulation After Enron

YOU ARE INVITED . . .

*to the second in this year's series of
Progress & Freedom Foundation Congressional Seminars:*

Topic:

Was the failure of Enron the failure of deregulation? That depends on whether one believes Enron was really a force for deregulation or simply sought special regulation for itself. The Progress & Freedom Foundation is assembling a panel of experts to help answer those and other questions concerning the future of electricity deregulation.

When: Friday, March 8, 2002, 12:00 – 2:00 p.m.

Where: Room B369, Rayburn House Office Building

Program:

Introduction: • Jeffrey A. Eisenach, *President*
The Progress & Freedom Foundation

Panelists: • Thomas M. Lenard, *Vice President for Research*
The Progress & Freedom Foundation
• Fred Smith, *President, Competitive Enterprise Institute*
• Peter Van Doren, *Editor, Regulation, The Cato Institute*
• Jim Glotfelty, *Senior Policy Advisor, U.S. Department of Energy*

Register by Fax: Fill out the form below and Fax to: 202/289-6079
Register by Phone: Ms. Brooke Emmerick, 202/289-8928
Register via Email: bemmerick@pff.org

A buffet lunch will be served.

Name _____

Affiliation _____

Address _____

City/State/Zip _____

Phone _____ **Fax** _____ **E-Mail** _____

13A