

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

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

**NOTICE OF (1) COMMENCEMENT OF CHAPTER 11 CASES; (2) MEETING
OF CREDITORS PURSUANT TO SECTION 341(a) OF THE BANKRUPTCY CODE;
AND (3) ESTABLISHMENT OF BAR DATE FOR FILING PROOFS OF CLAIM
AGAINST THE ESTATES**

**THIS NOTICE DESCRIBES IMPORTANT DEADLINES AND PROCEDURES THAT AFFECT
YOUR LEGAL RIGHTS. YOU MAY WISH TO CONSULT WITH AN ATTORNEY TO
PROTECT YOUR RIGHTS.**

SUMMARY OF IMPORTANT DATES

Petition Dates	October 3, 2003
Meeting of Creditors Under Section 341(a) of the Bankruptcy Code	December 3, 2003 2:00 p.m. (Central Time) Fritz G. Lanham Federal Building 819 Taylor Street, Room 7A24, Fort Worth, Texas 76102
Claims Bar Date	December 16, 2003 at 5:00 p.m. (Prevailing Eastern Time)

FILING OF CHAPTER 11 BANKRUPTCY CASES

On July 14 and July 15, 2003 and August 18, 2003, Mirant Corporation and several of its affiliates (collectively, the "Initial Debtors") each filed voluntary petitions for relief under chapter 11 of title 11 of the United States Code, 11 U.S.C. §§ 101-1330, as amended (the "Bankruptcy Code") in the United States Bankruptcy Court for the Northern District of Texas, Fort Worth Division (the "Court"). The Initial Debtors' chapter 11 cases are pending before the Honorable D. Michael Lynn.

On October 3, 2003, Mirant Wrightsville Investments, Inc., Wrightsville Power Facility, LLC, Wrightsville Development Funding, LLC, and Mirant Wrightsville Management, Inc. (collectively, the "Wrightsville Debtors") also filed voluntary petitions for relief under chapter 11 of title 11 of the United States Code, 11 U.S.C. §§101-1330.

The Wrightsville Debtors' Chapter 11 cases will be jointly administered with the Initial Debtors' Chapter 11 case no. 03-46590. Each Wrightsville Debtor and its respective case number appears on Schedule A appended hereto.

CLAIMS, CLAIMS BAR DATE, AND SCHEDULES

The Court presiding over the above-captioned chapter 11 cases has entered its *Order Pursuant to Bankruptcy Rule 3003(c) (I) Establishing a Bar Date for Filing Certain Proofs of Claim; (II) Establishing Ramifications for Failure to Comply Therewith; (III) Approving Proof of Claim Form and Consolidated Notice of (A) Case Commencement, (B) Bar Date, and (C) Meeting of Creditors Under Section 341(a) of the Bankruptcy Code; and (IV) Approving Notice and Publication Procedures* (the "Order") establishing **December 16, 2003 at 5:00 p.m. Prevailing Eastern Time (the "Claims Bar Date")** as the deadline for creditors of the Initial Debtors to file proofs of claim against the Debtors' estates. By order dated October 8, 2003, the Court has established that this Claims Bar Date also applies to the Wrightsville Debtors. This notice is only a summary of the Order. All creditors and other parties in interest are referred to the text of the Order itself and to the Bankruptcy Code, Bankruptcy Rules and Local Bankruptcy Rules for additional information regarding the filing and treatment of proofs of claim and should consult with their own legal advisors.

A proof of claim is a signed statement describing a creditor's claim. Creditors receiving this notice by mail should receive a proof of claim form customized for these cases. If you need additional proof of claim forms, you may contact Claims Agent: Mirant Corporation, c/o Bankruptcy Services, L.L.C., 757 Third Avenue, 3rd Floor, New York, NY 10017; Fax (646) 282-2550; E-mail: Mirantinfo@bsillc.com.

Under the Bankruptcy Code and as utilized in this notice and the Order, the term "claim" has been given the broadest possible definition, and includes any right to payment, whether in contract, tort, or by statute, and whether or not such right is reduced to judgment, liquidated, unliquidated, fixed, contingent, matured, unmatured, disputed, undisputed, legal, equitable, secured, priority, or unsecured as of the Petition Date for each Debtor.

The Wrightsville Debtors intend to file their Schedules of Assets and Liabilities by December 2, 2003 (the "Schedules").¹ The Schedules may be amended from time to time. The Schedules and any amendments thereto may be inspected at the office of Clerk of the Bankruptcy Court, Eldon B. Mahon United States Courthouse, 501 W. Tenth Street, Fort Worth, Texas 76102. You may obtain information concerning your particular claim on BSI's web site. If your claim is listed in the Schedules, and is not listed as disputed, contingent or unliquidated, your claim will be allowed in the amount scheduled unless you file a proof of claim or you are sent further notice about the claim. If a liability based upon the same facts and circumstances is listed on the Schedules for more than one Debtor (i.e., duplicate listings), you will be allowed only one recovery on your claim. Whether or not your claim is scheduled, you are permitted to file a proof of claim.

If you assert a claim against any of the Debtors, you must file a proof of claim if:

- (a) your claim has not been listed by any of the Debtors in their respective Schedules;
- (b) you disagree with the amount of the claim scheduled by any of the Debtors in their respective Schedules;
- (c) any of the Debtors have scheduled your claim as disputed, contingent or unliquidated;
- (d) you believe your claim to be a secured claim, and any of the Debtors have not so scheduled your Claim; or
- (e) you believe your claim to be entitled to priority under the Bankruptcy Code, and any of the Debtors have not so scheduled your claim.

If you fail timely to file a proof of claim, and your claim is not scheduled, is scheduled for \$0.00, or is scheduled as disputed, unknown, contingent or unliquidated in the Schedules:

¹ Unless Ordered otherwise by the Court.

- (a) Your claim will be disallowed and you will not receive any distribution under any plan(s) that may be confirmed in these chapter 11 cases; and
- (b) You nevertheless will be bound by the terms of any plan(s) that may be confirmed in these chapter 11 cases.

SPECIAL CLAIMS

For claims arising from rejection of executory contracts or unexpired leases pursuant to section 365 of the Bankruptcy Code, the last day to file a proof of claim is the later of (a) Claims Bar Date or (b) thirty (30) days after the date of mailing of notice of entry of the order authorizing rejection.

For claims arising from recovery by the Debtor(s) of estate property transferred to you by the Debtor(s) prior to the Petition Date as a voidable transfer, the last day to file a proof of claim is the later of (i) Claims Bar Date or (ii) the first business day that is at least thirty (30) calendar days after the mailing of the notice of entry of an order or judgment avoiding a transfer.

For claims arising after the commencement of the cases for a tax entitled to priority under section 507(a)(8) of the Bankruptcy Code (as described in section 502(i) of the Bankruptcy Code), the last day to file a proof of claim is the later of (i) the Claims Bar Date or (ii) the first business day that is at least thirty (30) calendar days after the relevant tax claim arises.

For claims asserted by a co-debtor, surety or guarantor that may be filed under section 501(b) of the Bankruptcy Code, the last day to file proofs of claim is January 16, 2004.

The last day for the Debtors to file a proof of claim in these cases pursuant to Rule 3004 of the Federal Rules of Bankruptcy Procedure is governed by the terms of Bankruptcy Rule 3004.

Pursuant to Bankruptcy Rule 3002(c)(1), the last date and time for filing proofs of claim by governmental units (as defined in section 101(27) of the Bankruptcy Code) is March 31, 2004 at 5:00 p.m. Prevailing Eastern Time.

The Order does not establish any deadline for the payment of administrative expenses arising under sections 503, 507(a)(1), 507(b), 330(a), 331 or 364 of the Bankruptcy Code.

The following persons and entities need **not** file a proof of claim by the Claims Bar Date:

- (a) any person or entity that has already properly filed, with the Clerk of the United States Bankruptcy Court for the Northern District of Texas, a proof of claim against the Debtors using a claim form which substantially conforms to Official Form No. 10;
- (b) any person or entity whose claim has been paid by the Debtors;
- (c) any directors, officers or employees of the Debtors as of the Petition Date that have or may have claims against the Debtors for indemnification, contribution, subrogation or reimbursement;
- (d) a Debtor having a claim against another Debtor;
- (e) any direct or indirect non-debtor subsidiary of a Debtor having a claim against a Debtor; and
- (f) any professionals whose retention in these chapter 11 cases was approved by the Court, except that the Ordinary Course Professionals approved under the "Order Pursuant to Sections 327 and 328 of the Bankruptcy

Code Authorizing Employment of Professionals Used in the Ordinary Course of Business,” are required to file proofs of claim.

**INSTRUCTIONS FOR FILING PROOFS OF CLAIM AND
CONSEQUENCES FOR FAILURE TO TIMELY FILE CLAIM**

Any proof of claim filed after the Claims Bar Date or other applicable deadline will be disallowed. Any person or entity that is required by the Order to file a proof of claim and fails to do so by the Claims Bar Date or other applicable deadline set forth herein shall not be treated as a creditor for purposes of voting or receiving distributions in these cases, and any claim of such person or entity will be discharged and forever barred. Each creditor and recipient of this Notice and their respective agents and attorneys have an affirmative duty to review this notice and timely file any proof of claim on or before the Claims Bar Date or other applicable deadline, or be forever barred from filing or asserting any such claim. Each creditor and recipient of this notice is personally responsible for reviewing this notice and timely filing any proof of claim and should not rely upon their respective agents and attorneys to meet the deadlines specified in this notice.

PROOFS OF CLAIM MUST BE FILED SO THAT THEY ARE ACTUALLY RECEIVED BY THE CLAIMS AGENT APPOINTED BY THE COURT, BANKRUPTCY SERVICES, LLC, ON OR BEFORE THE CLAIMS BAR DATE, DECEMBER 16, 2003, AT 5:00 P.M. PREVAILING EASTERN TIME, EXCEPT AS STATED HEREIN. PROOFS OF CLAIM MAY BE FILED BY MAIL ADDRESSED TO:

Claims Agent: Mirant Corporation
c/o Bankruptcy Services, L.L.C.
Grand Central Station
P. O. Box 4613
New York, NY 10163-4613

OR FILED IN PERSON, BY PERSONAL SERVICE OR FEDERAL EXPRESS ADDRESSED TO:

Mirant Corporation
c/o Bankruptcy Services, L.L.C.
757 Third Avenue, 3rd Floor
New York, NY 10017

You are encouraged to use the enclosed form of proof of claim. You must indicate the Debtor(s) against which you assert your claim. If you assert the same claim against more than one of the above-captioned debtors and debtors-in-possession, you should file a separate proof of claim against each Debtor(s) against which such claim is asserted. Additionally, if you assert different claims, based upon different facts and circumstances, against different Debtors, you should also complete separate proofs of claim.

Proofs of claim must be filed in the English language and, pursuant to section 502(b) of the Bankruptcy Code, amounts due shall be stated in lawful currency of the United States as of the Petition Date. Do not file your proof of claim with, or send copies of proofs of claim to, the Debtors. Pursuant to the Order, proofs of claim not filed with (i.e., actually received by) the Claims Agent by the applicable deadline shall be deemed not to be properly or timely filed. To receive an acknowledgment that your proof of claim has been received by the Claims Agent and filed, you must provide with your original proof of claim one additional copy and a postage-paid, self-addressed envelope.

ANY PROOF OF CLAIM PREVIOUSLY PROPERLY FILED WITH THE CLERK OF THE BANKRUPTCY COURT PRIOR TO THE MAILING OF THIS NOTICE SHALL BE DEEMED TO BE AND SHALL BE TREATED AS A PROPERLY FILED CLAIM SUBJECT TO THE RIGHT OF THE DEBTORS OR ANY PARTY IN INTEREST TO OBJECT TO THE ALLOWANCE THEREOF. NO ADDITIONAL PROOF OF CLAIM IS REQUIRED. If you have not filed your proof of claim yet, please file it

with the Claims Agent only; please do not file your proof of claim with the Court or attempt to do so by sending it to the Debtors' counsel.

AMENDMENTS TO CLAIMS, AMENDMENTS TO SCHEDULES, AND CLAIM TRANSFERS

After the deadline for filing claims, a creditor may not seek to amend a claim deemed filed on its behalf under section 1111(a) of the Bankruptcy Code by virtue of the listing of such claim by the Debtors in their respective Schedules if such amendment increases the amount of the claim. After the deadline for filing claims, amendments to timely filed claims shall be allowed without the consent of the applicable Debtor(s) only to the extent that the amended claim is based on the same facts and circumstances as the timely asserted claim, and then only if the additional amounts asserted by the amended claim were not reasonably ascertainable by the applicable deadline.

Following notice of any amendment to the Schedules reducing the amount of a scheduled claim, or that reclassifies a scheduled, undisputed, liquidated or non-contingent claim as disputed, unliquidated or contingent, any creditor so affected shall have until the later of (i) the Claims Bar Date or (ii) thirty (30) days after the mailing of notice of the amendment, to file a proof of claim; provided, however, that following the Claims Bar Date, proofs of claim filed as a result of amendments to the Schedules shall be limited in amount to the amount previously scheduled by the Debtor(s), unless the creditor has otherwise timely filed a proof of claim. No extension of time is granted if the Debtors' amendment to its Schedules increases the claim deemed filed under section 1111(a) of the Bankruptcy Code. Amendments to the Schedules regarding creditors who previously have filed proofs of claim shall not affect any proof of claim already on file or extend the deadline for filing proofs of claim. Nothing set forth herein shall be deemed to preclude the Debtors from objecting to any claim, whether scheduled or filed, on any grounds.

If a timely filed claim is transferred, the transferee must both (i) file a notice of transfer of the claim with the Claims Agent, in accordance with Bankruptcy Rule 3001(e), by forwarding such notice to the Claims Agent, Bankruptcy Services, LLC at either of its addresses indicated above, and (ii) serve a copy of the notice of transfer on the Debtors' counsel addressed to White & Case LLP, Attn: Mark Fuhr, Paralegal, Wachovia Financial Center, 200 South Biscayne Boulevard, Suite 4900, Miami, Florida 33131-2352. To the extent the foregoing is inconsistent with any orders entered with respect to the *Emergency Motion of the Debtors Pursuant to Sections 105(a), 362 and 541 of the Bankruptcy Code for Interim and Final Order Establishing Procedures for (I) Requiring Notice in Advance of Certain Transactions Regarding Claims Against and Equity Interests in Mirant Corporation, and (II) the Imposition of Sanctions for Violating the Notification Procedures*, such orders control.

EQUITY INTEREST HOLDERS

Pursuant to Bankruptcy Rule 3003(b)(2), it is not necessary for an equity security holder to file a proof of interest based solely upon such interest; provided, however, that if an equity holder asserts any rights as a creditor of a Debtor, a proof of claim is required, except as set forth herein.

MEETING OF CREDITORS

A meeting of creditors and equity security holders pursuant to section 341(a) of the Bankruptcy Code has been scheduled for 2:00 p.m. (Prevailing Central Time) on December 3, 2003 at the Fritz G. Lanham Federal Building, 819 Taylor Street, Room 7A24, Fort Worth, Texas 76102. As specified in Bankruptcy Rule 9001(5), the Debtors' representative is required to appear at the meeting of creditors on the date and at the place set forth above for the purpose of being examined under oath. Attendance by creditors at the meeting is welcomed, but not required. At the meeting, the creditors may examine the Debtors' representative as provided for in Bankruptcy

Rule 2003. The meeting may be continued or adjourned from time to time by notice at the meeting, without further written notice.

INFORMATION CONCERNING THESE CASES

Because this case is governed by the Court's General Order regarding administrative procedures for electronic case filing, the Court's docket sheet and documents filed electronically are also accessible at the Court's Internet site, www.txnb.uscourts.gov, through an account obtained from PACER Service Center at 1-800-676-6856. Certain pleadings are also available without charge at www.mirant-caseinfo.com.

Creditors and shareholders with general questions concerning these cases should contact the Debtors' information line at **1-888-870-7626**. Representatives are available between 8:00 a.m. and 5:30 p.m. Prevailing Eastern Time, Monday through Friday.

CREDITORS AND PARTIES IN INTEREST MAY NOT TAKE CERTAIN ACTIONS

A creditor is anyone to whom the Debtors owe money or property or anyone who has a claim or may have a claim against the Debtors that arose at the time of or before the entry of the order for relief concerning the Debtors. Under the Bankruptcy Code, the Debtors are granted certain protection against creditors and other parties in interest. Common examples of prohibited actions by creditors and other parties in interest are contacting the Debtors to demand repayment, taking action against the Debtors to collect money owed to creditors or to take property of the Debtors, and starting or continuing foreclosure actions, repossessions, or wage deductions. The Court may penalize creditors or parties in interest who take any actions against the Debtors. A creditor or other party in interest who is considering taking action against any of the Debtors or property of any of the Debtors should review section 362 of the Bankruptcy Code and may wish to seek legal advice. **The staffs of the bankruptcy court and the United States Trustee's Office are not permitted to give legal advice to creditors or other parties in interest.**

ENTRY OF ORDER RESTRICTING PURSUIT OF CERTAIN PERSONS

On August 6, 2003, the Bankruptcy Court entered an Order Restricting Pursuit of Certain Persons (the "Protected Persons Order"). The Court extended the Protected Persons Order by subsequent Order dated September 29, 2003 (the "Extension Order"). Please be advised that the Protected Persons Order prohibits certain litigation against members of at least three groups: (1) professionals employed pursuant to 11 U.S.C. §§ 327, 1103, or 1104(b) whose compensation is subject to court review and who are not afforded indemnity by any Debtor or any other entity in connection with these cases ("Protected Professionals"); (2) directors and managers who are employed or terminated during these cases, other than for cause ("Protected Managers"); and (3) members of committees ("Committee Entities") appointed pursuant to 11 U.S.C. § 1102 ("Committee Members") (collectively, the "Protected Persons").

Under the Protected Persons Order, any act or omission by a Protected Person that is made or taken pursuant to an order of the Bankruptcy Court or the authorities and duties created or granted by the Bankruptcy Code, to the extent applicable in the Debtors' cases, would not provide the basis for a valid claim or cause of action against such Protected Person or a Committee Entity provided that (i) such act or omission was made or taken in good faith; (ii) the order pursuant to which such act or omission was made or taken was not obtained by, or the statutory basis for such act or omission did not exist by reason of, fraud in which such Protected Person participated; and (iii) such act or omission did not involve (a) if such Protected Person is a Protected Manager, conduct for which such Protected Manager is not entitled to indemnity by a Debtor under applicable corporate law; (b) for any other Protected Person, conduct that amounted to gross negligence or reckless or willful misconduct under the law as it

exists in Texas; or (c) with respect to a Committee Entity, an attempt to obtain a direct or indirect benefit or advantage for such Committee Entity to which such Committee Entity was not entitled.

Any entity may seek relief from the effect of the Protected Persons Order in the Bankruptcy Court upon 10 days notice to the Debtors, any committee appointed in these cases, and the Protected Person or Committee Entity against whom such entity wishes to commence litigation. Nothing in the Protected Persons Order shall limit the right of any party to seek relief in the Bankruptcy Court to prevent or stay pursuit of any entity in litigation not covered by the Protected Persons Order. The Protected Persons Order and the Extension Order are available on BSI's website at www.bsillc.com.

DATED: October 15, 2003

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Miami, FL 33131

Counsel for Debtors and Debtors in Possession

SCHEDULE A

Entity Name

Case Number

Debtor	Petition Date	Address	Case Number	EIN
Mirant Wrightsville Investments, Inc.	10/3/03	1155 Perimeter Center West Atlanta, GA 30338-5416	03-49548	58-2565073
Wrightsville Power Facility, LLC	10/3/03	1155 Perimeter Center West Atlanta, GA 30338-5416	03-49553	58-2566058
Wrightsville Development Funding, LLC	10/3/03	1155 Perimeter Center West Atlanta, GA 30338-5416	03-49555	58-2565070
Mirant Wrightsville Management, Inc.	10/3/03	1155 Perimeter Center West Atlanta, GA 30338-5416	03-49556	58-2565102