

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

U.S. BANKRUPTCY COURT  
 NORTHERN DISTRICT OF TEXAS  
**ENTERED**  
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 ON THE [unclear] DOCKET

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

**ORDER PURSUANT TO 11 U.S.C. §§ 105(a) AND 363(b)**  
**EXTENDING THE EXPIRATION OF THE SEVERANCE PLANS**

Upon consideration of the motion dated November 25, 2003 (the "Motion") of Mirant Corporation and its affiliated debtors, as debtors and debtors-in-possession (collectively, the "Debtors"), for the entry of an order pursuant to sections 105(a) and 363(b) of chapter 11 of title 11 of the United States Code, 11 U.S.C. §§ 101-1330, as amended (the "Bankruptcy Code"), extending the expiration of the Severance Plans,<sup>1</sup> and it appearing that the Court has jurisdiction over this matter and the relief requested in accordance with 28 U.S.C. sections 157 and 1334; and it appearing that due notice of the Motion has been provided as set forth in the Motion, and that no other or further notice need be provided; and it further appearing that the relief requested in the Motion is in the best interests of the Debtors and their estates and creditors; and upon all of the proceedings heard before the Court; and after due deliberation and sufficient cause appearing therefor, it is

**ORDERED** that the Motion is GRANTED in full and in all respects; and it is further

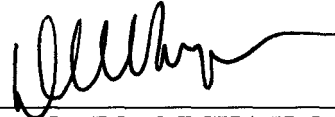
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<sup>1</sup> Capitalized terms not otherwise defined herein shall bear the same meanings ascribed to them in the Motion.

**ORDERED** that pending the Court's entry of an order approving modified severance plans for the Debtors' employees and the KERP, the Debtors are authorized, but not required, to (1) extend and continue the Severance Plans on their current terms, and (2) continue performing their obligations under the Severance Plans to the same extent permitted by the Approval Orders; provided, that no payments shall be made under the Retention Agreements (as defined in Debtors' Motion For an Order Authorizing the Debtors to Pay Prepetition Wages, Compensation and Employee Benefits and Granting Related Relief, dated July 14, 2003), absent further order of the Court; and it is further

**ORDERED** that the Court shall retain jurisdiction to hear and determine all matters relating to implementation and enforcement of this Order.

Dated: Dec. 29., 2003.



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HONORABLE D. MICHAEL LYNN  
UNITED STATES BANKRUPTCY JUDGE