

ENTERED

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

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

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

**ORDER GRANTING JOINT MOTION TO APPROVE
STIPULATION EXTENDING BAR DATE TO FILE PROOF OF CLAIM**

Upon the motion, dated March 3, 2004 (the "Motion"),¹ filed by Mirant Corporation and its affiliated debtors (collectively, the "Debtors"), and 901 F. Street Venture LLC ("F. Street Venture") for the entry of an order, pursuant to 11 U.S.C. § 105 of title 11 of the United States Code (the "Bankruptcy Code") to: (i) approve the Stipulation (attached hereto as Exhibit A); and (ii) extend the bar date so that the last date to file a proof of claim against the Debtors arising from the rejection of the Existing Lease and the Non-Disturbance Agreement is June 1, 2003; and it appearing that the Court has jurisdiction over this matter; and it appearing that due notice of the Motion has been provided, and that no other or further notice need be provided; upon all of the proceedings had before the Court; and after due deliberation and sufficient cause appearing therefor,

It is hereby:

ORDERED that the Motion is hereby GRANTED as set forth herein; it is further

ORDERED that the Stipulation is APPROVED; and it is

¹ Any capitalized term not otherwise defined in this order will have the meaning ascribed to such term in the Motion.

ORDERED that, pursuant to the Stipulation the last date to file a timely proof of claim against the Debtors arising from the rejection of the Existing Lease and the Non-Disturbance Agreement is June 1, 2004.

Dated: March 31, 2004



HONORABLE D. MICHAEL LYNN
UNITED STATES BANKRUPTCY JUDGE

EXHIBIT “A”

Thomas E Lauria
State Bar No. 11998025
WHITE & CASE LLP
Wachovia Financial Center
200 South Biscayne Blvd.
Miami, FL 33131
Telephone: (305) 371-2700
Facsimile: (305) 358-5744

Robin Phelan
State Bar No. 15903000
Judith Elkin
State Bar No. 06522200
HAYNES AND BOONE, LLP
901 Main Street
Suite 3100
Dallas, TX 75202
Telephone: (214) 651-5000
Facsimile: (214) 651-5940

ATTORNEYS FOR THE DEBTORS AND DEBTORS-IN-POSSESSION

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

In re:

MIRANT CORPORATION, et al.,

Debtors.

Chapter 11

Case No. 03-46590 (DML)

(Jointly Administered)

STIPULATION EXTENDING BAR DATE TO FILE PROOF OF CLAIM

TO THE HONORABLE UNITED STATES BANKRUPTCY JUDGE:

Mirant Corporation and its affiliated debtors (collectively, the "Debtors" or "Mirant"), debtor and debtor-in-possession herein, and 901 F. Street Venture LLC ("F. Street Venture") file this Stipulation Extending Bar Date to File Proof of Claim (the "Stipulation") and hereby stipulate and agree to the following:

1. Mirant, formerly known as Southern Energy, Inc., and F. Street Venture entered into a "Lease Agreement" dated November 9, 2000, as amended on September 1, 2001 and February 21, 2003 (as amended from time to time, the "Existing Lease").

2. Mirant, F. Street Venture and New York Life Insurance Company (the "Lender") entered into the related agreement, the "Estoppel, Subordination, Non-Disturbance and Attornment Agreement" dated July 6, 2001 (the "Non-Disturbance Agreement").

3. On or about February 25, 2004, the Court entered its Order Granting Debtors' Motion Requesting Authority Pursuant 11 U.S.C. §§ 363 and 365 to (I) Enter into the Agreement of Lease Between Mirant Corporation and 601 Thirteenth Street, N.W. Associates Limited Partnership; And (II) to Reject (A) the Lease Agreement Between Mirant Corporation and 901 F. Street Venture, LLC and (B) the Related Agreement Among Mirant Corporation, 901 F. Street Venture, LLC and New York Life Insurance Company (the "Order").

4. Pursuant to the Order, the Existing Lease and the Non-Disturbance Agreement are rejected by Mirant Corporation effective March 30, 2004.

5. Pursuant to the Order, the last date to timely file a proof of claim against the Debtors arising from the rejection of the Existing Lease and the Non-Disturbance Agreement is the first business day that is at least (30) calendar days after the mailing of the notice of entry of this Order.

6. The Parties have agreed that the bar date should be extended so that the last date to timely file a proof of claim against the Debtors arising from the rejection of the Existing Lease and the Non-Disturbance Agreement should be the first business day that is sixty days (60) from March 30, 2004. The Parties have agreed that extending this deadline is in their best interests.

7. To that end, the Parties have agreed to extend the bar date to **June 1, 2004**.

RESPECTFULLY SUBMITTED THIS 4TH DAY OF MARCH, 2004.

HAYNES AND BOONE, LLP
201 Main Street
Suite 2200
Fort Worth, Texas 76102
(817) 347-6610
(817) 348-2300 (Fax)

By /s/ Frances A. Smith
Robin Phelan
State Bar No. 15903000
Judith Elkin
State Bar No. 06522200
Frances A. Smith
State Bar No. 24033084

-and-

Thomas E Lauria
State Bar No. 11998025
WHITE & CASE LLP
Wachovia Financial Center
200 South Biscayne Blvd.
Miami, Florida 33131
(305) 371-2700

**ATTORNEYS FOR THE DEBTORS AND
DEBTORS-IN-POSSESSION**

AGREED:

901 F. STREET VENTURE, LLC

/s/ Ronald S. Gart

Ronald S. Gart, Esq.

Powell, Goldstein, Frazer & Murphy

LLP

1001 Pennsylvania Avenue, N.W.

Sixth Floor

Washington, DC 20004

New York Life Insurance Company

51 Madison Avenue

New York, NY 10010

Attn: Real Estate Department

Real Estate Vice President

Loan Administration,

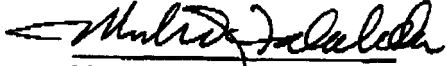
Loan No. 72-6347

AGREED:

901 F. STREET VENTURE, LLC

/s/

Ronald S. Gart, Esq.
Powell, Goldstein, Frazer & Murphy
LLP
1001 Pennsylvania Avenue, N.W.
Sixth Floor
Washington, DC 20004



New York Life Insurance Company
51 Madison Avenue
New York, NY 10010
Attn: Real Estate Department
Real Estate Vice President
Loan Administration,
Loan No. 72-6347