

50-275/523

KAYE SCHOLER LLP  
Marc S. Cohen (SBN 65486)  
Ashleigh A. Danker (SBN 138419)  
1999 Avenue of the Stars, Suite 1700  
Los Angeles, California 90067  
Telephone: (310) 788-1000  
Facsimile: (310) 788-1200

[Proposed] Attorneys for The Official Committee  
of Participant Creditors of California Power  
Exchange Corporation

UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

KAYE SCHOLER LLP

In re )  
 )  
PACIFIC GAS AND ELECTRIC COMPANY )  
 )  
Debtor. )

CASE NO. 01-30923 DM  
Chapter 11

**DECLARATION OF SERVICE BY  
MAIL OF REQUEST FOR SPECIAL  
NOTICE**

[No Hearing Required]

*Acc 1 Add: Kids Cgc Mail Center*

KAYE SCHOLER LLP

PROOF OF SERVICE

STATE OF CALIFORNIA )
COUNTY OF LOS ANGELES ) ss.

I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action. My business address is 1999 Avenue of the Stars, Suite 1700, Los Angeles, California 90067.

On August 21 2001, I served the document attached hereto and described as REQUEST FOR SPECIAL NOTICE on the interested parties in this action by placing a true copy thereof enclosed in a sealed envelope addressed as follows:

[SEE ATTACHED SERVICE LIST]

X (BY MAIL) In accordance with the regular mail collection and processing practices of this business office, with which I am familiar, by means of which mail is deposited with the United States Postal Service at Los Angeles, California that same day in the ordinary course of business, I deposited such sealed envelope for collection and mailing on this same date following ordinary business practices.

FEDERAL

X I declare that I am employed in the office of a member of the bar of this Court at whose direction the service was made.

Executed on August 21, 2001, at Los Angeles, California.

TERESA C. KENT
Name

Teresa C Kent
Signature

**COPY**

**FILED**

**AUG - 6 2001**

UNITED STATES BANKRUPTCY COURT  
SAN FRANCISCO, CA

1 KAYE SCHOLER LLP  
2 Marc S. Cohen (SBN 65486)  
3 Ashleigh A. Danker (SBN 138419)  
4 1999 Avenue of the Stars, Suite 1700  
5 Los Angeles, California 90067  
6 Telephone: (310) 788-1000  
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8 [Proposed] Attorneys for The Official Committee  
9 of Participant Creditors of California Power  
10 Exchange Corporation

11 UNITED STATES BANKRUPTCY COURT  
12 NORTHERN DISTRICT OF CALIFORNIA  
13 SAN FRANCISCO DIVISION

14 In re

15 PACIFIC GAS AND ELECTRIC COMPANY

16 Debtor.

) CASE NO. 01-30923 DM

) Chapter 11

) REQUEST FOR SPECIAL NOTICE

) [No Hearing Required]

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19 TO THE CLERK OF THE BANKRUPTCY COURT, THE OFFICE OF THE UNITED  
20 STATES TRUSTEE, THE DEBTOR, PARTIES IN INTEREST, AND COUNSEL OF RECORD:

21 Pursuant to Bankruptcy Rules 2002 and 9007, Kaye Scholer LLP, ("Kaye Scholer"),  
22 attorneys for The Official Committee of Participant Creditors of California Power Exchange  
23 Corporation hereby requests copies of all notices or other documents to be mailed or telecopied to  
24 creditors or parties in interest in the above-captioned case. Kaye Scholer further requests, pursuant  
25 to Bankruptcy Rules 2002 and 9007, that special notice of all matters which may come before the  
26 Court concerning the above-captioned Debtor be given to it as follows:  
27  
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1 Marc S. Cohen, Esq.  
2 Kaye Scholer LLP  
3 1999 Avenue of the Stars, Suite 1700  
4 Los Angeles, CA 90067  
5 Tel: (310) 788-1223 DD  
6 Fax: (310) 229-1823 DD  
7 E-mail: [marccohen@kavescholer.com](mailto:marccohen@kavescholer.com)

8 This request includes, without limitation, the notices and papers referred to in Bankruptcy  
9 Rules 2002, 4001, 6004, 6006, 6007, and 9007 and also includes, without limitation, notices of any  
10 orders, applications, complaints, demands, hearings, motions, petitions, pleadings, or requests, and  
11 any other documents brought before the Court in this case, whether formal or informal whether  
12 written or oral, and whether transmitted or conveyed by mail, delivery, telephone, telegraph, telex, or  
13 otherwise.

14 Neither this Request for Special Notice nor any subsequent appearance, pleading, claim,  
15 proof of claim, document, suit, motion, nor any other writing or conduct, shall constitute a waiver of  
16 the:

- 17 1. Right to have any and all final orders in any and all non-core matters entered only  
18 after *de novo* review by a United States District Court Judge;
- 19 2. Right to a trial by jury in any proceeding as to any and all matters so triable herein,  
20 whether the same be designated legal or private rights, or in any case, controversy or proceeding  
21 related hereto, notwithstanding the designation of such matter as a "core proceeding" pursuant to 28  
22 U.S.C. § 157(b)(2), and whether such jury trial right is pursuant to statute or the United States  
23 Constitution;
- 24 3. Right to have the reference of this matter withdrawn by the United States District  
25 Court in any matter or proceeding subject to mandatory or discretionary withdrawal; and
- 26 4. Other rights, claims, actions, defenses, setoffs, recoupments or other matters to which  
27 Creditor is entitled under any agreement or at law or in equity or under the United States  
28 Constitution.

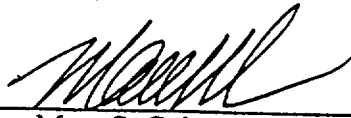
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1 All of the above rights are expressly reserved and preserved without exception and with no  
2 purpose of confessing or conceding jurisdiction in any way by this filing or by any other  
3 participation in these matters.

4 Dated: August 2, 2001

KAYE SCHOLER LLP  
MARC S. COHEN

6  
7 By:   
8 Marc S. Cohen  
9 Attorneys for The Official Committee of Participant  
10 Creditors of California Power Exchange Corporation  
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KAYE SCHULER LLP

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PROOF OF SERVICE

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COUNTY OF LOS ANGELES ) ss.

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On August 2, 2001, I served the foregoing document described as REQUEST FOR SPECIAL NOTICE on the interested parties in this action by placing a true copy thereof enclosed in a sealed envelope addressed as follows:

Counsel for Debtor PG&E  
HOWARD, RICE, NEMEROVSKI, CANADY, FALK & RABKIN  
Three Embarcadero Center, 7th Floor  
San Francisco, California 94111-4065  
Attn: Jerome Ferrer  
Tel: 415/434-1600  
Fax: 415/217-5910

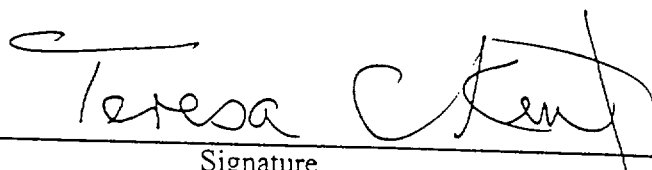
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Executed on August 2, 2001, at Los Angeles, California.

TERESA C. KENT  
Name

  
Signature