

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF MARYLAND  
(Greenbelt Division)**

**In re:**

**NATIONAL ENERGY & GAS  
TRANSMISSION, INC. (f/k/a PG&E  
NATIONAL ENERGY GROUP, INC.), et  
al.**

**Debtors.**

\*

\* Case No.: 03-30459 (PM) and 03-30461 (PM)  
through 03-30464 (PM) and 03-30686 (PM)  
\* through 03-30687 (PM)  
Chapter 11

\*

(Jointly Administered under  
\* Case No.: 03-30459 (PM))

\* \* \* \* \*

**NATIONAL ENERGY & GAS TRANSMISSION, INC.’S  
MOTION FOR SUMMARY JUDGMENT ON (1) ITS MOTION TO ENFORCE  
SUBROGATION RIGHTS AGAINST NEGT ENERGY TRADING POWER, L.P. ON  
ACCOUNT OF GUARANTEE PAYMENT TO LIBERTY ELECTRIC POWER LLC;  
AND (2) OBJECTIONS OF NEGT ENERGY TRADING POWER, L.P. THERETO**

Pursuant to Rule 56 of the Federal Rules of Civil Procedure, as made applicable to this contested matter by Rules 7056 and 9014 of the Federal Rules of Bankruptcy Procedure, National Energy and Gas Transmission, Inc. (“NEGT”), hereby submits this Motion for Summary Judgment on NEGT’s Motion to Enforce Subrogation Rights Against NEGT Energy Trading Power, L.P. (“ET Power”) filed on March 9, 2009 (Docket No. 4161); and (2) the Objections of ET Power to Motion of NEGT to Enforce Subrogation Rights Against ET Power on account of guaranty payment to Liberty Electric Power LLC, filed on April 20, 2009 (Docket No. 4184).

In support thereof, NEGT states that there is no genuine dispute as to any material fact regarding NEGT’s entitlement to enforce subrogation rights against ET Power as a result of the \$140 million payment to Liberty Electric Power LLC on ET Power’s obligation. For the reasons set forth in the corresponding memorandum in support of this motion, NEGT respectfully

requests that the Court enter an order granting summary judgment in favor of NEG. A proposed order is attached hereto as Exhibit 1.

Dated February 5, 2010

Respectfully submitted,

**VINSON & ELKINS L.L.P.**

/s/ Tonya Moffat Ramsey

William E. Lawler, SBM #04944  
The Willard Office Building  
1455 Pennsylvania Ave., N.W.  
Washington, D.C. 20004-1008  
Tel: 202.639.6500

and

James J. Lee, SBT #12074550  
Paul E. Heath, SBT #09355050  
Tonya Moffat Ramsey, SBT #24007692  
Carol C. Payne, SBT #00788865  
Stuart J. Tonkinson, SBT #20129250  
Trammell Crow Center  
2001 Ross Avenue, Suite 3700  
Dallas, Texas 75201  
Tel: 214.220.7700  
Fax: 214.220-7716

**SPECIAL COUNSEL FOR NATIONAL  
ENERGY GAS TRANSMISSION, INC.**

**CERTIFICATE OF SERVICE**

I hereby certify that, on February 5, 2010, a copy of the foregoing pleading was (i) filed with the Court for the United States Bankruptcy Court of the District of Maryland by using the CM/ECF system; (ii) served electronically by the Court's CM/ECF system on all parties registered to receive electronic noticing in this case; and (iii) served by first class U.S. mail, postage prepaid, to counsel for ET Power.

/s/ Tonya M. Ramsey  
One of Counsel

US 252603v.1