

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Richmond Division**

**FEDERAL ENERGY REGULATORY
COMMISSION,**

Petitioner,

v.

Civil Action No. 3:15cv452

**POWHATAN ENERGY FUND,
LLC, et al.,**

Respondents.

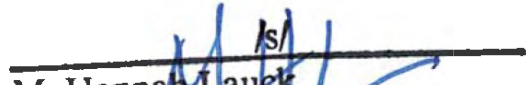
ORDER

This matter comes before the Court on Respondents Powhatan Energy Fund, LLC; Houlian Chen; HEEP Fund, Inc.; and, CU Fund, Inc. (collectively, the “Respondents”) Joint Notice of Procedural Status (the “Respondents’ Notice”), (ECF No. 134), and Petitioner Federal Energy Regulatory Commission’s (“FERC”) Notice Concerning Procedural Status (the “Petitioner’s Notice”), (ECF No. 135).

In the Respondents’ Notice, the Respondents state that after the United States Court of Appeals for the Fourth Circuit affirmed this Court’s denial of Respondents’ Partial Motion to Dismiss, they “are considering filing a petition for certiorari with the Supreme Court of the United States.” (Resp’t. Notice 1–2, ECF No. 134.) FERC states in the Petitioner’s Notice that it “concur[s]” with the position in the Respondents’ Notice “as to its description of the procedural status of this matter, without taking any position on its description of a petition for certiorari, to which [the Respondents] are uniquely situated to speak.” (Pet’r’s. Notice 1, ECF No. 135.)

No Party has addressed whether the Respondents filed a petition for certiorari and the deadline to do so has likely passed. No later than August 11, 2020, the Parties SHALL file a status report addressing the procedural status of this case. This status report SHALL NOT exceed two (2) pages.

It is SO ORDERED.


~~M. Hannah Lauck~~
~~United States District Judge~~
M. Hannah Lauck
United States District Judge

Date: August 4, 2020
Richmond, Virginia