

**UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
RICHMOND DIVISION**

FEDERAL ENERGY REGULATORY COMMISSION,	)	
	)	
Plaintiff,	)	Civil Action No. 3:15-cv-00452 (MHL)
v.	)	
	)	
POWHATAN ENERGY FUND, LLC, HOULIAN "ALAN" CHEN, HEEP FUND, INC., and CU FUND, INC.	)	
	)	
Defendants.	)	
	)	

**PLAINTIFF FEDERAL ENERGY REGULATORY COMMISSION'S  
MOTION FOR PROTECTIVE ORDER**

Plaintiff Federal Energy Regulatory Commission ("FERC") moves for entry of a protective order under Fed. R. Civ. P. 26(c)(1). For the grounds stated in the attached memorandum, FERC seeks a protective order in response to a subpoena issued by Powhatan Energy Fund, LLC to Google LLC related to the personal non-work email communications of FERC employees. Given the close of fact discovery in this case and the rapid approach of Google's possible compliance with the subpoena, FERC respectfully requests either expedited consideration of this motion or a temporary order staying Google's compliance with Powhatan's subpoena pending the Court's review of this motion.<sup>1</sup> In addition, FERC respectfully requests oral argument regarding this motion.

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<sup>1</sup> Counsel for Google has represented to FERC that it intends to comply with Powhatan's subpoena on or before December 31, 2021.

Respectfully Submitted,

/s/ Kevin Dinan

Kevin Dinan (Va. Bar No. 25517)

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*Attorneys for Federal Energy Regulatory  
Commission*

Dated: December 13, 2021

**CERTIFICATE OF SERVICE**

I hereby certify that on December 13, 2021, I filed the foregoing motion with the Clerk's Office, using the CM/ECF system, which will send a notification of such filing to counsel of record in this matter.

/s/ Kevin Dinan

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