

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

|                                       |   |                             |
|---------------------------------------|---|-----------------------------|
| FEDERAL ENERGY REGULATION COMMISSION, | ) |                             |
|                                       | ) |                             |
| Peitioner,                            | ) |                             |
|                                       | ) |                             |
| v.                                    | ) | Case No.: 3:15-CV-00452-MHL |
|                                       | ) |                             |
| POWHATAN ENERGY FUND, LLC, et al.,    | ) |                             |
|                                       | ) |                             |
| Respondents.                          | ) |                             |
|                                       | ) |                             |

**UNOPPOSED JOINT MOTION TO EXTEND DEADLINE FOR  
FILING RESPONSIVE PLEADINGS**

Defendants Powhatan Energy Fund, LLC (“Powhatan”), Houlian “Alan” Chen (“Chen”), HEEP Fund, Inc. (“HEEP”), and CU Fund, Inc. (“CU,” together with Powhatan, Chen, and HEEP, the “Defendants”), by counsel, hereby jointly move that this Honorable Court order a brief extension of the deadline to file their responsive pleadings to the Complaint. In support thereof, Defendants state as follows:

1. Plaintiff’s Complaint was filed on July 31, 2015. An executed Waiver of Service was filed on August 26, 2015.
2. The docket in this case originally stated that the Defendants’ answer deadline was in mid-October 2015. However, on September 4, 2015, the docket was corrected, and an answer deadline of September 29, 2015, was posted.
3. Counsel for the parties have agreed that the Defendants may have through and including October 19, 2015, to file their responsive pleadings to the Plaintiff’s Complaint, subject to the Court’s approval.
4. A proposed Order is attached hereto as **Exhibit A**.

Wherefore, Defendants respectfully request that the Court enlarge the time for them to respond to the Complaint to October 19, 2015, and for such other and further relief that this Court deems proper.

Respectfully submitted:

**POWHATAN ENERGY FUND, LLC**

/s/

---

John S. Davis, Esq. (VSB # 72420)  
Williams Mullen  
P.O. Box 1320  
Richmond, Virginia 23218-1320  
804.420.6296 (Telephone)  
804.420.6507 (Facsimile)  
jsdavis@williamsmullen.com

William M. McSwain, Esq. (*pro hac vice* pending)  
Christian E. Piccolo, Esq. (*pro hac vice* pending)  
Drinker, Biddle & Reath, LLP  
One Logan Square, Suite 2000  
Philadelphia, PA 19103-6996  
215.988.2775 (Telephone)  
215.988.2757 (Facsimile)  
William.McSwain@dbr.com  
Christian.Piccolo@dbr.com

*Counsel for Powhatan Energy Fund, LLC*

**HOULIAN “ALAN” CHEN,  
HEEP FUND, INC., AND  
CU FUND, INC.**

/s/

John N. Estes, III (*pro hac vice* pending)

Donna M. Byrne (*pro hac vice* pending)

Warren T. Allen II (Va. Bar No. 72691)

Skadden, Arps, Slate, Meagher & Flom, LLP

1440 New York Ave., N.W.

Washington, DC 20005

202.371.7950 (Telephone)

202.661.8213 (Facsimile)

John.Estes@skadden.com

Donna.Byrne@skadden.com

Warren.Allen@skadden.com

*Counsel for Houlian Chen, HEEP Fund, Inc. and  
CU Fund, Inc.*

