

**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 the Parties' Joint Notice Concerning Procedural Status (the "Status Update"). (ECF No. 137.)

In the Status Update, the Parties state that the Respondents Powhatan Energy Fund, LLC; Houlian Chen; HEEP Fund, Inc.; and, CU Fund, Inc. (collectively, the "Respondents") "have not filed a petition for certiorari with the Supreme Court of the United States and have until September 12, 2020 to do so." (Status Update 1, ECF No. 137.) The Parties represent that the Respondents "are still considering whether they intend to file a petition by the deadline." (*Id.*)

The Parties also assert that the Respondents "will file an Answer . . . at a time directed by the Court" and that they "are thereafter prepared to participate in a conference to establish a schedule for initial disclosure, discovery and other matters encompassed by" Federal Rule of Civil Procedure 26. (*Id.*) Finally, the Parties "plan to continue discussing settlement, which may render moot other scheduling efforts." (*Id.* 2.)

No later than September 15, 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.

Date: 8/18/2020
Richmond, Virginia

/s/
M. Hannah Lauck
United States District Judge
M. Hannah Lauck
United States District Judge