

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA**

MICHAEL MABEE, )

Plaintiff, )

v. )

FEDERAL ENERGY REGULATORY )  
COMMISSION, )

Defendant. )  
\_\_\_\_\_ )

Civil Action No. 19-3448 (KBJ)

**DEFENDANT FEDERAL ENERGY REGULATORY COMMISSION'S  
JANUARY 7, 2021 STATUS REPORT**

Pursuant to the Court's January 28, 2020, Minute Order, Defendant Federal Energy Regulatory Commission ("FERC") respectfully submits the following Status Report regarding the processing of the FOIA requests at issue in the above-referenced matter.

**Relevant Background**

1. The above-captioned case concerns three (3) Freedom of Information Act ("FOIA") requests filed by Plaintiff Michael Mabee ("Plaintiff") seeking the identities of Unidentified Registered Entities ("URE") associated with numerous FERC Notice of Penalty dockets.
2. On January 28, 2020, the Court issued a Minute Order ("Jan. 28th Order") directing FERC to "process a minimum of 10-15 dockets per month and...issue a response to Plaintiff's FOIA requests on the 30th day of each month...until production is complete."
3. The Jan. 28th Order also requires FERC to file a monthly status report regarding the processing of Plaintiff's FOIA requests on the 7th day of each month.

### Status Report

4. On December 18, 2020, FERC issued a final determination and release letter in connection with the following two (2) dockets: NP11-223 and NP11-251. In doing so, FERC provided Plaintiff with a copy of the public Notices of Penalty with the names of the associated UREs inserted on the first pages of such public NOPs.
5. On December 21, 2020, FERC provided Plaintiff with a response to his FOIA requests as to the following eight (8) dockets: NP11-104; NP11-133; NP11-181; NP11-206; NP12-2; NP12-5; NP13-4; and NP13-30.
6. Based on its internal assessments, FERC denied the release of the URE identities associated with the foregoing eight (8) dockets. *See* Joint Status Report, Doc. 9 at ¶¶ 10-14.
7. FERC anticipates that it will process ten (10) or more additional dockets during the month of January 2021 and will file a Status Report on Monday, February 8, 2021.

Dated: January 12, 2021<sup>1</sup>

Respectfully submitted,

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<sup>1</sup> Defendant apologizes for not timely filing this Status Report on January 7, 2021. The report was timely prepared but inadvertently not filed due to an error made by Defendant's counsel.