

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA,	)	
	)	
Plaintiff,	)	
	)	
and	)	
	)	
DR. RACHEL TUDOR,	)	
	)	
Plaintiff/Intervenor,	)	
	)	
v.	)	CASE NO. 5:15-CV-00324-C
	)	
SOUTHEASTERN OKLAHOMA	)	
STATE UNIVERSITY,	)	
	)	
and	)	
	)	
THE REGIONAL UNIVERSITY	)	
SYSTEM OF OKLAHOMA,	)	
	)	
	)	
Defendants.	)	

**NOTICE OF ORDER FROM  
EASTERN DISTRICT OF OKLAHOMA**

Plaintiff-Intervenor Rachel Tudor hereby notifies this Court, all counsel of record, and Ms. Feleshia Porter that on August 4, 2016 the Honorable Judge Ronald A. White of the Eastern District of Oklahoma issued an order in *In Re Subpoena of Feleshia Porter*, Case No. 6:16-MC-00009-RAW (E.D.Okla. filed August 1, 2016), transferring Dr. Tudor’s motions (Doc. 82-1 with supporting exhibits 82-2 through 80-27) related to Subpoena of Ms. Feleshia Porter (Doc. 77) to the Western District of Oklahoma. The Order of the Eastern District of Oklahoma is appended as an exhibit hereto.

Dr. Tudor’s understanding of the effect of the Eastern District of Oklahoma’s transfer is that this Court now has jurisdiction over Dr. Tudor’s motions: (1) seeking an immediate stay of the currently noticed August 11, 2016 deposition of Ms. Feleshia Porter and production requests included in the subpoena notice, (2) seeking to quash the Porter Subpoena on the grounds of psychotherapist-patient privilege, as well as (3) seeking imposition of sanctions upon Defendants and/or Defendants’ counsel. Dr. Tudor

previously noticed this Court of her motions in Doc. 82.

Dr. Tudor respectfully requests that this Court set a briefing schedule for the response and replies to the transferred Porter Subpoena related motions.

Dated: August 4, 2016

Respectfully Submitted,

/s/ Ezra Young  
Ezra Young (NY Bar No. 5283114)  
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**ATTORNEYS FOR PLAINTIFF/INTERVENOR**

**CERTIFICATE OF SERVICE**

I hereby certify that on August 4, 2016, I electronically filed a copy of the foregoing with the Clerk of Court by using the CM/ECF system, which will automatically serve all counsel of record.

I further certify that on August 4, 2016 I emailed a copy of the foregoing and all exhibits to:

Ms. Feleshia Porter, MS, LPC  
3530 Forest Lane, #55  
Dallas, Texas 75234  
[feleshia@aol.com](mailto:feleshia@aol.com)  
*Pro Se*

/s/ Ezra Young \_\_\_\_\_  
Ezra Young (NY Bar No. 5283114)

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF OKLAHOMA**

In Re Subpoena of Feleshia Porter,

Case No. 16-MC-009-RAW

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**ORDER**

Before the court is the Motion to Quash Subpoena, or in the Alternative, to Transfer to the Western District of Oklahoma, filed by Dr. Rachel Tudor [Docket No. 1], as well as the Motion for Attorney Ezra Young to be Admitted *Pro Hac Vice* [Docket No. 3].

Dr. Rachel Tudor is involved in litigation in the Western District of Oklahoma in an action styled, *United States, et al. v. Southeastern Oklahoma State University, et al.*, Case No. 15-CIV-324-C. That case was filed on March 30, 2015 and is currently pending before the Honorable Robin J. Cauthron.

Federal Rules of Civil Procedure 45 states that when the court where compliance is required did not issue the subpoena, it may transfer a motion under this rule to the issuing court if the person subject to the subpoena consents or if the court finds “exceptional circumstances.” F.R.Civ.P. 45(f). Ms. Feleshia Porter, the non-party subject to the subpoena, has consented to the transfer to the court of issuance [Docket No. 1, Page 17].

Additionally, this court finds that exceptional circumstances exist to support the transfer of this matter to the Western District of Oklahoma. The issuing court is quite familiar with the history of this case, and is best situated to resolve the issue regarding the subpoena issued to Ms. Porter. That case has pending several discovery disputes, including a motion to compel regarding the psychotherapist privilege as to the subpoena at issue here. The issuing court is in a better position to rule on the pending motion to quash, the subsequent compliance with the discovery requests, and the appropriateness of those requests in the context of the litigation as a whole.

For the reasons stated above, the Motion to Transfer the Case to the Western District of Oklahoma is GRANTED. The Motion for Attorney Ezra Young to be Admitted Pro Hac Vice [Docket No. 3] is deemed MOOT.

Dated this 4th day of August, 2016.



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HONORABLE RONALD A. WHITE  
UNITED STATES DISTRICT JUDGE  
EASTERN DISTRICT OF OKLAHOMA