

EXHIBIT C

UNITED STATES INTERNATIONAL TRADE COMMISSION

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In the Matter of

Investigation No.

CERTAIN TOBACCO HEATING ARTICLES

337-TA-1199

AND COMPONENTS THEREOF

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OPEN SESSIONS

Pages: 556 through 829 (with excerpts)

Place: Washington, D.C.

Date: January 27, 2021

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1 UNITED STATES INTERNATIONAL TRADE COMMISSION
2 Washington, D.C.
3 Before the Honorable Clark S. Cheney
4 Administrative Law Judge

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7 In the Matter of Investigation No.
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9 CERTAIN TOBACCO HEATING ARTICLES 337-TA-1199
10 AND COMPONENTS THEREOF
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16 Wednesday, January 27, 2021

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18 EVIDENTIARY HEARING - VOLUME III - REMOTE

19

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21 The parties met, via remote videoconferencing, pursuant to
22 notice of the Administrative Law Judge, at 9:00 a.m.
23 Eastern.

24

25 Reported by: Karen Brynteson, RMR, CRR, FAPR

1 "Answer: None."

2 Did you -- was that -- did I read that
3 correctly?

4 A. Yes.

5 Q. Okay. Now, with regards to PMTAs, isn't it true
6 that at least as of the time of your deposition,
7 Mr. Clissold, you've never, not once, provided counsel on a
8 PMTA that was actually granted?

9 A. That is correct.

10 Q. In your experience, this 25 years of experience,
11 representing companies who are or are in the process of
12 submitting PMTAs, in that 25 years your experience is
13 limited to just two, correct?

14 A. For PMTAs, that sounds right.

15 Q. Okay. And just so we're clear, it's only 20 to
16 25 percent of your practice that's dedicated towards the
17 tobacco industry at all, right?

18 A. Yeah, it sort of fluctuates depending on what
19 FDA's doing at the time. So when their Deeming Rule came
20 out, are for example, it was a lot more than that. But
21 things die down in between time, but, yeah, 25 percent
22 overall.

23 Q. Now, do you recall, prior to providing your
24 prognostications about the probability of success of the
25 Vuse PMTAs, that you testified that the only thing you had