

EXHIBIT 1

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
ALEXANDRIA DIVISION**

RAI STRATEGIC HOLDINGS, INC. and
R.J. REYNOLDS VAPOR COMPANY,

Plaintiffs and Counterclaim Defendants,

v.

ALTRIA CLIENT SERVICES LLC;
PHILIP MORRIS USA, INC.; and PHILIP
MORRIS PRODUCTS S.A.,

Defendants and Counterclaim Plaintiffs.

Case No.: 1:20-cv-00393-LO-TCB

**PLAINTIFFS RAI STRATEGIC HOLDINGS, INC. AND R.J. REYNOLDS
VAPOR COMPANY'S SECOND SET OF INTERROGATORIES TO
DEFENDANTS ALTRIA CLIENT SERVICES LLC, PHILIP MORRIS USA, INC.,
AND PHILIP MORRIS PRODUCTS S.A. (NOS. 8-16)**

Pursuant to Federal Rules of Civil Procedure 26 and 33, Plaintiffs RAI Strategic Holdings, Inc. ("RAI") and R.J. Reynolds Vapor Company ("RJR") (collectively, "Plaintiffs"), by their undersigned attorneys, hereby request Defendants Altria Client Services LLC ("ACS"), Philip Morris USA, Inc. ("PM USA"), and Philip Morris Products S.A. ("PMP") (collectively, "Defendants") separately answer each interrogatory set forth below, in writing, under oath, and signed by an officer in accordance with the Definitions and Instructions contained herein, and serve such answers on Plaintiffs' counsel, Jones Day, 901 Lakeside Avenue, Cleveland, Ohio 44114, within the time prescribed by the Federal Rules of Civil Procedure.

DEFINITIONS

1. “ACS” shall each mean and refer to Altria Client Services LLC, including without limitation all of its corporate locations, and all predecessors, predecessors-in-interest, and all past or present directors, officers, agents, representatives, employees, consultants, attorneys, entities acting in joint venture, licensing agreements, or partnership relationships with ACS, and others acting on behalf of ACS.

2. “Allegedly Practicing Altria Product” means any Product or method of Defendants, its licensees, or any other party that Defendants allege is covered by one or more claims of the Altria Asserted Patents.

3. “Altria Accused Product” or “Altria Accused Products” shall mean any and all electric tobacco heating device systems and the associated tobacco sticks sold for use with the device systems. The tobacco heating device systems and components thereof shall include Defendants’ IQOS[®] System Holder and Charger (“IQOS[®] system”). For avoidance of doubt, the holder, charger and all compatible tobacco sticks (such as, but not limited to, IQOS[®] HEETS, Marlboro[™] HeatSticks, Marlboro[™] Fresh Menthol HeatSticks, or Marlboro[™] Smooth Menthol HeatSticks) should be considered components of the respective tobacco heating device systems, and thus are included in the meaning of “Altria Accused Product” or “Altria Accused Products.” Components further shall include any smaller breakdown of parts, if applicable, to the IQOS[®] system and associated tobacco sticks.

4. “Altria Asserted Claims” means any patent claims for which Defendants allege Infringement in this case and any claims subsequently identified by Defendants.

5. “Altria Asserted Patents” or means each and any of the ’265 ’556, ’911, ’545, or ’374 patents.

6. “Altria Named Inventors” means each and any of the inventors identified on the face of the Altria Asserted Patents.

7. “Altria Prior Art” shall mean all Documents, activities, and things that constitute, describe, or refer to part or all of the subject matter claimed in the Altria Asserted Patents that existed prior to the filing dates of the Altria Asserted Patents, including any Products containing the same. By way of example, and without limitation, the term “Altria Prior Art” includes the items described in 35 U.S.C. §§ 102 and 103, including publications, patents, physical devices, prototypes, knowledge, uses, sales, and offers for sale, and any Document or thing evidencing any of the foregoing, whether before or after any alleged reduction to practice dates of the alleged invention of the Altria Asserted Patents, and whether the Documents, activities, and Products relate to the United States or other countries.

8. “Communication” or “Communications” means every manner or method of disclosure or transfer or exchange of information, whether orally or by Document, and whether face-to-face, by telephone, mail, electronic mail, personal delivery, facsimile, or otherwise.

9. “Defendants,” “Counterclaim Plaintiffs,” “You,” or “Your” shall mean and refer to ACS, PM USA, and PMP.

10. “Describe,” when used in relation to an act, event, instance, occasion, transaction, conversation, or Communication, shall mean (1) to state the date and place thereof; (2) to Identify the individual participants; (3) to summarize separately for each individual participant what was said and/or done; and (4) to Identify each Document used or prepared in connection therewith or making any reference thereto.

11. “Document” or “Documents” has the broadest meaning consistent with Federal Rule of Civil Procedure 34 and applicable case law, and includes electronically stored information as specified in Federal Rule of Civil Procedure 34. Any draft or non-identical copy is a separate Document within the meaning of this term.

12. “Identify,” “Identifying,” “Identity,” or “Identification,” when used with respect to any natural Person, shall mean that the following information shall be provided: the Person’s full name; last known home address; last known business address and telephone number; last known title or occupation; and last known employer.

13. “Identify,” “Identifying,” “Identity,” or “Identification,” when used with respect to any legal entity, such as a corporation, company, or Person other than a natural person, shall mean that the following information shall be provided: the entity’s name; the place of incorporation or organization; the principal place of business; and the nature of the business conducted by that legal entity.

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