

**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

JOINT SUBMISSION OF PRETRIAL DOCUMENTS

Pursuant to Local Civil Rule 51, the Court’s February 2, 2022 order (Dkt. 945), and party agreement, Plaintiffs Altria Client Services LLC (“Altria”), Philip Morris USA Inc. (“PM USA”), and Philip Morris Products S.A. (“PMP”) (collectively, “PMI/Altria”), and Defendants RAI Strategic Holdings, Inc. and R.J. Reynolds Vapor Co. (collectively, “Reynolds”) jointly submit the following pretrial documents, attached hereto as Exhibits 1-5.

Exhibit	Document
1	Joint Proposed Preliminary and Final Jury Instructions (with authority)
2	Joint Proposed Preliminary and Final Jury Instructions (without authority)
3	PMI/Altria’s Proposed Verdict Form
4	Reynolds’s Proposed Verdict Form
5	Joint Proposed Voir Dire Questions

For each disputed instruction in the proposed jury instructions, the parties have included (i) one proposed instruction with a notation of the parties’ point(s) of disagreement for that instruction, or (ii) the parties’ competing proposed instructions. The language proposed by PMI/Altria is underlined, and the language proposed by Reynolds is *italicized*.

The parties reserve the right to amend, supplement, and/or modify the proposed jury instructions and verdict forms as the case proceeds, including in light of the Court's orders on pending and future motions, and as the case proceeds through trial. The parties do not concede, by submitting the proposed instructions, that the adverse party has met its evidentiary burdens, if any, with respect to any issue to which the proposed instructions pertain.

Dated: April 28, 2022

Respectfully submitted,

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