

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

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

Plaintiffs,

v.

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

Defendants.

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

**STIPULATION REGARDING ALLEGED DESIGN AROUNDS AND NON-
INFRINGEMENT ALTERNATIVES TO ALTRIA CLIENT SERVICES LLC'S PHILIP
MORRIS USA INC.'S, AND PHILIP MORRIS PRODUCTS S.A.'S ASSERTED
PATENTS**

Defendants RAI Strategic Holdings, Inc. and R.J. Reynolds Vapor Company (collectively, “Reynolds”), in an effort to simplify the upcoming trial, hereby stipulate and agree that with respect to evidence to be presented to the jury:

1. With respect to the ’545 Patent, Reynolds will not present any argument, evidence, or testimony of alleged design arounds or non-infringing alternative designs.

2. With respect to the ’374 Patent, Reynolds will not present any argument, evidence, or testimony of alleged design arounds or non-infringing alternative designs.

3. With respect to the ’265 Patent, Reynolds will not present any argument, evidence, or testimony of alleged design arounds or non-infringing alternative designs.

4. With respect to the ’911 Patent, Reynolds will not present any argument, evidence, or testimony of alleged design arounds or non-infringing alternative designs.

Dated: June 7, 2022

Respectfully submitted,

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