

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

PHILIP MORRIS PRODUCTS S.A.

Plaintiff,

v.

R.J. REYNOLDS VAPOR COMPANY

Defendant.

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

**PHILIP MORRIS' MOTION *IN LIMINE* TO PRECLUDE REYNOLDS FROM
CONTRADICTING THE COURT'S CONSTRUCTION OF "BLIND HOLE"**

Philip Morris respectfully moves *in limine* to preclude Reynolds from presenting arguments that contradict Judge O'Grady's prior claim construction and *Daubert* orders. *See* Dkt. 360 at 1; Dkt. 1184 at 23. Specifically, the Court should bar Reynolds from arguing that the claim term "blind hole" in the '911 patent cannot contain additional spaces or cavities.

The grounds for this motion are set forth in the accompanying Memorandum In Support of Philip Morris's Motion *in Limine* to Preclude Reynolds from Contradicting the Court's Construction of "Blind Hole." A proposed order granting the requested relief is attached.

Dated: June 13, 2022

Respectfully submitted,

By: /s/ Maximilian A. Grant

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CERTIFICATE OF SERVICE

I hereby certify that on this 13th day of June, 2022, a true and correct copy of the foregoing was served using the Court's CM/ECF system, with electronic notification of such filing to all counsel of record.

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