

**IN THE 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-LMB-TCB

**REYNOLDS'S RULE 50(b) RENEWED MOTION FOR JUDGMENT AS A  
MATTER OF LAW AND RULE 59 MOTION FOR A NEW TRIAL**

Under Rules 50(b) and 59 of the Federal Rules of Civil Procedure, and the Court's June 15, 2022 oral order and Minute Entry (Dkt. 1306), RAI Strategic Holdings, Inc. and R.J. Reynolds Vapor Company (collectively, "Reynolds") respectfully moves this Court for judgment as a matter of law or, in the alternative, for a new trial. The grounds for this motion are set forth in the accompanying Memorandum in Support of Rule 50(b) Renewed Motion for Judgment as a Matter of Law and Rule 59 Motion for a New Trial. A proposed order granting the requested relief is attached.

Dated: June 29, 2022

Respectfully submitted,

Stephanie E. Parker  
Jason T. Burnette  
JONES DAY  
1221 Peachtree Street, N.E.  
Suite 400  
Atlanta, GA 30361  
Telephone: (404) 521-3939  
Facsimile: (404) 581-8330  
Email: separker@jonesday.com  
Email: jtburnette@jonesday.com

Anthony M. Insogna  
JONES DAY  
4655 Executive Drive  
Suite 1500  
San Diego, CA 92121  
Telephone: (858) 314-1200  
Facsimile: (844) 345-3178  
Email: aminsogna@jonesday.com

William E. Devitt  
JONES DAY  
110 North Wacker  
Suite 4800  
Chicago, IL 60606  
Telephone: (312) 269-4240  
Facsimile: (312) 782-8585  
Email: wdevitt@jonesday.com

/s/ David M. Maiorana  
David M. Maiorana (VA Bar No. 42334)  
Ryan B. McCrum  
JONES DAY  
901 Lakeside Ave.  
Cleveland, OH 44114  
Telephone: (216) 586-3939  
Facsimile: (216) 579-0212  
Email: dmaiorana@jonesday.com  
Email: rbmccrum@jonesday.com

John J. Normile  
JONES DAY  
250 Vesey Street  
New York, NY 10281  
Telephone: (212) 326-3939  
Facsimile: (212) 755-7306  
Email: jjnormile@jonesday.com

Alexis A. Smith  
JONES DAY  
555 South Flower Street  
Fiftieth Floor  
Los Angeles, CA 90071  
Telephone: (213) 243-2653  
Facsimile: (213) 243-2539  
Email: asmith@jonesday.com

Charles B. Molster  
THE LAW OFFICES OF  
CHARLES B. MOLSTER, III PLLC  
2141 Wisconsin Avenue, N.W. Suite M  
Washington, DC 20007  
Telephone: (202) 787-1312  
Email: cmolster@molsterlaw.com

*Counsel for RAI Strategic Holdings, Inc. and  
R.J. Reynolds Vapor Company*

**CERTIFICATE OF SERVICE**

I hereby certify that on this 29th 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.

*/s/ David M. Maiorana*

David M. Maiorana (VA Bar No. 42334)

JONES DAY

901 Lakeside Ave.

Cleveland, OH 44114

Telephone: (216) 586-3939

Facsimile: (216) 579-0212

Email: dmaiorana@jonesday.com

*Counsel for RAI Strategic Holdings, Inc. and  
R.J. Reynolds Vapor Company*