

IN THE UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF VIRGINIA
Alexandria Division

PHILIP MORRIS PRODUCTS S.A.,)	
)	
Plaintiff,)	
)	
v.)	1:20-cv-393 (LMB/TCB)
)	
R.J. REYNOLDS VAPOR COMPANY,)	
)	
Defendant.)	

ORDER

On June 11, 2022, plaintiff Philip Morris Products S.A. (“Philip Morris”) filed a motion to seal an unredacted version of its Brief on Jury Instructions and the Verdict Form Pertaining to the Permissible Measure of Damages and accompanying exhibits 2-5, 7, and 9-10 (“Motion”). [Dkt. No. 1324]. On July 14, 2022, defendant R.J. Reynolds Vapor Company (“Reynolds”) filed a memorandum stating that it supports sealing only portions of Exhibits 3 and 4, but “nothing in Philip Morris’s Brief or the other accompanying exhibits needs to be sealed.” [Dkt. No. 1388]. Specifically, Reynolds requests that Pages 7-13 of Exhibit 3 and paragraphs 267-271, 366, 367, and 370 of Exhibit 4 be redacted from the publicly filed copies, because they contain information on the cost of implementing design-arounds and damages that was never presented to the jury and that falls within the scope of the Stipulated Protective Order. [Dkt. No. 103]. Having reviewed the material at issue, the Court agrees with Reynolds for the reasons it cites. Accordingly, Philip Morris’ Motion [Dkt. No. 1324] is GRANTED IN PART and DENIED IN PART, and it is hereby


ORDERED that Philip Morris promptly file a revised public version of its Brief on Jury Instructions and the Verdict Form Pertaining to the Permissible Measure of Damages and

accompanying exhibits with redactions applied only to pages 7-13 of Exhibit 3 and paragraphs 267-271, 366, 367, and 370 of Exhibit 4.

The Clerk is directed to forward copies of this Order to counsel of record.

Entered this 20th day of July, 2022.

Alexandria, Virginia

lsl 

Leonie M. Brinkena
United States District Judge