

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

**RAI STRATEGIC HOLDINGS, INC. AND
R.J. REYNOLDS VAPOR COMPANY**

**Plaintiff-Counterclaim
Defendants,**

v.

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

**Defendants-
Counterclaim Plaintiffs.**

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

NOTICE OF WAIVER OF HEARING

Pursuant to Local Civil Rule 7(j) and Federal Rule of Civil Procedure 78(b), Counterclaim Plaintiffs Altria Client Services LLC, Philip Morris USA Inc., and Philip Morris Products S.A. (“Counterclaim Plaintiffs”) waive an oral hearing, and request that a decision on Counterclaim Plaintiffs’ Unopposed Motion for Appointment of Commissioners, and Direction of Submission of Hague Convention Application for Authorization of the Duly Appointed Commissioners to Take Evidence Pursuant to Article 17 of the Hague Convention of 18 March 1970 on the Taking of Evidence Abroad in Civil or Commercial Matters be determined on the papers. Counterclaim Plaintiffs have conferred with Counterclaim Defendants who agree to waive oral hearing.

Dated: March 5, 2020

By: /s/ Maximilian A. Grant
Maximilian A. Grant (VSB No. 91792)
max.grant@lw.com
Lawrence J. Gotts (VSB No. 25337)
lawrence.gotts@lw.com
Matthew J. Moore (pro hac vice)
matthew.moore@lw.com
Latham & Watkins LLP 555 Eleventh
Street, N.W., Suite 1000
Washington, DC 20004
Telephone: (202) 637-2200
Facsimile: (202) 637-2201

Clement Naples
Latham & Watkins LLP
885 Third Avenue
New York, NY 10022
Telephone: (212) 906-1200
Facsimile: (212) 751-4864
Email: clement.naples@lw.com

Gregory K. Sobolski
Latham & Watkins LLP
505 Montgomery Street, Suite 2000
San Francisco, CA 94111
Telephone: (415) 391-0600
Facsimile: (415) 395-8095
Email: greg.sobolski@lw.com

Brenda L. Danek (pro hac vice)
LATHAM & WATKINS LLP
330 North Wabash Avenue, Suite 2800
Chicago, IL 60611
Tel: (312) 876-7700; Fax: (312) 993-9767
Email: brenda.danek@lw.com

*Counsel for Defendants-Counterclaim
Plaintiffs Altria Client Services LLC,
Philip Morris USA Inc., and Philip Morris
Products S.A.*

CERTIFICATE OF SERVICE

I hereby certify that on this 5th day of March, 2021, 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/ Draft

Maximilian A. Grant (VSB No. 91792)
Matthew J. Moore
LATHAM & WATKINS LLP
555 Eleventh Street, N.W., Suite 1000
Washington, DC 20004
Telephone: (202) 637-2200
Facsimile: (202) 637-2201
Email: max.grant@lw.com
Email: matthew.moore@lw.com

*Counsel for Defendants Altria Client
Services LLC, Philip Morris USA, Inc., and
Philip Morris Products S.A.*