

**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-LO-TCB

**PLAINTIFFS’ SECOND MOTION TO COMPEL RESPONSIVE DOCUMENTS  
RELATED TO DEFENDANTS’ ’374 PATENT INFRINGEMENT COUNTERCLAIM**

For the second time, Plaintiffs RAI Strategic Holdings, Inc. and R.J. Reynolds Vapor Company (“Reynolds”) respectfully move under Federal Rule of Civil Procedure 37(a)(3)(B) and Local Civil Rule 37 for an order compelling Defendants Altria Client Services LLC, Philip Morris USA Inc., and Philip Morris Products S.A. to produce all responsive documents related to the ’374 patent that are within their control, as well as documents in the possession of Defendants’ suppliers Smart Chip Microelectronic and Minilogic Device Corporation.

Counsel for Reynolds conferred with counsel for Defendants regarding this via telephone on March 8, 2021. Counsel could not reach an agreement on these issues prior to the filing of this motion.

In support of this Motion, Reynolds submits contemporaneously herewith a proposed order and a memorandum.

Dated: March 12, 2021

Respectfully submitted,

Stephanie E. Parker  
JONES DAY  
1420 Peachtree Street, N.E.  
Suite 800  
Atlanta, GA 30309  
Telephone: (404) 521-3939  
Facsimile: (404) 581-8330  
Email: [searker@jonesday.com](mailto:searker@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](mailto:dmaiorana@jonesday.com)  
Email: [rhmccrum@jonesday.com](mailto:rhmccrum@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](mailto:aminsogna@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](mailto:jjnormile@jonesday.com)

William E. Devitt  
JONES DAY  
77 West Wacker  
Suite 3500  
Chicago, IL 60601  
Telephone: (312) 269-4240  
Facsimile: (312) 782-8585  
Email: [wdevitt@jonesday.com](mailto:wdevitt@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](mailto:asmith@jonesday.com)

Sanjiv P. Laud  
JONES DAY  
90 South Seventh Street  
Suite 4950  
Minneapolis, Minnesota 55402  
Telephone: (612) 217-8800  
Facsimile: (844) 345-3178  
Email: [slaud@jonesday.com](mailto:slaud@jonesday.com)

Charles B. Molster, III Va. Bar No. 23613  
THE LAW OFFICES OF  
CHARLES B. MOLSTER, III PLLC  
2141 Wisconsin Avenue, N.W. Suite M  
Washington, DC 20007  
Telephone: (703) 346-1505  
Email: [cmolster@molsterlaw.com](mailto:cmolster@molsterlaw.com)

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

**CERTIFICATE OF SERVICE**

I hereby certify that on this 12th 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/ 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 Plaintiffs RAI Strategic Holdings,  
Inc. and R.J. Reynolds Vapor Company*