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,

Civil Action No. 1:20-cv-393

v.

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

Defendants and Counterclaim Plaintiffs.

DEFENDANTS' NOTICE OF A MOTION TO SEAL

Pursuant to Local Civil Rule 5(C), Defendants Altria Client Services LLC ("ACS"), Philip Morris USA Inc. ("PM USA"), and Philip Morris Products S.A. ("PMP") (collectively, "Defendants") hereby provide notice that they are filing a Motion to Seal. The Motion to Seal is being filed concurrently with, and in relation to, Defendants' Opposition to Plaintiffs' Second Motion to Compel Production of Documents Related to Defendants' '374 Patent Infringement Counterclaim. Memoranda in support of or in opposition to the Motion to Seal may be submitted by parties and non-parties within seven (7) days after the filing of the Motion to Seal. All or part of any such memoranda may be designated as confidential. Any information designated as confidential in a supporting or opposing memorandum will be treated as sealed pending a Case determination by the Court on the Motion to Seal. Any person objecting to the Motion to Seal must file an objection with the Clerk within seven (7) days after the filing of the Motion to Seal.



If no objection is filed in a timely manner, the Court may treat the motion as uncontested.

Dated: March 17, 2021 Respectfully submitted,

/s/ Lawrence J. Gotts

Lawrence J. Gotts (VSB No. 25337) lawrence.gotts@lw.com Maximilian A. Grant (VSB No. 91792) max.grant@lw.com Matthew J. Moore (*pro hac vice*) matthew.moore@lw.com LATHAM & WATKINS LLP 555 Eleventh Street, N.W., Ste. 1000

Washington, DC 20004 Tel: (202) 637-2200; Fax: (202) 637-2201

Clement J. Naples (pro hac vice) clement.naples@lw.com LATHAM & WATKINS LLP 885 Third Avenue New York, NY 10022-4834 Tel: (212) 906-1200; Fax: (212) 751-4864

Gregory K. Sobolski (pro hac vice) Gregory.sobolski@lw.com LATHAM & WATKINS LLP 505 Montgomery Street, Suite 2000 San Francisco, CA 94111 Tel: (415) 391-0600; Fax: (415) 395-8095

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

Counsel for Defendants and 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 17th 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/ Lawrence J. Gotts

Lawrence J. Gotts (VSB No. 25337)

lawrence.gotts@lw.com

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

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

