

**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-LO-TCB

JOINT MOTION TO MODIFY SCHEDULING ORDER

Pursuant Federal Rule of Civil Procedure 16 and Local Rule 7, RAI Strategic Holdings, Inc. and R.J. Reynolds Vapor Company (“Reynolds”) and Altria Client Services LLC, Philip Morris USA Inc., and Philip Morris Products S.A. (collectively, “Counterclaim Plaintiffs”) (together, the “Parties”) hereby submit this Joint Motion To Modify Scheduling Order.

The parties agreed on May 19, 2021 to jointly request a modification of the Scheduling Order.

Good cause exists to grant this motion. *See* FED. R. CIV. P. 16(b)(4) (“A schedule may be modified only for good cause and with the judge’s consent.”). The requested modifications to the Scheduling Order change deadlines that relate to dispositive motions. The modified deadlines will provide the parties with time to complete expert depositions before they are required to file dispositive motions. Dispositive motions still will be completed before trial in this case. Accordingly, the prompt resolution of this case will not be affected.

The Parties request that the Court amend the Scheduling Order deadlines as follows:

| Description | Current Deadline | Proposed Modified Deadline |
|--------------------------------------|-------------------------|-----------------------------------|
| • Dispositive motions | May 21, 2021 | June 2, 2021 |
| • Oppositions to dispositive motions | June 4, 2021 | June 16, 2021 |
| • Replies to dispositive motions | June 10, 2021 | June 22, 2021 |

For good cause shown, the Parties respectfully request that the Court modify the Scheduling Order to include the foregoing deadlines. A proposed order is submitted herewith. The Parties agree to waive oral argument on this motion.

Dated: May 20, 2021

Respectfully submitted,

s/ David M. Maiorana

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CERTIFICATE OF SERVICE

I hereby certify that on this 20th day of May, 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.

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