

**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 to 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 27, 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 adds a deadline for the Parties to submit amended exhibit lists and extends the current deadlines for objections to exhibit lists and deposition designations. The modified deadlines will provide the Parties an opportunity to revise their exhibit lists and objections after ongoing discovery and depositions are completed. The proposed deadlines occur 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 (no change)	June 2, 2021	June 2, 2021
• Counter deposition designations and objections to witness lists (no change)	June 4, 2021	June 4, 2021
• Oppositions to dispositive motions (no change)	June 16, 2021	June 16, 2021
• Replies to dispositive motions (no change)	June 22, 2021	June 22, 2021
• Parties submit amended exhibit lists	N/A	July 2, 2021

Description	Current Deadline	Proposed Modified Deadline
<ul style="list-style-type: none">• Objections to exhibit lists	June 4, 2021	August 6, 2021
<ul style="list-style-type: none">• Objections to deposition designations	June 25, 2021	August 6, 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 28, 2021

Respectfully submitted,

s/ David M. Maiorana

David M. Maiorana (VA Bar No. 42334)
Ryan B. McCrum
JONES DAY
901 Lakeside Avenue
Cleveland, OH 44114
Telephone: (216) 586-3939
Facsimile: (216) 579-0212
Email: dmaiorana@jonesday.com
Email: rbmccrum@jonesday.com

John J. Normile
JONES DAY
250 Vesey Street
New York, NY 10281
Tel: (212) 326-3939
Fax: (212) 755-7306
Email: jjnormile@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

Stephanie E. Parker
JONES DAY
1221 Peachtree Street, N.E.,
Suite 400
Atlanta, Georgia 30361
Telephone: (404) 521-3939
Facsimile: (404) 581-8330
Email: separker@jonesday.com

Anthony M. Insogna
JONES DAY
4655 Executive Drive
Suite 1500
San Diego, CA 92121

/s/ Maximilian A. Grant

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., Suite 1000
Washington, DC 20004
Telephone: (202) 637-2200
Facsimile: (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 J. Sobolski (*pro hac vice*)
greg.sobolski@lw.com
LATHAM & WATKINS LLP
505 Montgomery Street, Suite 2000
San Francisco, CA 94111
Telephone: (415) 391-0600
Facsimile: (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-Counterclaim
Plaintiffs Altria Client Services LLC, Philip
Morris USA Inc., and Philip Morris
Products S.A.*

Telephone: (858) 314-1200
Facsimile: (844) 345-3178
Email: aminsogna@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

Charles B. Molster, III (VA Bar No. 23613)
The Law Offices of Charles B. Molster III PLLC
2141 Wisconsin Ave., N.W., Suite M
Washington, DC 20007
Telephone: (703) 346-1505
Email: cmolster@molsterlaw.com

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

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