

EXHIBIT 10

From: Grant, Max (NY-DC)
Sent: Wednesday, June 30, 2021 11:04 AM
To: Michalik, John M.; Or lady, Will (DC); RJREDVA
Cc: cmolster@molsterlaw.com; #C-M PMIEDVA - LW TEAM
Subject: RE: RAI Strategic Holdings v. Altria Client Services (EDVa) -- Cross-Motion

Thank you for belatedly confirming RJR's intent to oppose.

We have nothing to add to our prior emails. As for the substance of what you contend qualifies for a meet and confer process in Judge O'Grady's court, we'll make him aware of the facts and let him determine that.

From: Michalik, John M. <jmichalik@JonesDay.com>
Sent: Wednesday, June 30, 2021 11:01 AM
To: Grant, Max (NY-DC) <Max.Grant@lw.com>; Or lady, Will (DC) <Will.Or lady@lw.com>; RJREDVA <RJREDVA@jonesday.com>
Cc: cmolster@molsterlaw.com; #C-M PMIEDVA - LW TEAM <pmiedva.lwteam@lw.com>
Subject: RE: RAI Strategic Holdings v. Altria Client Services (EDVa) -- Cross-Motion

Max - -

While we do intend to oppose your motion, the Court's rules require the formality of a meet and confer. Accordingly, please circulate a dial in for 11:30 am ET.

John M. Michalik
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From: Max.Grant@lw.com <Max.Grant@lw.com>
Sent: Wednesday, June 30, 2021 9:52 AM
To: Michalik, John M. <jmichalik@JonesDay.com>; Will.Or lady@lw.com; RJREDVA <RJREDVA@jonesday.com>
Cc: cmolster@molsterlaw.com; pmiedva.lwteam@lw.com
Subject: RE: RAI Strategic Holdings v. Altria Client Services (EDVa) -- Cross-Motion

**** External mail ****

Respectfully, conferring with you John has been demonstrated to be a waste of time.

The local rules require genuine efforts to resolve the issues, particularly when they are significant. In this case, that requires a lead counsel to lead counsel discussion and the participation of VA counsel. If you do not confirm Chip will be on the line, and identify your lead counsel and confirm they too will be on the line by 11am, then it is Reynolds that is refusing to confer in good faith, and we'll take it up directly with the Court.

Please also confirm that RJR is seriously willing to consider not opposing our motion for fees. Make that representation in writing, by 11am.

Maximilian A. Grant

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From: Michalik, John M. <jmichalik@JonesDay.com>
Sent: Wednesday, June 30, 2021 10:47 AM
To: Grant, Max (NY-DC) <Max.Grant@lw.com>; Orlady, Will (DC) <Will.Orlady@lw.com>; RJREDVA <RJREDVA@jonesday.com>
Cc: cmolster@molsterlaw.com; #C-M PMIEDVA - LW TEAM <pmiedva.lwteam@lw.com>
Subject: RE: RAI Strategic Holdings v. Altria Client Services (EDVa) -- Cross-Motion

Counsel - -

I will be available at that time if you circulate a dial in. If you refuse, we will await your motion and respond to it accordingly.

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From: Max.Grant@lw.com <Max.Grant@lw.com>
Sent: Wednesday, June 30, 2021 9:42 AM
To: Michalik, John M. <jmichalik@JonesDay.com>; Will.Orlady@lw.com; RJREDVA <RJREDVA@jonesday.com>
Cc: cmolster@molsterlaw.com; pmiedva.lwteam@lw.com
Subject: RE: RAI Strategic Holdings v. Altria Client Services (EDVa) -- Cross-Motion

**** External mail ****

Pls confirm Chip and RJR's lead counsel will be on the line, and identify that person by 11am eastern.

Maximilian A. Grant

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From: Michalik, John M. <jmichalik@JonesDay.com>
Sent: Wednesday, June 30, 2021 10:40 AM
To: Grant, Max (NY-DC) <Max.Grant@lw.com>; Orlady, Will (DC) <Will.Orlady@lw.com>; RJREDVA <RJREDVA@jonesday.com>
Cc: cmolster@molsterlaw.com; #C-M PMIEDVA - LW TEAM <pmiedva.lwteam@lw.com>
Subject: RE: RAI Strategic Holdings v. Altria Client Services (EDVa) -- Cross-Motion

Counsel - -

We are available at 11:30 am ET. Please circulate a dial in.

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From: Max.Grant@lw.com <Max.Grant@lw.com>
Sent: Tuesday, June 29, 2021 4:47 PM
To: Michalik, John M. <jmichalik@JonesDay.com>; Will.Orlady@lw.com; RJREDVA <RJREDVA@jonesday.com>
Cc: cmolster@molsterlaw.com; pmiedva.lwteam@lw.com
Subject: RE: RAI Strategic Holdings v. Altria Client Services (EDVa) -- Cross-Motion

**** External mail ****

Chip – this implicates 28 USC 1927 and the court’s inherent authority, as is plain. You told the court when moving to amend you had “real facts” supporting an IEC counterclaim. You took no discovery, never provided a factual basis, and conceded 45 of 45 undisputed facts on SJ. Your offer to “dismiss” came only after you – meaning you personally as VA counsel – knew PMP and Altria had already paid for a SJ motion to be drafted, and after blowing off our May 14 email asking you to drop the unsupported counterclaim/defenses.

If you are seriously considering agreeing to our motion – rather than wasting our time with more nonsense and needlessly dragging out the meet and confer process – then you and whoever is JD’s lead trial counsel please let me know your availability to speak tomorrow morning before 12 noon and we’ll get on the phone. Otherwise, this is more of the same nonsense that precipitated this cross-motion and it needs to stop.

Respectfully,

Maximilian A. Grant

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Cc: cmolster@molsterlaw.com; #C-M PMIEDVA - LW TEAM <pmiedva.lwteam@lw.com>
Subject: RE: RAI Strategic Holdings v. Altria Client Services (EDVa) -- Cross-Motion

Will - -

Please provide the legal basis for your motion so we can meaningfully confer.

John M. Michalik
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From: Will.Orlady@lw.com <Will.Orlady@lw.com>
Sent: Tuesday, June 29, 2021 2:50 PM
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Cc: cmolster@molsterlaw.com; pmiedva.lwteam@lw.com
Subject: RAI Strategic Holdings v. Altria Client Services (EDVa) -- Cross-Motion

**** External mail ****

Counsel,

As we previewed in our summary judgment reply brief last week, PMP/Altria is cross-moving to recover the fees and costs associated with defending against RJR's (now admittedly baseless) inequitable conduct counterclaim. Please provide us with your position. Otherwise, we are available to meet and confer tomorrow at 10 AM ET.

Best,
Will

Will Orlady
Pronouns: he/him/his

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