

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

**REYNOLDS'S MOTIONS *IN LIMINE* NOS. 1-3 TO EXCLUDE REFERENCES  
TO VUSE PRODUCTS AS ALLEGEDLY BEING ILLEGAL OR UNLAWFUL,  
REFERENCES TO YOUTH VAPING OR ALLEGED TARGETING OF VUSE  
PRODUCTS TO YOUTHS, AND REFERENCES TO THE ALLEGED HARMS OF  
VAPING**

Pursuant to the Court's Scheduling Order (Dkt. No. 820), RAI Strategic Holdings, Inc. and R.J. Reynolds Vapor Company ("Reynolds") respectfully moves this Court *in limine* to preclude Altria Client Services LLC, Philip Morris USA Inc, and Philip Morris Products S.A. (collectively, "PM/Altria") from soliciting or offering at trial the following:

1. Any reference to the regulatory status of VUSE products, including any reference to VUSE products as allegedly being illegal or unlawful.
2. Any reference to youth vaping or alleged targeting of the VUSE products to youths.
3. Any reference to the alleged health risks of vaping.

The grounds for this motion are set forth in the accompanying Memorandum in Support of Reynolds's Motions *in Limine* Nos. 1-3 to Exclude References to VUSE Products as

Allegedly Being Illegal or Unlawful, References to Youth Vaping or Alleged Targeting of VUSE Products to Youth, and References to the Alleged Harms of Vaping. A proposed order granting the requested relief is attached.

Dated: January 21, 2022

Respectfully submitted,

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**CERTIFICATE OF SERVICE**

I hereby certify that on this 21st day of January, 2022, 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*

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