

**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 MOTION *IN LIMINE* NO. 6 TO EXCLUDE ARGUMENT, EVIDENCE  
OR TESTIMONY REGARDING REYNOLDS NOT OBTAINING OR RELYING ON AN  
OPINION OF COUNSEL**

Pursuant to the Court's Scheduling Order (Dkt. No. 820), RAI Strategic Holdings, Inc. and R.J. Reynolds Vapor Company (collectively, "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 argument, evidence, or testimony regarding Reynolds not obtaining or relying on an opinion of counsel or suggesting that Reynolds should have obtained one (and any other adverse inference related to an absence of an opinion of counsel).

The grounds for this motion are set forth in the accompanying Memorandum in Support of Reynolds's Motion *in Limine* No. 6. A proposed order granting the requested relief is attached.

Dated: January 21, 2022

Respectfully submitted,

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

**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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