

**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. 7 TO PRECLUDE EVIDENCE OR
ARGUMENT THAT ANY VUSE PRODUCTS ALLEGEDLY INFRINGE ANY CLAIM
OF THE '545 PATENT ON THE BASIS THAT JUUL AND/OR NUMARK ALLEGEDLY
PRACTICE THAT PATENT**

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 evidence or argument that any VUSE products allegedly infringe any claim of the '545 patent on the basis that JUUL and/or NuMark allegedly practice that patent.

The grounds for this motion are set forth in the accompanying Memorandum in Support of Reynolds's Motion *in Limine* No. 7. 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
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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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