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*[Submitting Counsel on Signature Page]*

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

IN RE: JUUL LABS, INC., MARKETING,  
SALES PRACTICES, AND PRODUCTS  
LIABILITY LITIGATION

Case No. 19-md-02913-WHO

**JOINT CASE MANAGEMENT  
CONFERENCE STATEMENT AND  
PROPOSED AGENDA**

\_\_\_\_\_  
This Document Relates to:  
ALL ACTIONS

Pursuant to Civil Local Rule 16-10(d) and the Court’s March 26, 2021 Minute Order (ECF No. 1441), counsel for Defendants Juul Labs, Inc. (“JLI”), Altria,<sup>1</sup> Director Defendants,<sup>2</sup> E-Liquid Defendants,<sup>3</sup> Retailer Defendants,<sup>4</sup> and Distributor Defendants<sup>5</sup> (collectively “Defendants”), and Plaintiffs’ Co-Lead Counsel (“Plaintiffs”) (collectively referred to herein as \_\_\_\_\_

<sup>1</sup> “Altria” refers to Altria Group, Inc., and the Altria-affiliated entities named in Plaintiffs’ Consolidated Class Action Complaint and Consolidated Master Complaint (collectively, “Complaints”), *see* ECF Nos. 387, 388.

<sup>2</sup> “Director Defendants” refers to Messrs. James Monsees, Adam Bowen, Nicholas Pritzker, Hoyoung Huh, and Riaz Valani.

<sup>3</sup> “E-Liquid Defendants” refers to Mother Murphy’s Labs, Inc., Alternative Ingredients, Inc., Tobacco Technology, Inc., and Eliquitech, Inc.

<sup>4</sup> “Retailer Defendants” refers to Chevron Corporation, Circle K Stores, Inc., Speedway LLC, 7-Eleven, Inc., Walmart, and Walgreen Co.

<sup>5</sup> “Distributor Defendants” refers to McLane Company, Inc., Eby-Brown Company, LLC, and Core-Mark Holding Company, Inc.

46336263.1

1 the “Parties”) respectfully provide this Joint Case Management Statement in advance of the  
2 Further Case Management Conference scheduled for February 19, 2021.

3 **I. PARTICIPANT INFORMATION**

4 The conference will proceed via Zoom, and the Parties will not appear in person. Anyone  
5 who wishes to attend the conference must log in using the information available at:  
6 <https://www.cand.uscourts.gov/judges/orrick-william-h-who/>.

7 **II. ISSUES TO BE DISCUSSED BELOW AND PROPOSED AGENDA**

- 8 1. Status of Case Filings and Dismissals  
9 2. Case Management Matters  
10 3. Discovery Status  
11 4. ADR Status

12 **III. STATUS OF CASE FILINGS AND DISMISSALS**

13 As of March 24, 2021, approximately 2,004<sup>6</sup> cases are pending in this MDL, naming  
14 107 defendants. A list of these defendants is attached as **Exhibit A**. To date, 1,730 personal injury  
15 cases and 188 government entity cases (including 146 school districts, 20 counties, 2 cities, and  
16 20 tribes) have been filed in this MDL. 324 MDL plaintiffs have voluntarily dismissed their  
17 cases (319 personal injury plaintiffs and 3 class plaintiffs and 2 school districts); 163 cases have  
18 been dismissed without prejudice pursuant to CMO No. 8; and 96 other cases are subject to  
19 pending motions to dismiss without prejudice that have not yet been ruled upon. Furthermore, 96  
20 case dismissals without prejudice have been converted to dismissals with prejudice pursuant to  
21 CMO No. 8.

22 There are 422 complaints pending in JCCP 5052, which is assigned to Judge Ann I. Jones  
23 of the Los Angeles Superior Court as the Coordination Trial Judge. There are 75 government  
24 entity cases, including 70 school districts and 345 personal injury cases brought on behalf of over  
25 2,503 individual personal injury plaintiffs. There are 16 defendants named in those JCCP cases.

26  
27 \_\_\_\_\_  
28 <sup>6</sup> The numbers in this Statement reflect the Parties’ good faith estimates based on reasonably available information. The Parties will continue to work together to align their data and resolve any inconsistencies.

1 The Parties are also aware of 15 cases filed by State Attorneys General specifically:  
2 California, Illinois, Hawai‘i, New York, North Carolina, Mississippi, Minnesota, Washington  
3 D.C., Arizona, Pennsylvania, New Mexico, Massachusetts, Colorado, Alaska and Washington.  
4 Plaintiffs’ Liaison Counsel continue their outreach to various State Attorneys General to discuss  
5 cooperation with this MDL.

6 An update on matters of significance (including hearings, schedules, deadlines,  
7 depositions, substantive orders, and trial dates) in Related Actions as defined by the Joint  
8 Coordination Order (CMO 9, ECF No. 572 at 1, 3), is attached hereto as **Exhibit B**.

9 **IV. CASE MANAGEMENT MATTERS**

10 **A. Appointment of a Deposition Special Master**

11 The parties have agreed to seek the appointment of Retired Judge Stephen Larson as  
12 Special Master to Oversee Depositions. A copy of the proposed order, Judge Larson’s CV, letter  
13 of interest and disclosures will be filed promptly.

14 **B. Common Benefit Reporting**

15 Plaintiffs will submit their quarterly report on April 15, 2021.

16 **C. Government Entity Case Schedule And Status**

17 Per the Court’s order, discovery in the government entity cases opened on February 1.  
18 Since then, written discovery, documents productions and depositions have proceeded, although  
19 much discovery remains to be completed. Defendants respectfully provide an update on the  
20 status of government entity discovery below to keep the Court apprised of continuing concerns  
21 regarding the feasibility of completing the necessary discovery before the current fact discovery  
22 deadline of July 30, 2021 or to otherwise maintain the trial schedule for the government entity  
23 cases. Plaintiffs’ position is that, as noted below, both sides are actively negotiating the  
24 parameters of discovery and Plaintiffs are in the process of collecting, reviewing, and producing  
25 documents on a rolling basis, and working with Defendants to schedule depositions. Plaintiffs  
26 continue to believe that no adjustment of the case schedule is warranted.  
27  
28

1           Written Discovery: JLI's requests for document production and interrogatories were  
2 deemed served on February 1. All Plaintiffs served their written responses on March 3. The  
3 parties have met and conferred on Plaintiffs' responses multiple times and have narrowed their  
4 disputes. The meet and confer process is still ongoing and the parties will raise with the Court  
5 any issues that cannot be resolved informally.

6           30(b)(6) Depositions: On February 3, JLI served forty-two 30b6 notices on Plaintiffs (7  
7 notices on each of the six entities). On March 8, Plaintiff began proposing dates for those  
8 depositions. Between March 8 and March 30, Plaintiffs proposed dates for seven 30b6  
9 depositions. JLI accepted Plaintiffs' proposed dates, the earliest of which was March 31. On  
10 April 11, JLI requested to reschedule one of the confirmed dates for Palm Beach—April 13—  
11 which the parties are working to reschedule.

12           On March 31, Plaintiffs proposed dates for the remaining 35 depositions. On April 13,  
13 Defendant accepted 21 of the 22 proposed dates from Palm Beach, San Francisco USD, Tucson  
14 USD and Goddard. JLI expects to confirm the proposed dates from King County and City of  
15 Rochester by Thursday, April 15. The newly proposed dates run from late April through July 9.

16           JLI has taken four 30b6 depositions and, based on the current schedule, will take  
17 approximately 3-4 30b6 depositions per week from late April through mid-June.

18           30(b)(1) Depositions: JLI served an initial set of twenty-eight 30b1 fact deposition  
19 notices on April 2. On April 12, Plaintiffs Palm Beach, Tucson, San Francisco USD, and  
20 Goddard informed Defendants that, primarily due to the fact that, at the time, JLI had not  
21 confirmed 22 of those entities' proposed dates and the parties were working to reschedule one  
22 more, they would need more time to begin proposing dates for 30(b)(1) depositions. On the same  
23 day, Plaintiff King County offered dates for its individual deponents running from June 9 through  
24 July 16. JLI will accept King County's offered dates, although it will raise with King County that  
25 it will need more time than King County has offered for one deponent. Plaintiff City of  
26 Rochester offered dates for its individual deponents running from June 21 through July 26. JLI  
27 will accept City of Rochester's proposed dates.  
28

1 JLI will serve additional 30b1 notices in the next two weeks and continue to serve such  
2 notices as it develops further information from Plaintiffs' discovery responses and 30b6  
3 depositions.

4 Third-Party Discovery: On March 10, JLI issued 45 subpoenas to third party entities in the  
5 states where the six government entity bellwethers are located. All 45 have now provided written  
6 responses to those subpoenas and have agreed to produce documents in response to at least some  
7 of JLI's requests. The third parties have not yet begun producing documents.

8 Document Productions: Plaintiffs proposed search terms on February 19. The parties  
9 exchanged multiple search term proposals, met and conferred about the proposed search terms,  
10 and sought Judge Corley's guidance. The parties agreed to search terms on April 7.

11 On March 31, the parties reached an agreement on custodians, with the exception of one  
12 outstanding issue, on which the parties have different positions set forth below. Plaintiffs  
13 began producing documents on March 22. Plaintiff King County has made six productions  
14 totaling approximately 30,000 documents (over 120,000 pages). The other five Plaintiffs have  
15 made either one or two productions to date and have produced approximately 500 documents in  
16 total, with the individual entities producing between approximately 50 (Rochester) and 140  
17 (Goddard). In total, the five entities have produced over 15,000 pages of documents.

### 18 Defendant's Position

19 Plaintiffs Palm Beach, Tucson and San Francisco are large school districts, encompassing  
20 179, 107 and 92 schools, respectively. The districts initially offered between 2 and 4 individual  
21 custodians; each later added 2 or 3 additional individual custodians. The districts have now  
22 identified between 4 and 7 individual custodians, or approximately 1 custodian for every 25  
23 schools in their districts.

24 These districts each represented that more individual custodians were unnecessary  
25 because nearly all information responsive to JLI's requests would be contained in various  
26 "databases." Each school district provided the same description of these databases: "database(s)  
27 containing information on incidents, interventions, discipline and/or referrals in relation to youth  
28 use of tobacco products; budgets applicable to [the relevant school district]; and data reflecting

1 amounts allocated and expended [by the relevant school district] to address youth use of tobacco  
2 products.” JLI repeatedly expressed to these Plaintiffs its concern that (1) such databases were  
3 unlikely to collect all responsive information and, in particular, relevant communications such as  
4 emails and (2) the descriptions provided did not give JLI a sufficient basis to determine whether  
5 the databases would contain such information and would otherwise be comprehensive enough to  
6 replace individual custodians. Plaintiffs did not agree to offer any additional information  
7 regarding the databases until April 8 and the parties met and conferred about that offer on April 9.  
8 Plaintiffs agreed to endeavor to provide JLI additional information so that JLI may better evaluate  
9 whether these “database(s)” do, in fact, obviate the need for more custodians. JLI does not agree,  
10 and never has agreed, that these three school district have identified sufficient and proper  
11 custodians. JLI could not do so, because it had no information regarding these unidentified  
12 “database(s)”. JLI will review the information when it is provided by Plaintiffs and remains  
13 hopeful the parties can reach an agreement, but continues to have serious concerns about whether  
14 these three entities have identified sufficient individual custodians given the size of their districts  
15 and the scope of their claims.

### 16 **Plaintiffs’ Position**

17 Plaintiffs The School Board of Palm Beach County, Florida, San Francisco USD, and  
18 Tucson USD have reached agreement with JLI about electronic discovery search terms and  
19 custodians. As discussed with JLI on multiple prior occasions, student incident and other  
20 information relevant to this action is largely maintained by these districts in non-custodial  
21 databases. As the school districts have explained, these databases contain wide arrays of  
22 information pertaining to students, including information regarding the use of prohibited  
23 substances, e.g., discipline, intervention, and counseling records. It is the practice of each district  
24 to maintain such information in those databases and, as such, nonduplicative information on those  
25 topics is not likely to reside outside of those databases. In addition to those databases, each school  
26 district also identified individual custodians who would have reason to have been involved in  
27 email communications on the relevant issues, or otherwise be in possession of information likely  
28 to be responsive to Defendants’ requests. One such custodial source for Palm Beach is an email

1 account dedicated solely to issues of alcohol, tobacco, and other drugs. These Plaintiffs have been  
2 and will continue to work through the search, collection, review, and production of documents  
3 from the custodial and non-custodial sources.

4 The parties met and conferred regarding custodians on March 12, 2021. During that call,  
5 counsel for these school districts provided information regarding their non-custodial sources,  
6 including the types of information contained therein, as described above. The parties met and  
7 conferred again on March 26, 2021, including on the issue of custodians, including the custodial  
8 vs. non-custodial/database issue. Prior to that call, on March 22, 2021, counsel for JLI informed  
9 counsel for the school districts that “[a]s to each individual [government] entity, we withdraw our  
10 request that certain individuals be added as custodians,” reserving their right to revisit the issue.  
11 Nonetheless, each of the school districts subsequently provided additional custodians.

12 JLI did not raise the database (or custodian) issue again until April 7, 2021, despite an  
13 April 2 deadline to finalize any remaining disputes on search terms or custodians. ECF No. 1593.  
14 JLI and the three school district Plaintiffs met and conferred on April 9, 2021 and came to an  
15 agreement on the issue. Specifically, the three school district Plaintiffs agreed to provide  
16 information regarding the databases in three categories: (1) the names of the databases at issue  
17 (both formal and colloquial if there is a commonly used colloquial name such as Student  
18 Information System); (2) how information is added to the database (e.g. who can add information  
19 and how that is done) and (3) the types of documents stored/captured in the databases. In return,  
20 JLI agreed to consider whether the information provided is sufficient to understand these three  
21 categories, or whether JLI believed it required further information regarding the districts’ non-  
22 custodial sources of information. Plaintiffs did not agree on, and JLI did not suggest, revisiting  
23 whether the identities and quantity of custodians provided by the school districts was sufficient  
24 based on the database information provided by the Plaintiffs.

1 **V. DISCOVERY STATUS**

2 On April 14, 2021, the Parties participated in a discovery conference with Judge Corley.  
3 A copy of the April 13, 2021 Joint Discovery Status Report provided in advance of that  
4 conference is attached as **Exhibit D**. The parties will be prepared to update the Court regarding  
5 developments since that conference.

6 The MDL Plaintiffs are holding weekly calls with JCCP counsel regarding discovery  
7 coordination. Defendants appreciate and encourage coordination between the MDL and the JCCP,  
8 as detailed by the Joint Coordination Order (CMO No. 9, ECF No. 572) and the Deposition  
9 Protocol (CMO No. 10, ECF No. 573).

10 **VI. ADR STATUS**

11 Pursuant to Civil Local Rule 16-10(d), the Parties report that they continue to confer with  
12 Settlement Master Thomas J. Perrelli and cooperate with his recommendations.

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Dated: April 14, 2021

Respectfully submitted,

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4844-4125-1301, v. 1  
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# **EXHIBIT A**

## List of Defendants

1	JUUL Labs Inc.
2	Altria Group, Inc.,
3	Philip Morris USA, Inc.
4	PAX Labs, Inc.
5	Adam Bowen
6	James Monsees
7	Altria Group Distribution Company
8	Altria Client Services
9	Nu Mark LLC
10	Nu Mark Innovations, Ltd.
11	Eonsmoke, LLC
12	Home Oil Company, Inc.
13	The Hobo Pantry Foodstore #19
14	Circle K Stores, Inc, and Its Manager, Christa Dennard
15	My Vapor Hut, Inc. d/b/a 1ST Wave Vapor
16	Edgar F. Di Puglia as owner of The Smoke House Smoke Shop
17	Market 24 LLC
18	Guru Kop, Inc d/b/a Pantry 1 Food Mart
19	Lit Smoke Shop LLC.
20	New York Smoke Shop Inc.
21	Shreeji Smoke Shop Inc. dba Shreeji Smoke & Vape Shop
22	Tobacco and Wireless Sales LLC
23	Mohammed Shalash
24	Hilliard Smoke House
25	Olive Smoke Shop LLC d/b/a Franco's Smoke Shop
26	Phillip Rocke, LLC
27	Buckshot Vapors, Inc.
28	The Vaping Rabbit, LLC
29	Black Note, Inc.
30	Holdfast Vapors, LLC
31	Direct Vapor, LLC
32	e-Juice Vapor, Inc.
33	Marina Vape, LLC
34	Hookah Imports, Inc.
35	Mig Vapor, LLC
36	Mighty Vapors, LLC
37	Kilo E-Liquids, Inc.
38	Vape Wild, LLC

39	Dash Vaptes, Inc.
40	Meo, Inc.
41	Shwartz E-Liquid, LLC
42	Carter Elixiers, Inc.
43	Shenzhen Ivps Technology Corporation, Ltd.
44	Altria Enterprises LLC
45	Nicholas Pritzker
46	Hoyoung Huh
47	Riaz Valani
48	Mother Murphy's Labs, Inc.
49	Alternative Ingredients, Inc.
50	Tobacco Technology, Inc.
51	Eliquitech, Inc.
52	McLane Company, Inc.
53	Eby-Brown Company, LLC
54	Core-Mark Holding Company, Inc.
55	Speedway LLC
56	7-Eleven, Inc.
57	Walmart
58	Walgreens Boots Alliance, Inc.
59	Gulf Mart
60	Lehal Associates Inc. dba Delta Gas
61	Sheetz Inc.
62	Evolv LLC
63	Mamasan LLC
64	Axiocore Corporation dba Yogi E Liquid
65	Chevron Corporation
66	Mega Select Inc. d/b/a The Hook Up
67	XMMS LLC d/b/a Climax or Climax Smoke Shope
68	Wawa, Inc.
69	Limbachrupa LLC d/b/a Citgo #14247111 Thank You Come Again
70	R.J. Reynolds Vapor Company
71	Reynolds American Inc.
72	NJOY, LLC f/k/a NJOY Vapor Products, LLC
73	Puff-n-Snuff, Inc.
74	Landmark Convenience, LLC
75	Citgo Petroleum Corporation
76	Marathon Petroleum Company, LP
77	Higgycigs, LLC
78	Cigarette Depot

79	E-Cig & Vape Depot
80	Blue Water Stores, LLC
81	Valero Energy Corporation d/b/a Valero Corner Store
82	ZIIP Lab Co. Ltd.
83	ZLAB S.A.
84	Midjit Market, Inc. d/b/a Green Valley Grocery #19
85	Midjit Market, Inc. d/b/a Green Valley Grocery #25
86	Hawkeye Land Company, LLC d/b/ a Pit Stop Oil Company
87	Terrible Herbst, Inc. d/b/a Terrible Herbst #229
88	Maverick, Inc. d/b/a Maverick #456
89	Chevron U.S.A. Inc. d/b/a Chevron Station #377379
90	7-Eleven of Nevada, Inc. d/b/a 7-Eleven #32195
91	John Doe Corporation d/b/a Hello Neighbor Smoke Shop
92	John Doe Corporation d/b/a/ Southern Highlands Smoke Shop
93	John Doe Corporation d/b/a Smoke Shop Mini-Mart
94	VGOD Inc
95	VGOD LLC
96	Saltnic, LLC
97	XL Vape, LLC
98	DM & CA LLC
99	Exhale Vape Corp
100	General Vape LLC
101	Caviar Mist 6 Inc.
102	Fontem U.S., Inc.
103	Japan Tobacco International USA, Inc.
104	Logic Technology Development LLC
105	Houston Smoke, Inc.
106	Golden 7 Enterprises, Inc.
107	Drip More LLC



# **EXHIBIT B**

***In re Juul Labs, Inc., Marketing, Sales Practices, & Prods. Liab. Litig.*, MDL No. 2913  
Update On Matters Of Significance In Related Actions (CMO No. 9 at 3)<sup>1</sup>**

**1. State Attorney General Cases**

**Case Name:** *State of Alaska v. Juul Labs, Inc. f/k/a PAX Labs, Inc., Altria Group, Inc., Altria Client Services LLC, Altria Group Distribution Company, Nu Mark LLC, and Nu Mark Innovations, Ltd.*

**Case Number:** 3AN-20-09477CI

**Jurisdiction:** Superior Court of Alaska, Third Judicial District at Anchorage

**Judge/Magistrate:** Hon. Yvonne Lamoureux

**Plaintiffs:** State of Alaska

**Defendants:**<sup>2</sup> Juul Labs, Inc., Altria Group, Inc., Altria Client Services LLC, Altria Group Distribution Company, Nu Mark LLC, and Nu Mark Innovations, Ltd.

**Pending Motions:** Juul Labs, Inc.'s Motion to Dismiss

**Hearing Date(s):** N/A

**Case Schedule:**

- 4/23/2021: AG Opposition to MTD
- 5/24/2021: Replies in support of MTD

**Trial Date:** N/A

**Case Name:** *State of Arizona, ex rel. Mark Brnovich, Attorney General v. Juul Labs, Inc.*

**Case Number:** CV2020-000317

**Jurisdiction:** Superior Court of Arizona, Maricopa County

**Judge/Magistrate:** Hon. Daniel Martin

**Plaintiffs:** State of Arizona, ex rel. Mark Brnovich

**Defendants:** Juul Labs, Inc.

**Pending Motions:** N/A

**Hearing Date(s):** N/A

**Case Schedule:** N/A

**Trial Date:** N/A

**Case Name:** *The People of the State of California v. Juul Labs, Inc., PAX Labs, Inc. and Does 1-100, Inclusive*

**Case Number:** RG19043543

**Jurisdiction:** Superior Court of CA, County of Alameda

**Judge/Magistrate:** Hon. Stephen Kaus

**Plaintiffs:** The People of the State of California (Xavier Becerra)

**Defendants:** Juul Labs, Inc., Pax Labs, Inc., and Does 1-100, inclusive

**Pending Motions:** N/A

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<sup>1</sup> Pursuant to CMO No. 9, this outline reflects Juul Labs, Inc.'s reasonable efforts to identify matters of significance in pending litigation in "Related Actions," as defined in CMO No. 9. This outline does not include matters that have been tagged and transferred to the MDL (through a Conditional Transfer Order or Final Transfer Order).

<sup>2</sup> For all cases listed herein, the "Defendants" listed are the entities identified as Defendants in the corresponding complaint or complaints.

**Hearing Date(s):** 4/20/2021: Case Management Conference; 6/22/2021: Case Management Conference; 7/13/2022: Final Date for Hearings on Motions for Summary Judgment/Adjudication; 9/2/2022: Mandatory Settlement Conference; 9/30/2022: Pretrial Readiness Conference

**Case Schedule:**

- 4/20/2021: Case Management Conference
- 6/22/2021: Case Management Conference
- 11/15/2021: Fact Discovery Cutoff
- 1/10/2022: Expert Cutoff
- 1/31/2022: Supplemental Expert Cutoff
- 3/28/2022: Motions for Summary Judgment/Adjudication
- 7/13/2022: Final date for hearings on Motion for Summary Judgment/Adjudication
- 9/2/2022: Mandatory Settlement Conference
- 9/30/2022: Pretrial Readiness Conference

**Trial Date:** 10/7/2022

**Case Name:** *State of Colorado, ex rel. Philip J. Weiser, Attorney General v. Juul Labs, Inc.*

**Case Number:** 2020CV32283

**Jurisdiction:** District Court, County of Denver

**Judge/Magistrate:** Hon. John Elliff

**Plaintiffs:** State of Colorado, ex rel. Philip J. Weiser, Attorney General

**Defendants:** Juul Labs, Inc.

**Pending Motions:** N/A (Motion to Dismiss granted in part, dismissing public nuisance action with prejudice, on December 14, 2020)

**Hearing Date(s):** N/A

**Case Schedule:**

- 7/13/2021: Deadline for counterclaim or setoff
- 8/17/2021: Deadline to Amend or Supplement Pleadings, Joinder, or Identify Non-Parties at Fault
- 10/24/2022: Deadline for Plaintiff's Expert Disclosures
- 11/21/2022: Deadline for Defendant's Expert Disclosures
- 11/28/2022: Deadline for Summary Judgement
- 12/9/2022: Mediation
- 12/26/2022: Deadline for *Shreck* Motions
- 1/6/2023: Deadline for CRE 702 Motions Challenging Expert Testimony
- 1/9/2023: Discovery Cutoff
- 1/23/2023: Deadline for pretrial motions (except under C.R.C.P. 56 and C.R.E. 702), and for *in limine* Motions to be Ruled on Before Trial
- 1/30/2023: Trial Management Order
- 2/13/2023: Deadline for Trial Briefs
- 2/27/2023: Pretrial Conference

**Trial Date:** 2/27/2023

**Case Name:** *District of Columbia v. Juul Labs, Inc.*

**Case Number:** 2019CA007795B

**Jurisdiction:** Superior Court for the District of Columbia

**Judge/Magistrate:** Hon. Todd Edelman (transferred from Hon. Kelly Higashi)

**Plaintiffs:** District of Columbia (Karl A. Racine)

**Defendants:** Juul Labs, Inc.

**Pending Motions:** N/A

**Hearing Date(s):** 4/15/2022: Pre-Trial Conference

**Case Schedule:**

- 6/16/2021: Close of Fact Discovery
- 8/17/2021: Deadline for Proponent's Rule 26(a)(2)(B) Report
- 10/18/2021: Deadline for Opponent's Rule 26(a)(2)(B) Report
- 12/17/2021: Close of Expert Discovery
- 2/15/2022: Motions Deadline (not applicable to discovery-related motions or motions respecting the conduct of the trial)
- 4/1/2022: ADR Mediation Case Evaluation
- 4/15/2022: Pre-Trial Conference

**Trial Date:** N/A

**Case Name:** *State of Hawai'i v. Juul Labs, Inc., previously d/b/a PAX Labs, Inc. and Ploom Inc., Altria Group, Inc., Philip Morris USA, Inc., Altria Client Services LLC, Altria Group Distribution Company, Adam Bowen, James Monsees, Nicholas Pritzker, Hoyoung Huh, Riaz Valani, Altria Doe Defendants 1-20, and Does 1-60*

**Case Number:** 1CCV-20-0000933

**Jurisdiction:** Circuit Court of the 1st Circuit, State of Hawai'i

**Judge/Magistrate:** Hon. Dean E. Ochiai

**Plaintiffs:** State of Hawai'i

**Defendants:** Juul Labs, Inc., Altria Group, Inc., Philip Morris USA, Inc., Altria Client Services LLC, Altria Group Distribution Company, Adam Bowen, James Monsees, Nicholas Pritzker, Hoyoung Huh, Riaz Valani, Altria Doe Defendants 1-20, and Does 1-60

**Pending Motions:** Defendants' Motions to Dismiss

**Hearing Date(s):** 4/22/2021: Status Conference and Hearing on Motions to Dismiss; 6/9/2021 Hearing on Plaintiff's Motion for Protective Order

**Case Schedule:**

- 6/1/2021: Deadline to Oppose Plaintiff's Motion for Protective Order
- 6/4/2021: Deadline for Reply in Support of Motion for Protective Order
- 8/26/2021: Deadline for AG to File Pretrial Statement

**Trial Date:** N/A

**Case Name:** *The People of the State of Illinois v. Juul Labs, Inc.*

**Case Number:** 19CH14302

**Jurisdiction:** Circuit Court of Cook County

**Judge/Magistrate:** Hon. Cecilia A. Horan

**Plaintiffs:** The People of the State of Illinois (Kwame Raoul)

**Defendants:** Juul Labs, Inc.

**Pending Motions:** Juul Labs, Inc.'s Motion to Dismiss or Stay the Proceeding

**Hearing Date(s):** May 12, 2021: Status Hearing  
**Case Schedule:** N/A  
**Trial Date:** N/A

**Case Name:** *Commonwealth of Massachusetts v. Juul Labs, Inc.*  
**Case Number:** 2084CV00402  
**Jurisdiction:** Superior Court for the Commonwealth of Massachusetts, County of Suffolk  
**Judge/Magistrate:** Hon. Janet L. Sanders  
**Plaintiffs:** Commonwealth of Massachusetts (Maura Healy)  
**Defendants:** Juul Labs, Inc.  
**Pending Motions:** N/A  
**Hearing Date(s):** 6/1/2021: Discovery Conference; 2/28/2023: Pre-Trial Conference  
**Case Schedule:**

- 6/1/2021: Rule 16 Discovery Conference
- 3/18/2022: Fact Discovery Cutoff
- 5/13/2022: AG Expert Witness Disclosures
- 7/22/2022: JLI Expert Witness Disclosures
- 8/26/2022: Expert Discovery Cutoff (Pltf. Rebuttal Experts)
- 10/21/2022: Expert Depositions Deadline
- 11/18/2022: Motions for Summary Judgment Deadline
- 2/28/2023: Pretrial Conference

**Trial Date:** 3/20/2023

**Case Name:** *State of Minnesota, by its Attorney General, Keith Ellison v. Juul Labs, Inc., a Delaware Corporation f/k/a Pax Labs, Inc. f/k/a Ploom Products, Inc.; Altria Group, Inc. f/k/a Philip Morris Companies, Inc.; Philip Morris USA Inc. f/k/a Philip Morris Inc.; Altria Client Services LLC; Altria Group Distribution Company; Altria Enterprises LLC*  
**Case Number:** 27-CV-19-19888  
**Jurisdiction:** 4th Judicial District Court of Hennepin County  
**Judge/Magistrate:** Hon. Laurie J. Miller  
**Plaintiffs:** State of Minnesota, by its Attorney General, Keith Ellison  
**Defendants:** Juul Labs, Inc.; Altria Group, Inc.; Philip Morris USA Inc.; Altria Client Services LLC; Altria Group Distribution Company; Altria Enterprises LLC  
**Pending Motions:** Defendants' Motions to Dismiss  
**Hearing Date(s):** N/A  
**Case Schedule:**

- 9/1/2021: Fact Discovery Cutoff
- 10/15/2021: Plaintiff Expert IROG Answers, Disclosures, and Reports to be Completed
- 12/1/2021: Defendant IME's, Expert IROG Answers, Disclosures, and Reports (Expert Cutoff)
- 12/6/2021: Begin Expert Witness Depositions
- 1/28/2022: Expert Witness Depositions to be Completed
- 3/31/2022: Dispositive Motions
- 5/31/2022: ADR Completion

**Trial Date:** 7/17/2022

**Case Name:** *State of Mississippi, ex rel. Lynn Fitch, Attorney General for the State of Mississippi v. Juul Labs, Inc.*

**Case Number:** 25CH1:19-cv-01553

**Jurisdiction:** Chancery Court of Hinds County, Mississippi

**Judge/Magistrate:** Hon. Crystal Wise Martin

**Plaintiffs:** State of Mississippi, ex rel. Lynn Finch, Attorney General for the State of Mississippi

**Defendants:** Juul Labs, Inc.

**Pending Motions:** Juul Labs, Inc.'s Motion to Dismiss

**Hearing Date(s):** N/A

**Case Schedule:** N/A

**Trial Date:** N/A

**Case Name:** *State of New Mexico, ex rel. Hector H. Balderas, Attorney General v. Juul Labs, Inc.*

**Case Number:** D-101-CV-202001033

**Jurisdiction:** 1st Judicial District, County of Santa Fe

**Judge/Magistrate:** Hon. Kathleen McGarry Ellenwood

**Plaintiffs:** State of New Mexico, ex rel. Hector H. Balderas

**Defendants:** Juul Labs, Inc.

**Pending Motions:** Juul Labs, Inc.'s Motion to Dismiss

**Hearing Date(s):** 6/22/2021: Hearing re MTD Counts Three and Four of Plaintiff's Amended Complaint

**Case Schedule:** N/A

**Trial Date:** N/A

**Case Name:** *The People of the State of New York, by Letitia James, Attorney General of the State of New York v. Juul Labs, Inc.*<sup>3</sup>

**Case Number:** 452168/2019

**Jurisdiction:** Supreme Court of New York, County of New York

**Judge/Magistrate:** Hon. O. Peter Sherwood (recently retired, new assignment pending)

**Plaintiffs:** The People of the State of New York, by Letitia James

**Defendants:** Juul Labs, Inc.

**Pending Motions:** N/A

**Hearing Date(s):** N/A

**Case Schedule:**<sup>4</sup>

- 11/5/2021: Fact Discovery Cutoff
- 12/17/2021: AG Expert Disclosures
- 1/28/2022: Defendants' Expert Disclosures
- 3/25/2021: Expert Discovery Cutoff
- 4/8/2022: Last Day to Serve Requests for Admission

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<sup>3</sup> The NY AG has filed an Amended Complaint, adding James Monsees, Adam Bowen, Nicholas Pritzker, Riaz Valani, and Hoyoung Huh as defendants.

<sup>4</sup> The parties have stipulated to these dates and are awaiting the court's entry.

- 5/13/2022: All Discovery Cutoff
- 5/27/2022: Note of Issue
- 7/1/2022: Dispositive Motions Cutoff

**Trial Date:** 2023

**Case Name:** *State of North Carolina, ex rel. Joshua H. Stein, Attorney General v. Juul Labs, Inc.*

**Case Number:** 19CVS2885

**Jurisdiction:** Superior Court Division of North Carolina, Durham County

**Judge/Magistrate:** Hon. Orlando F. Hudson, Jr.

**Plaintiffs:** State of North Carolina, ex rel. Joshua H. Stein

**Defendants:** Juul Labs, Inc.

**Pending Motions:** Juul Labs, Inc.'s Motion to Continue Trial Date; Juul Labs, Inc.'s Motion to Compel Production of Withheld Documents from NC DHHS

**Hearing Date(s):** 5/17/2021: Hearing re Summary Judgment Motions

**Case Schedule:** The parties are discussing a revised case schedule to account for the new trial date.

**Trial Date:** 6/7/2021

**Case Name:** *Commonwealth of Pennsylvania by Josh Shapiro, in his official capacity as Attorney General of the Commonwealth of Pennsylvania v. Juul Labs, Inc.*

**Case Number:** 200200962

**Jurisdiction:** Court of Common Pleas of Philadelphia County

**Judge/Magistrate:** Hon. Arnold L. New

**Plaintiffs:** Commonwealth of Pennsylvania by Josh Shapiro, in his official capacity as Attorney General of the Commonwealth of Pennsylvania

**Defendants:** Juul Labs, Inc.

**Pending Motions:** N/A

**Hearing Date(s):** N/A

**Case Schedule:**

- 12/6/2021: Fact Discovery Cutoff
- 1/3/2022: State Expert Cutoff
- 2/7/2022: JLI Expert Cutoff
- 2/7/2022: Deadline for Pretrial Motions
- 3/7/2022: Projected Settlement Conference Date
- 5/2/2022: Pre-Trial Conference Date

**Trial Date (projected):** 6/6/2022

**Case Name:** *State of Washington v. Juul Labs, Inc.; Pax Labs, Inc.*

**Case Number:** 20-2-13366-3

**Jurisdiction:** Superior Court of Washington, King County

**Judge/Magistrate:** Hon. Douglas North

**Plaintiffs:** State of Washington (Robert Ferguson)

**Defendants:** Juul Labs, Inc.; Pax Labs, Inc.

**Pending Motions:** N/A

**Hearing Date(s):** N/A

**Case Schedule:**<sup>5</sup>

- 3/23/2021: JLI Answer to Complaint
- 7/9/2021: Deadline for Disclosure of Possible Primary Witnesses
- 9/24/2021: Deadline for Disclosure of Possible Additional Witnesses
- 11/19/2021: Deadline for Discovery Cutoff
- 12/17/2021: Deadline for Expert Disclosures
- 2/25/2022: Deadline for Rebuttal Expert Disclosures
- 3/11/2022: Deadline for Jury Demand; Deadline for a Change in Trial Date
- 4/29/2022: Expert Discovery Deadline
- 6/3/2022: Deadline to File Dispositive Motions
- 6/17/2022: Deadline to File Responsive Briefs to Dispositive Motions
- 6/24/2022: Deadline to File Reply Briefs to Dispositive Motions
- 7/1/2022: Deadline for Hearing Dispositive Pretrial Motions
- 7/15/2022: Deadline for Engaging in Alternative Dispute Resolution
- 8/5/2022: Deadline for ER 904 notice, Motions in Limine, exchange of witness and exhibits lists, and joint confirmation of trial readiness
- 8/19/2022: Deadline to file Joint Statement of Evidence, Trial Briefs, Proposed Findings of Fact and Conclusions of Law, and Jury Instructions

**Trial Date:** 9/9/2022

**2. In re Juul Labs, Inc. Antitrust Litigation**

**Case Name:** *In re Juul Labs, Inc. Antitrust Litigation* (Formerly *Douglas J. Reece, on his own behalf and all others similarly situated v. Altria Group, Inc. and Juul Labs, Inc.*)

**Case Number:** 3:20-cv-02345

**Jurisdiction:** N.D. California

**Judge/Magistrate:** Hon. William H. Orrick

**Plaintiffs:** Douglas J. Reece, on his own behalf and all others similarly situated

**Defendants:** Altria Group, Inc. and Juul Labs, Inc.

**Consolidated Complaints:** Direct Purchaser Pltf. Consolidated Class Action Complaint; Indirect Purchaser Pltfs. Consolidated Class Action Complaint; Indirect Reseller Pltfs. Consolidated Class Action Complaint

**Pending Motions:** N/A

**Hearing Date(s):** 4/21/2021: Further CMC and Motion to Dismiss Hearing

**Case Schedule:**

- 4/14/2021: Deadline for Case Management Statement

**Trial Date:** N/A

**Related Cases:**

- *B&C Retail, Inc., individually and on behalf of all others similarly situated v. Altria Group, Inc., Altria Enterprises LLC, and Juul Labs, Inc. (N.D. CA, No. 3:20-cv-03868)*

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<sup>5</sup> The parties have stipulated to these dates and are awaiting the court's entry.



- *Irwindale Fuel Station, Inc., a California Corporation, v. Altria Group, Inc., Altria Enterprises LLC, and Juul Labs, Inc.* (N.D. CA, No. 3:20-cv-04736)
- *Daraka Larimore, Adam Matschullat and Keith May, individually and on behalf of all others similarly situated v. Altria Group, Inc. and Juul Labs, Inc.* (N.D. CA, No. 3:20-cv-02999)
- *Sofjion, Inc., Rose and Fifth, Inc., and Napht, Inc. v. Juul Labs, Inc.; Altria Enterprises LLC; and Altria Group, Inc.* (N.D. CA, No. 3:20-cv-03861)
- *Noor Baig, Inc., individually and on behalf of all others similarly situated v. Altria Group, Inc. and Juul Labs, Inc.* (N.D. CA, No. 3:20-cv-03867)
- *Mallory Flannery v. Altria Group, Inc. and Juul Labs, Inc.* (N.D. CA, No. 3:20-cv-02891)
- *Brent Jackson, individually and on behalf of all others similarly situated v. Altria Group, Inc. and Juul Labs, Inc.* (N.D. CA, No. 3:20-cv-04238)
- *Kerry Walsh and Allison Harrod, individually and on behalf of all other persons similarly situated v. Altria Group, Inc. and Juul Labs, Inc.* (N.D. CA, No. 3:20-cv-03183)
- *Somerset Party Store Inc., individually and on behalf of all others similarly situated v. Altria Group, Inc., Altria Enterprises LLC, and Juul Labs, Inc.* (N.D. CA, No. 3:20-cv-04073)
- *Jessica McGee, individually and on behalf of all others similarly situated v. Altria Group, Inc., Altria Enterprises LLC, and Juul Labs, Inc.* (N.D. CA, No. 3:20-cv-04413)
- *Aaron Licari, on his own behalf and all others similarly situated v. Altria Group, Inc. and Juul Labs, Inc.* (N.D. CA, No. 3:20-cv-02778)
- *Anthony Martinez, individual and representative plaintiff v. Altria Group, Inc. and Juul Labs, Inc.* (N.D. CA, No. 3:20-cv-02597)
- *Benjamin Deadwyler, individual and representative v. Altria Group, Inc. and Juul Labs, Inc.* (N.D. CA, No. 3:20-cv-02729)
- *Denise Redfield and Albert Riccelli, individually and on behalf of all other persons similarly situated v. Altria Group, Inc. and Juul Labs, Inc.* (N.D. CA, No. 3:20-cv-03288)
- *John F. Stiles v. Altria Group, Inc., Altria Enterprises LLC, and Juul Labs, Inc.* (N.D. CA, No. 3:20-cv-02779)
- *Sheridan Carlson v. Altria Group, Inc., Altria Enterprises LLC, and Juul Labs, Inc.* (N.D. CA, No. 3:20-cv-03430)
- *Matthew Blomquist, individually and on behalf of himself and all other persons similarly situated v. Altria Group, Inc. and Juul Labs, Inc.* (N.D. CA, No. 3:20-cv-02512)

### 3. Securities Litigation

**Case Name:** *Gabby Klein, individually and on behalf of all others similarly situated, v. Altria Group, Inc., Howard A. Willard III, William F. Gifford, Jr., Juul Labs, Inc., Adam Bowen, James Monsees, Kevin Burns, and K.C. Crosthwaite*

**Case Number:** 3:20-cv-00075

**Jurisdiction:** E.D. Virginia

**Judge/Magistrate:** Hon. David J. Novak

**Plaintiffs:** Gabby Klein, individually and on behalf of all others similarly situated, Construction Laborers Pension Trust of Greater St. Louis, Donald Sherbondy, Sarah Sherbondy (Plaintiffs); Patrick F. Cipolla, Richard E. Pernisi, Jonathan Selsley, Local 705 International Brotherhood of Teamsters Pension Fund (Movants)

**Defendants:** Juul Labs, Inc., Adam Bowen, James Monsees, Kevin Burns, K.C. Crosthwaite, Altria Group, Inc., Howard A. Willard III, and William F. Gifford, Jr.

**Pending Motions:** N/A

**Hearing Date(s):** N/A

**Case Schedule:**

- 04/16/21: Deadline for Defendants to file an Answer to Plaintiffs' Corrected Consolidated Class Action Complaint
- 07/04/21: Deadline for settlement discussions before private mediator
- 11/24/21: Close of fact and expert discovery
- 01/21/21: Summary Judgment Opening Brief
- 02/18/22: Summary Judgment Opposition
- 03/11/22: Summary Judgment Reply

**Trial Date:** N/A

#### 4. Derivative Lawsuits

**Case Name:** *Margaret A. Randolph, Trustee for the Margaret A. Randolph Revocable Trust U/A 03/06/97, Derivatively on Behalf of the Altria Group, Inc. v. William F. Gifford, Jr., Howard A. Willard III, John T, Casteen III, Dinyar S, Devritem Thomas F. Farrell II, Debra J. Kelly-Ennis, W Leo Kiely III, Kathryn B. McQuade, George Munoz, Mark E. Newman, Nabil Y. Sakkab, Virginia E. Shanks, Ellen R. Strathlman, Kevin C. Chrostwaite, Jr., Adam Bowen, Kevin Burns, James Monsees, Riaz Valani, Nicholas J. Pritzker, and Juul Labs Inc., (Defendants) and the Altria Group, Inc. (Nominal Defendant).*

**Case Number:** 3:21-cv-00209

**Jurisdiction:** E.D. Virginia

**Judge/Magistrate:** Hon. David J. Novak

**Plaintiffs:** Margaret A. Randolph, Trustee

**Defendants:** William F. Gifford, Jr., Howard A. Willard III, John T, Casteen III, Dinyar S, Devrite, Thomas F. Farrell II, Debra J. Kelly-Ennis, W. Leo Kiely III, Kathryn B. McQuade, George Munoz, Mark E. Newman, Nabil Y. Sakkab, Virginia E. Shanks, Ellen R. Strahlman, Kevin C. Crosthwaite, Jr., Adam Bowen, Kevin Burns, James Monsees, Riaz Valani, Nicholas J. Pritzker, and Juul Labs Inc., (Defendants) and the Altria Group, Inc. (Nominal Defendant)

**Pending Motions:** On April 12, 2021, Parties filed a joint motion, asking the Court to consolidate all five related shareholder derivative actions and set a briefing schedule for the appointment of lead plaintiff and lead counsel.

**Hearing Date(s):** N/A

**Case Schedule:** The Court is currently considering the Joint Motion to Consolidate.

**Related Case:** N/A

**Trial Date:** N/A

**Case Name:** *Thomas Sandys, on Behalf of Himself and Derivatively on behalf of the Altria Group, Inc. v. Howard A. Willard III, William F. Gifford, Jr., Kevin C. Crosthwaite, Kevin Burns, Nicholas Pritzker, Riaz Valani, and Juul Labs Inc. (Defendants) v. The Altria Group, Inc. (Nominal Defendant)*

**Case Number:** 3:2021-cv-00198

**Jurisdiction:** E.D. Virginia

**Judge/Magistrate:** Hon. David J. Novak

**Plaintiffs:** Thomas Sandys, on Behalf of Himself and Derivatively on behalf of the Altria Group, Inc. (Plaintiffs); Maria Cecilia Lorca (Movant)

**Defendants:** Howard A. Willard III, William F. Gifford, Jr., Kevin C. Crosthwaite, Kevin Burns, Nicholas Pritzker, Riaz Valani, and Juul Labs Inc. (Defendants); The Altria Group, Inc. (Nominal Defendant)

**Pending Motions:** On April 12, 2021, Parties filed a joint motion, asking the Court to consolidate all five related shareholder derivative actions and set a briefing schedule for the appointment of lead plaintiff and lead counsel.

**Hearing Date(s):** N/A

**Case Schedule:** On March 22, 2021, the court ordered the consolidation of the *Sandys* and *Lorca* matters and transferred the matters to the Eastern District of Virginia. The Court is currently considering the Joint Motion to Consolidate.

**Related Case:** *Maria Cecilia Lorca, Derivatively on Behalf of Altria Group, Inc. v. William F. Gifford, Jr., Howard A. Willard III, Kevin C. Crosthwaite, Jr., Juul Labs, Inc., Kevin Burns, Riaz Valani, and Nicholas J. Pritzker, Defendants, v. Altria Group, Inc., a Virginia Corporation, Nominal Defendant* (E.D. Virginia, No. 3:2021-cv-00199)

**Trial Date:** N/A

**Case Name:** *Eric Gilbert, derivatively on behalf of Altria Group, Inc., vs. William F. Gifford, Jr., Howard A. Willard III, Kevin C. Crosthwaite Jr., John T. Casteen III, Dinyar S. Devitre, Thomas F. Farrell II, Debra J. Kelly-Ennis, W. Leo Kiely III, Kathryn B. McQuade, George Munoz, Mark E. Newman, Nabil Y. Sakkab, Virginia E. Shanks, Adam Bowen, James Monsees, Kevin Burns, and Juul Labs, Inc. v. The Altria Group, Inc. (Nominal Defendant)*

**Case Number:** No. 3:20-cv-00772

**Jurisdiction:** E.D. Virginia

**Judge/Magistrate:** Hon. David J. Novak

**Plaintiffs:** Eric Gilbert, derivatively on behalf of Altria Group, Inc.

**Defendants:** William F. Gifford, Jr., Howard A. Willard III, Kevin C. Crosthwaite Jr., John T. Casteen III, Dinyar S. Devitre, Thomas F. Farrell II, Debra J. Kelly-Ennis, W. Leo Kiely III, Kathryn B. McQuade, George Munoz, Mark E. Newman, Nabil Y. Sakkab, Virginia E. Shanks, Adam Bowen, James Monsees, Kevin Burns, and Juul Labs, Inc. (Defendants); The Altria Group, Inc. (Nominal Defendant)

**Pending Motions:** On April 12, 2021, Parties filed a joint motion, asking the Court to consolidate all five related shareholder derivative actions and set a briefing schedule for the appointment of lead plaintiff and lead counsel.

**Hearing Date(s):** N/A

**Case Schedule:** The Court is currently considering the Joint Motion to Consolidate.

**Trial Date:** N/A

**Case Name:** *David Hamilton, derivatively on behalf of Altria Group, Inc., vs. William F. Gifford, Jr., Howard A. Willard III, Kevin C. Crosthwaite Jr., John T. Casteen III, Dinyar S. Devitre, Thomas F. Farrell II, Debra J. Kelly-Ennis, W. Leo Kiely III, Kathryn B. McQuade, George Munoz, Mark E. Newman, Nabil Y. Sakkab, Virginia E. Shanks, Adam Bowen, James Monsees, Kevin Burns, Riaz Valani, Nicholas J. Pritzer and Juul Labs, Inc. v. The Altria Group, Inc. (Nominal Defendant)*

**Case Number:** No. 3:21-cv-00047

**Jurisdiction:** E.D. Virginia

**Judge/Magistrate:** Hon. David J. Novak

**Plaintiffs:** David Hamilton, derivatively on behalf of Altria Group, Inc.

**Defendants:** William F. Gifford, Jr., Howard A. Willard III, Kevin C. Crosthwaite Jr., John T. Casteen III, Dinyar S. Devitre, Thomas F. Farrell II, Debra J. Kelly-Ennis, W. Leo Kiely III, Kathryn B. McQuade, George Munoz, Mark E. Newman, Nabil Y. Sakkab, Virginia E. Shanks, Adam Bowen, James Monsees, Kevin Burns, Riaz Valani, Nicholas Pritzker and Juul Labs, Inc. (Defendants); The Altria Group, Inc. (Nominal Defendant)

**Pending Motions:** On April 12, 2021, Parties filed a joint motion, asking the Court to consolidate all five related shareholder derivative actions and set a briefing schedule for the appointment of lead plaintiff and lead counsel.

**Hearing Date(s):** N/A

**Case Schedule:** The Court is currently considering the Joint Motion to Consolidate.

**Trial Date:** N/A

## 5. Federal Trade Commission Complaint

**Case Name:** *In the Matter of Altria Group, Inc. and Juul Labs, Inc.*

**Case Number:** No. 9393

**Jurisdiction:** Federal Trade Commission

**Administrative Law Judge:** D. Michael Chappell

**Plaintiffs:** N/A

**Defendants:** Altria Group, Inc.; Juul Labs, Inc.

**Pending Motions:** N/A

**Hearing Date(s):** 6/1/2021 Final prehearing conference

**Case Schedule:**

- 4/22/2021: Respondents to provide final proposed exhibit list
- 4/22/2021: Deadline to provide notice of intent to offer confidential materials of an opposing party or non-party at the hearing
- 5/3/2021: Deadline for motion for summary decision
- 5/5/2021: Objections to final proposed witness and exhibit lists
- 5/7/2021: Deadline for filing motions for *in camera* treatment of proposed trial exhibits
- 5/10/2021: Deadline for filing motions *in limine*
- 5/14/2021: Complaint Counsel files pretrial brief
- 5/14/2021: Deadline for filings responses to motions for *in camera* treatment of proposed trial exhibits
- 5/17/2021: Deadline for filing responses to motions *in limine*
- 5/21/2021: Exchange of proposed stipulations of law, facts, and authenticity
- 5/25/2021: Respondents file pretrial brief
- 6/1/2021: Final prehearing conference

**Trial Date:** 6/2/2021 Evidentiary Hearing (Max. 210 hours)

## 6. JCCP

**Case Name:** *Juul Labs Product Cases*

**Case Number:** JCCP 5052

**Jurisdiction:** Superior Court of the State of California, County of Los Angeles

**Judge/Magistrate:** Hon. Ann I. Jones

**Plaintiffs:** The People of the State of California et al.

**Defendants:** Juul Labs, Inc., *et al.*

**Pending Motions:** N/A

**Hearing Date(s):** 6/9/2021: Further Status Conference and Hearing on Motions to Dismiss

**Case Schedule:**

- 4/16/2021: Deadline for Oppositions to any motions to stay or motions to dismiss based on the pendency of cases in other courts as to putative class actions complaints by JLI and/or corporate defendants re Public Entity Plaintiffs, Grossmont and San Diego OOE (Second Wave)
- 4/19/2021: Deadline for Replies ISO Demurrers and all Motions by JLI and/or the Altria Defendants re Public Entity Plaintiffs, Grossmont and San Diego OOE (First Wave)
- 4/23/2021: Deadline for Oppositions to any motions to stay or dismiss based on pendency of cases in other courts as to putative class action complaints by JLI and/or corporate defendants re Private Plaintiffs, Arriaza and Montelaro (Second Wave)
- 4/23/2021: Deadline for Oppositions to any motions to stay or motions to dismiss based on the pendency of cases in other courts as to putative class actions complaints by individual defendants re Public Entity Plaintiffs, Grossmont and San Diego OOE (Second Wave)
- 4/30/2021: Deadline for Oppositions to any motions to stay or dismiss based on pendency of cases in other courts as to putative class action complaints by any individual defendants re Private Plaintiffs, Arriaza and Montelaro (Second Wave)
- 4/30/2021: Deadline for Replies ISO any motions to stay or dismiss based on pendency of cases in other courts as to putative class action complaints by JLI and/or corporate defendants re Private Plaintiffs, Arriaza and Montelaro (Second Wave)
- 4/30/2021: Deadline for Replies ISO Demurrers and all Motions by individual defendants re Public Entity Plaintiffs, Grossmont and San Diego OOE (First Wave)
- 4/30/2021: Deadline for Replies ISO any motions to stay or motions to dismiss based on the pendency of cases in other courts as to putative class actions complaints by JLI and/or corporate defendants re Public Entity Plaintiffs, Grossmont and San Diego OOE (Second Wave)
- 5/6/2021: Deadline for Replies ISO Demurrers and all Motions by any individual defendants re Private Plaintiffs, Arriaza and Montelaro (First Wave)
- 5/7/2021: Deadline for Replies ISO any motions to stay or dismiss based on pendency of cases in other courts as to putative class action complaints by any individual defendants re Private Plaintiffs, Arriaza and Montelaro (Second Wave)
- 5/7/2021: Deadline for Replies ISO any motions to stay or motions to dismiss by individual defendants re Public Entity Plaintiffs, Grossmont and San Diego OOE (Second Wave)
- 6/2/2021: Deadline for Joint Status Report
- 6/9/2021: Further Status Conference and Hearing on Motions to Stay or Dismiss (First and Second Wave)

**Trial Date:** N/A

7. **State Court Actions**

**Case Name:** *City of Chicago, a municipal corporation v. Juul Labs, Inc., Leah Mol, Inc. d/b/a Rog Mobil, 2550 Pulaski Business, Inc. d/b/a Mobil, 4901 Central Inc. d/b/a Shell, T and M Gas, Inc. d/b/a Shell, and Irving Shell Gas and Food, Inc.*

**Case Number:** 2020-CH-4183

**Jurisdiction:** Circuit Court of Cook County, IL

**Judge/Magistrate:** Hon. Allen Walker

**Plaintiffs:** City of Chicago, a municipal corporation

**Defendants:** Juul Labs, Inc., Leah Mol, Inc. d/b/a Rog Mobil, 2550 Pulaski Business, Inc. d/b/a Mobil, 4901 Central Inc. d/b/a Shell, T and M Gas, Inc. d/b/a Shell, and Irving Shell Gas and Food, Inc.

**Pending Motions:** Juul Labs, Inc.'s Motion to Dismiss

**Hearing Date(s):** 4/15/2021: Hearing re Oral Argument for MTDs & Def. Motion to Stay or for Extension of Time

**Case Schedule:**

- 5/11/2021: Case Management Conference

**Trial Date:** N/A

**Case Name:** *Cherokee Nation v. Juul Labs, Inc. et al.*

**Case Number:** CJ-20-114

**Jurisdiction:** District Court of Sequoyah County, State of Oklahoma

**Judge:** Hon. Jeff Payton

**Plaintiff:** The Cherokee Nation

**Defendants:** Juul Labs, Inc., McLane Company, Inc., Core-Mark Holding Company, Inc., Circle K Stores Inc., Walmart, Walgreen Boots Alliance, Inc., GPM Investments, Inc., Casey's General Stores, Inc., Murphy USA, Inc., QuikTrip Corporation, Kum & Go, Inc., Pete's of Erie, Inc., and Pilot Travel Centers LLC d/b/a Pilot Flying J<sup>6</sup>

**Pending Motions:** Defendants' Motions to Dismiss

**Hearing Date(s):** N/A

**Case Schedule:** N/A

**Trial Date:** N/A

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<sup>6</sup> Plaintiff has voluntarily dismissed Defendants Mother Murphy's Labs, Inc., Alternative Ingredients, Inc., Tobacco Technology, Inc., eLiquitech, Inc., and Eby-Brown Company, LLC.