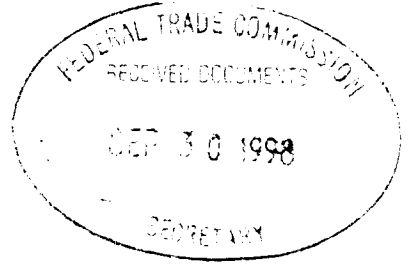
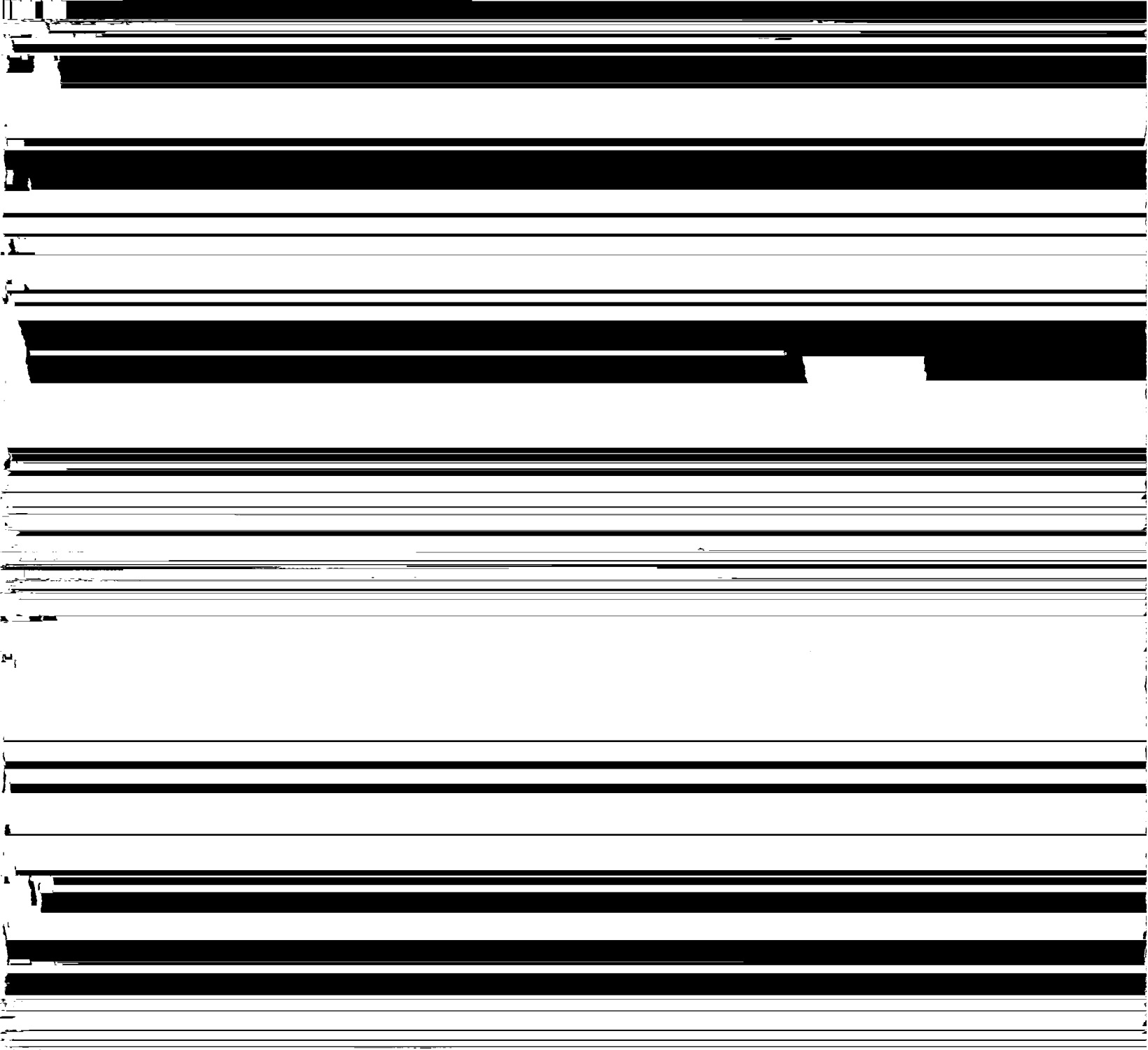


UNITED STATES OF AMERICA
BEFORE THE FEDERAL TRADE COMMISSION



In the Matter of)
)
)
R.J. REYNOLDS TOBACCO COMPANY,)
a corporation.)

Docket No. 9285



complaint counsel's supporting memorandum.²⁷ Complaint Counsel Motion for Entry of

8. Authority cited by complaint counsel in its motion and during oral argument are not persuasive. In *Mawby v. United States*, 999 F.2d 1252 (8th Cir. 1993), the trial court's decision was reversed because plaintiff did not have "opportunity to rebut last minute evidence put on by the government." Respondent's disclosure is not last minute and complaint counsel will have more than adequate opportunity to rebut at trial. *Allread v. City of Granada*, 988 F.2d 1125 (5th Cir. 1992) and *Guerrero-Diaz v. I. D.*