

B248472

UNITED STATES OF AMERICA
BEFORE FEDERAL TRADE COMMISSION

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

DOCKET NO. 9285

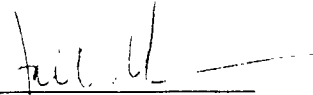
CERTIFICATION TO COMMISSION

UNITED STATES OF AMERICA
FEDERAL TRADE COMMISSION

R. J. REYNOLDS TOBACCO COMPANY,)

DOCKET NO. 9285

Respectfully submitted this 24th day of November, 1998.



David C. Shonka
Theodore H. Hoppock
Shira D. Modell
David P. Frankel

UNITED STATES OF AMERICA
FEDERAL TRADE COMMISSION

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To: The Honorable James P. Timony
Administrative Law Judge

COMPLAINT COUNSEL'S MEMORANDUM OF POINTS AND AUTHORITIES
IN SUPPORT OF MOTION TO DISMISS

Complaint Counsel submit this memorandum in support of our request that the ALJ
certify to the Commission a motion to dismiss this matter in its entirety. Because the relief

63 F.T.C. 998, 1014 (1963) (order dismissing complaint). Thus, the Commission can -- and

should -- dismiss a matter at any time during the course of the proceedings.

[REDACTED]

[REDACTED]

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Community, Inc., 73 F.T.C. at 944; *see also Dillard Department Stores, Inc.*, 1996 FTC LEXIS

settle the states' litigation against the tobacco industry. The broad-ranging settlement agreement

[REDACTED]

program to [] counter the use by Youth of Tobacco Products." (*Id.*, Sections VI(c) & (f)). Such
