

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

UNITED STATES OF AMERICA,	:	
	:	
Plaintiff,	:	
	:	Civil Action No. 99-2496 (GK)
and	:	
	:	
TOBACCO-FREE KIDS ACTION FUND,	:	
AMERICAN CANCER SOCIETY,	:	
AMERICAN HEART ASSOCIATION,	:	
AMERICAN LUNG ASSOCIATION,	:	
AMERICANS FOR NONSMOKERS' RIGHTS,	:	
and NATIONAL AFRICAN AMERICAN	:	
TOBACCO PREVENTION NETWORK,	:	
	:	
Intervenors,	:	
	:	
v.	:	
	:	
PHILIP MORRIS USA, INC.,	:	
(f/k/a Philip Morris, Inc.), <i>et al.</i> ,	:	
	:	
Defendants.	:	

ORDER #1021

The United States has filed a Motion to Amend the Court's Final Order, #1015, entered August 17, 2006. Upon consideration of the Motion, the Opposition, the Reply, and the entire record herein, the Motion is **granted** for the following reasons.

The Defendants (Philip Morris USA, Altria, R.J. Reynolds, Brown & Williamson, Lorillard, and BATCo) agree with the Government that there is an inconsistency between the Court's Opinion accompanying Order #1015 and the Final Order itself. The Court ruled that it would require Defendants to disclose various documents on publicly accessible websites and at document

depositories for a period of 15 years; however, the Final Order extends that period until 2016, rather than 2021.

In their Opposition, Defendants essentially ask the Court to reconsider its initial ruling extending the disclosure requirement for 15 years. The Court has no reason to reconsider that determination.

WHEREFORE, it is this 20th day of September, 2006, hereby

ORDERED that the United States Motion is **granted**; and it is further

ORDERED that the following paragraphs in Order #1015 - Final Judgment and Remedial Order, dated August 17, 2006, are amended as follows:

8. Defendants Philip Morris, R.J. Reynolds, Lorillard, and Brown & Williamson, shall maintain Internet Document Websites until September 1, 2021 at their expense. These Defendants shall maintain on their Internet Websites the documents and bibliographic information that currently appear on their respective Internet Document Websites as well as the additional documents and bibliographic information described below. These Defendants shall provide links to their Internet Document Websites from any and all publicly-accessible company websites and shall display such links prominently and in a manner easily accessible to visitors.

9. Defendant BATCo shall create and maintain by January 1, 2007, an Internet Document Website until September 1, 2021, at its expense. The BATCo Internet Document Website shall be created and publicly accessible no later than 120 days from the date of this Final Judgment and Remedial Order. BATCo shall provide links to its Internet Document Website from any and all publicly-accessible company websites and shall display such links prominently and in a manner easily accessible to visitors.

11d. Each Defendant shall continue to fund and produce documents to the Minnesota Depository until September 1, 2021.

12. BATCo shall continue to maintain its obligations as to documents available in the Guildford Depository until September 1, 2021. BATCo shall ensure access to the Guildford Depository for six organizations and 12 visitors per day.

/s/

Gladys Kessler
United States District Judge

Copies via ECF to all counsel of record