

**UNITED STATES OF AMERICA
FEDERAL TRADE COMMISSION
OFFICE OF ADMINISTRATIVE LAW JUDGES**

_____)	
In the Matter of)	
)	
Altria Group, Inc.,)	
a corporation,)	Docket No. 9393
)	
and)	
)	
JUUL Labs, Inc.)	
a corporation,)	
)	
Respondents.)	
_____)	

**ORDER ON NON-PARTY 7-ELEVEN, INC.’S
SECOND MOTION FOR *IN CAMERA* TREATMENT**

By Order issued May 26, 2021, the first motion for *in camera* treatment filed by non-party 7-Eleven, Inc. (“7-Eleven”) was granted in part and denied without prejudice in part (“May 26 Order”). Pursuant to that Order, 7-Eleven filed a second motion for *in camera* treatment for materials that the parties have listed on their exhibit lists as materials that might be introduced at trial in this matter. No party opposes the motion. For the reasons set forth below, 7-Eleven’s motion is GRANTED in part and DENIED in part.

The standards by which 7-Eleven’s motion is evaluated are set forth in the May 26 Order. 7-Eleven seeks *in camera* treatment, for a period of five years, for two documents and for portions of a deposition and a declaration. 7-Eleven supports its motion with a declaration from a senior category manager. The declaration provides additional details about the information 7-Eleven seeks to protect and explains how the documents meet the *in camera* treatment standards. *In camera* treatment, for a period of five years, to expire June 1, 2026, is GRANTED for RX1193 and RX1195, and the designated portions of the deposition transcript of Jack Stout (PX7044). With respect to the declaration of Jack Stout, most of the information does not meet the standards for *in camera* treatment. Granting *in camera* treatment for the statements in the declaration would prevent inquiry on these topics at trial on the public record, which would thwart public understanding of decisions at the Commission. *See In re Bristol-Myers Co.*, 1977 FTC LEXIS 25, at *6 (Nov. 11, 1977). Accordingly, *in camera* treatment, for a period of

five years, to expire June 1, 2026, is GRANTED only for the first two sentences of paragraph 5 of PX8001/RX1190. With respect to the request for *in camera* treatment of paragraphs 4, 5 (last two sentences), 6, 7, 8, 9, 10, 11, 14, 15, 16 and 17 in PX8001/RX1190, 7-Eleven's motion is DENIED.

ORDERED:



D. Michael Chappell
Chief Administrative Law Judge

Date: June 15, 2021