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RJRT 2004-12

**Judge Grants Reynolds Tobacco the Right to Seek Immediate Review of Disgorgement Ruling in Department of Justice Lawsuit**

**WINSTON-SALEM, N.C. – June 25, 2004** – U.S. District Court Judge Gladys Kessler today granted R.J. Reynolds Tobacco Company and other manufacturers the right to seek an immediate appeal of her May 24 decision denying the companies' motion to dismiss the disgorgement claim in the Department of Justice lawsuit. At issue is the companies' argument that the law significantly limits the scope of any potential disgorgement of profits.

The companies will ask the U.S. Court of Appeals for the District of Columbia to review Judge Kessler's May ruling.

"Reynolds Tobacco is pleased that the district court has granted the motion and that we will have the opportunity to present this issue to the court of appeals," said Martin L. Holton III, vice president and assistant general counsel for Reynolds Tobacco. "Judge Kessler's opinion supports our belief that the issue warrants immediate review by the court of appeals."

*R.J. Reynolds Tobacco Company (RJRT) is a wholly owned subsidiary of R.J. Reynolds Tobacco Holdings, Inc. (NYSE: RJR). R.J. Reynolds Tobacco Company is the second-largest tobacco company in the United States, manufacturing about one of every four cigarettes sold in the United States. Reynolds Tobacco's product line includes four of the nation's 10 best-selling cigarette brands: Camel, Winston, Salem and Doral. For more information about RJRT, visit the company's Web site at [www.RJRT.com](http://www.RJRT.com).*

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