

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

R.J. REYNOLDS TOBACCO COMPANY,
LORILLARD TOBACCO COMPANY,
COMMONWEALTH BRANDS, INC.,
LIGGETT GROUP LLC, and SANTA FE
NATURAL TOBACCO COMPANY, INC.,

CIVIL ACTION NO. 1:11-cv-01482

Plaintiffs,

v.

UNITED STATES FOOD AND DRUG
ADMINISTRATION, MARGARET
HAMBURG, Commissioner of the United
States Food and Drug Administration; and
KATHLEEN SEBELIUS, Secretary of the
United States Department of Health and
Human Services,

Defendants.

DECLARATION OF FLOYD ABRAMS

I, Floyd Abrams, declare under penalty of perjury that the following is true and correct to the best of my knowledge, information, and belief:

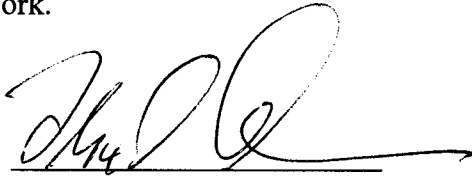
1. My name is Floyd Abrams. I am an attorney at Cahill Gordon & Reindel LLP, located at Eighty Pine Street, New York 10005. My office telephone number is (212) 701-3000.
2. I am a member in good standing of the Bar of the State of New York and am duly admitted to practice before the United States Supreme Court; the United States Court of Appeals, First Circuit; the United States Court of Appeals, Second Circuit; the United

States Court of Appeals, Third Circuit; the United States Court of Appeals, Fourth Circuit; the United States Court of Appeals, Fifth Circuit; the United States Court of Appeals, Sixth Circuit; the United States Court of Appeals, Eighth Circuit; the United States Court of Appeals, Ninth Circuit; the United States Court of Appeals, Tenth Circuit; the United States Court of Appeals, Eleventh Circuit; the United States Court of Appeals, District of Columbia Circuit; the United States District Court, Southern District of New York; and the United States District Court, Eastern District of New York.

3. I have never been the subject of any disciplinary action by the Bar or Court of any jurisdiction.
4. I have not sought admission *pro hac vice* in this Court within the last two years.
5. I do not practice law from an office located in the District of Columbia.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on August 15, 2011 in New York, New York.


Floyd Abrams