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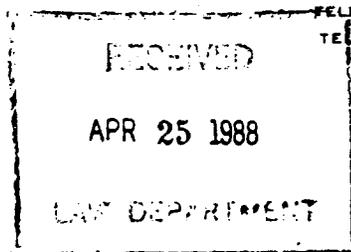
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FEDERAL EXPRESS

April 22, 1988

MEMORANDUM TO MESSRS. JUCHATZ  
MURRAY  
NEWMAN  
PEPPLES  
RANDOUR  
STEVENS

Re: Waxman Hearings

This will confirm the assignments made at our meeting on April 19 and additional assignments made at the joint meeting on April 21 of the medical witness, addiction and ingredients committees. With respect to each area, the designated law firm is responsible for preparing a position paper and suggesting possible witnesses for that topic. This material is to be prepared within thirty days.

<u>Firm</u>	<u>Topic</u>
Shook, Hardy	Industry research efforts regarding smoking and health: (a) CTR - formation and significance of research; (b) AMA-ERF program - significance of research, reasons for termination; (c) other industry research programs (Washington University, Harvard).
Covington & Burling	Position taken by industry on smoking and health: (a) industry position expressed at congressional hearings; (b) Tobacco Institute programs and publications.

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<u>Firm</u>	<u>Topic</u>
Shook, Hardy	Support for industry position on smoking and health, including views expressed by scientists (in congressional and court testimony) that causation has not been proven.
Shook, Hardy	Support for industry position on addiction issues (reasons for smoking).
Jones, Day	Support for industry position regarding ingredients and smoke constituents.
Arnold & Porter (Dr. Gori to provide assistance on Tobacco Working Group issues)	Common issues regarding "safer" cigarettes ( <u>e.g.</u> , FTC position re tar and nicotine claims, Tobacco Working Group efforts).
Jones, Day (to consult with other national litigating counsel)	Legal and policy justifications for preemption rulings.
Jones, Day	Impropriety of actions of Professor Daynard.
Webster & Sheffield	Justifications for precluding public dissemination of documents obtained during discovery.
Covington & Burling	Industry tort-law reform efforts.
Covington & Burling	Issues relating to environmental tobacco smoke.

In addition, a briefing notebook is to be prepared explaining why, as to each document released by Professor Daynard at his press conference, Professor Daynard's interpretation of the document is incorrect, misleading, was made out of context, etc. Arnold & Porter has already performed

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this analysis for all of the documents made public by  
Professor Daynard except for those originating from Liggett,  
and Webster & Sheffield will deal with those documents.

Herbert Dym

cc: Messrs. Copenhaver Mitchell  
Hardy O'Neill  
Krash Sachs  
Lewis Stanford  
Long Zausner  
McDermott