

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 GRANTING NON-PARTY SHEETZ, 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 Sheetz, Inc. (“Sheetz”) was granted in part and denied without prejudice in part (“May 26 Order”). Pursuant to that Order, Sheetz 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, Sheetz’s motion is GRANTED.

The standards by which Sheetz’s motion is evaluated are set forth in the May 26 Order. Sheetz seeks *in camera* treatment for portions of two documents for a period of five years, PX7019/RX0083 and PX8000/RX0082. Sheetz supports its motion with a declaration from its category manager for cigarettes and tobacco. The declaration provides additional details about the documents for which Sheetz is seeking *in camera* treatment and asserts that the documents contain proprietary information including information regarding Sheetz’s pricing, sales and margin, development and competition marketing strategies, Sheetz’s relationships and negotiations with its manufacturers, and detailed geographic scope of operations, and asserts that such information is competitively sensitive. The declaration also describes in detail the significant steps Sheetz takes to protect the documents from disclosure and maintain their confidentiality.

With respect to Sheetz’s request for *in camera* treatment of portions of the deposition transcript of Paul Crozier, Sheetz has narrowed the designated page and line numbers it seeks to shield. Accordingly, with respect to PX7019/RX0083, Sheetz’s motion is GRANTED. *In camera*

treatment, for a period of five years, to expire June 1, 2026, is GRANTED for the following portions of PX7019/RX0083:16:4; 30:6; 30:11; 31:1; 31:12-13; 32:4; 32:10; 32:20; 36:19; 36:23; 38:13-14; 45:21-22; 54:5; 54:12; 54:14; 55:6-9; 60:7-61:16; 64:1-17; 73:4-5; 74:8-22; 79:19-22; 79:24-80:3; 80:9-11; 82:20; 82:25; 83:2; 83:6; 84:9-10; 92:10; 103:22-24; 141:24; 142:8; 142:14; 142:23; 145:15-16; 148:14; 152:9; 167:7-8; 167:25; 168:2-3; 168:6-25; and 171:7.

With respect to Sheetz's request for *in camera* treatment of portions of the declaration of Paul Crozier, Sheetz has narrowed the portions it seeks to shield. Accordingly, with respect to PX8000/RX0082, Sheetz's motion is GRANTED. *In camera* treatment, for a period of five years, to expire June 1, 2026, is GRANTED for the redactions shown in the following paragraphs of PX8000/RX0082: 4, 5, 7, 9, 12, 14, and 22.

ORDERED:



D. Michael Chappell  
Chief Administrative Law Judge

Date: June 3, 2021