

# United States Court of Appeals

FOR THE DISTRICT OF COLUMBIA CIRCUIT

**No. 06-5267**

**September Term, 2006**

99cv02496

**Filed On: October 31, 2006**

[1001691]

United States of America, United States Department  
of Justice, et al.,

Appellees

v.

Philip Morris USA Inc., et al., *f/k/a* Philip Morris  
Incorporated,

Appellees

British American Tobacco (Investments) Ltd., Directly  
and as Successor to BRITISH-AMERICAN  
TOBACCO COMPANY, LTD,

Appellant

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Consolidated with 06-5268, 06-5269, 06-5270,  
06-5271, 06-5272

**BEFORE:** Sentelle, Randolph, and Tatel,\* Circuit Judges

## **ORDER**

Upon consideration of the emergency motion to stay the final judgment and remedial order pending appeal, the opposition thereto, and the reply, it is

**ORDERED** that the motion for stay be granted. Appellants have satisfied the stringent standards required for a stay pending appeal. See Washington Metropolitan Area Transit Commission v. Holiday Tours, Inc., 559 F.2d 841, 843 (D.C. Cir. 1977); D.C. Circuit Handbook of Practice and Internal Procedures 33 (2006).

**Per Curiam**

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\*Judge Tatel would deny the motion for stay.