

No.

IN THE
Supreme Court of the United States

PHILIP MORRIS USA INC.,

Petitioner,

v.

MARY BROWN, AS PERSONAL REPRESENTATIVE OF THE
ESTATE OF RAYFIELD BROWN,

Respondent.

**On Petition For A Writ Of Certiorari
To The Florida First District Court Of Appeal**

PETITION FOR A WRIT OF CERTIORARI

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QUESTION PRESENTED

This case presents the same question as the forthcoming petitions for writs of certiorari in *Philip Morris USA Inc. v. Boatright* and *R.J. Reynolds Tobacco Co. v. Searcy*:

Whether the Due Process Clause is violated by a rule of preclusion that permits plaintiffs to invoke the preclusive effect of a prior jury's findings to establish elements of their claims without showing that those elements were actually decided in their favor in the prior proceeding.

**PARTIES TO THE PROCEEDING AND
RULE 29.6 STATEMENT**

The caption contains the names of all the parties to the proceeding below.

Petitioner Philip Morris USA Inc. is a wholly owned subsidiary of Altria Group, Inc. No publicly held company owns 10% or more of Altria Group, Inc.'s stock.

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