

Please let me know if you have any changes for the proposed program.

Looking forward to seeing you again,

Yours very truly,

J.B. Boder
J.B. Boder

cc: Messrs. B. Kuhn
E. Stoop

Encl.: mentioned

1000035625

WACHTELL, LIPTON, ROSEN & KATZ

MARTIN LIPTON
HERBERT M. WACHTELL
THEODORE GEMERTZ
BERNARD W. NUSSBAUM
RICHARD D. KATHEMER
DOUGLAS S. LEBENKAFSKY
STEVEN M. SARNA
CHARLES T. MERRICK
CHANN J. FORTIANO
PETER C. CANELLOS
MICHAEL W. SCHWARTZ
ALLAN A. MARTIN
BARRY A. BYER
LAWRENCE B. PEDQWITZ
ROBERT B. HAZUT
PAUL VICARRONDO, JR.
PETER C. MEIN
HAROLD G. NOVICKOFF
DAVID M. EINMORN
KENNETH B. FARRIST
MEYER G. KOPLow
THEODORE N. MIRVIS
EDWARD D. HENLINT
RICHARD D. FEINTUCH
DANIEL A. NEFF
ERIC M. ROTH
WARREN R. STERN
ANDREW R. BROWNSTEIN
MICHAEL H. BYOWITZ
PAUL K. ROWE
MICHAEL B. BENNER
MARK WOLINSKY
DAVID GRUNSTEIN

PATRICIA A. VLAMAKIS
STEPHEN G. CELLMAN
SETH A. KAPLAN
BARBARA ROSSINE
STEVEN A. ROSENBLUM
PAHILA S. SEYMON
STEPHANIE J. SELIGMAN
ERIC S. ROBINSON
ELLIOTT V. STEIN
JOHN F. SAVARESE
SCOTT K. CHARLES
ANDREW G. HOUSTON
PHILIP HINDLIN
DAVID S. NEILL
JODI A. SCHWARTZ
ADAM O. FIMMERICH
GRANT M. WASSERMAN
ADAM G. CHINN
GEORGE T. CONWAY III
RALPH M. LEVINE
RICHARD E. MASON
KAREN S. KRUEGER
DOUGLAS R. HAYEN
DAVID M. SILK
ROBIN PANOVA
DAVID A. KATZ
JOHN G. GOATES IV
MITCHELL S. PRESSER
HELE KNABLE OOTTE
JEFFREY R. SOFFA
DAVID M. MURPHY
JEFFREY M. WINTNER

51 WEST 52ND STREET
NEW YORK, N.Y. 10019-6150
TELEPHONE: (212) 403-1000
FACSIMILE: (212) 403-2000

227 WEST MONROE STREET
CHICAGO, ILLINOIS 60606
TELEPHONE: (312) 236-8060
FACSIMILE: (312) 236-8595

October 31, 1997

GEORGE A. KATZ (1903-1983)
JAMES H. FOGELSON (1927-1990)
COUNSEL

LEONARD M. ROSEN

NORMAN REDLICH
JOHN M. REICHMAN

LAWRENCE P. KING
PETER D. MCKENNA

AMY R. WOLF

KEIN FEDER
TREVOR S. NORWITZ
YONI R. REAMER
STEVEN N. ABRAHONWITZ
BRADLEY A. ROBBINS
STUART C. BERNAN
NANCY M. CLARK
YOCHEVED GONEN
DAVID R. LURIE
ADRIAN J. NUSSBAUM
RACHELLE SILVERBERG
STEPHEN R. BLACKLOCKS
DAVID G. BRYAN
STEVEN A. GONEN
RONALD E. PHILLIPS
ERIC L. PRESS
SAVIN D. EPOSTAR
ADRIENNE ATKINSON
JUDITH C. FEDERSHUK
LAWRENCE GERSCHWITZ
DAVID E. KARP
BARBARA S. KOHL
TERENCE S. LIGHTON
MIRIAM P. LONGWAMP
KEVIN S. REED

EDWARD A. STELZER
KEITH H. WOFFORD
MARC D. ASHLEY
JOSHUA R. CAMMAKER
SETH GARDNER
MARK GORDON
BARRY R. KLEINER
JOSEPH A. LANASA II
JOSEPH D. LARSON
LAWRENCE S. MAKOW
THAD P. MATLOCK
MELANIE L. OKHORN
EUGENE P. STEIN
GREGORY P. TAKIN
SCOTT L. BLACK
GREGORY R. BLATT
JAMES COLE, JR.
WANDY D. GREENBAUM
FRANK L. MILLER
MATTHEW L. MILLER
JULIUS R. SCHWARTZ
ALEXANDER SWANICK
SARAH E. STRASSER
BARRY M. SWIDLER
WAYNE W. YU

The Honorable Orrin G. Hatch
United States Senator
Chairman, Committee on the Judiciary
United States Senate
Washington, D.C. 10610-6275

Dear Senator Hatch:

I am enclosing the answers to the written questions posed to me by Senator Grassley. Some additional information which he sought with respect to smokeless tobacco products will be provided directly by U.S. Tobacco Company.

Sincerely,

Meyer G. Koplow

MGK/tv

83622846

Mr. Scott Yasuda

Page 2

CONFIDENTIAL

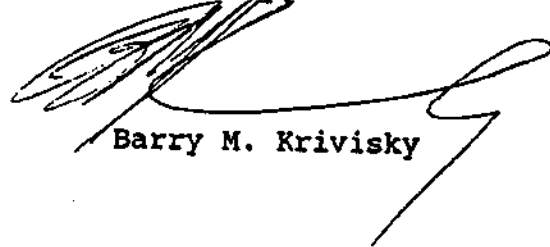
As you are no doubt aware, MARLBORO is the world's leading cigarette and one of the most famous of all American trademarks. Moreover, while cigarettes are our major product, substantial business is done in several areas and, as you are also, no doubt, aware, MARLBORO sponsors several race cars and racing teams around the world, including the world champion MARLBORO-McLaren racing team.

MARLBORO, the MARLBORO Roof Design, and the combination thereof are all trademarks owned by Philip Morris. In addition, we also own United States Registration No. 1400689 for MARLBORO WORLD CHAMPIONSHIP TEAM (& racing car), (& Red Roof Design), which covers "entertainment services, namely conducting car racing events." Similar rights are in existence in almost every country world-wide. Accordingly, the usage of our trademarks and those confusingly similar therewith infringe our trademark rights under federal and state laws, our common law trademark and state unfair competition rights, and our rights under national and international laws in other countries.

In the circumstances, we must demand that you cease all such usage and that you recall all games currently existing in the marketplace. It will be appreciated, that as long as these games remain in the marketplace, they constitute continuing infringements of our rights in and to the MARLBORO, MARLBORO Roof Device, and MARLBORO & Roof Device trademarks and traddress. Moreover, this demand should be considered as one also for your parent company, to the extent that such games are in the marketplace in other countries.

This is an extremely serious matter to us, and we therefore must have your favorable reply without delay, in the hopes that we can yet resolve the matter amicably, and without resort to litigation.

Sincerely,



Barry M. Krivisky

BMK:imz

C:11-172.LTR

000002

2046606989

Mr. Scott Yasuda

Page 2

CONFIDENTIAL

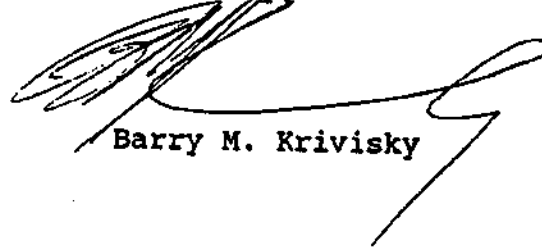
As you are no doubt aware, MARLBORO is the world's leading cigarette and one of the most famous of all American trademarks. Moreover, while cigarettes are our major product, substantial business is done in several areas and, as you are also, no doubt, aware, MARLBORO sponsors several race cars and racing teams around the world, including the world champion MARLBORO-McLaren racing team.

MARLBORO, the MARLBORO Roof Design, and the combination thereof are all trademarks owned by Philip Morris. In addition, we also own United States Registration No. 1400689 for MARLBORO WORLD CHAMPIONSHIP TEAM (& racing car), (& Red Roof Design), which covers "entertainment services, namely conducting car racing events." Similar rights are in existence in almost every country world-wide. Accordingly, the usage of our trademarks and those confusingly similar therewith infringe our trademark rights under federal and state laws, our common law trademark and state unfair competition rights, and our rights under national and international laws in other countries.

In the circumstances, we must demand that you cease all such usage and that you recall all games currently existing in the marketplace. It will be appreciated, that as long as these games remain in the marketplace, they constitute continuing infringements of our rights in and to the MARLBORO, MARLBORO Roof Device, and MARLBORO & Roof Device trademarks and traddress. Moreover, this demand should be considered as one also for your parent company, to the extent that such games are in the marketplace in other countries.

This is an extremely serious matter to us, and we therefore must have your favorable reply without delay, in the hopes that we can yet resolve the matter amicably, and without resort to litigation.

Sincerely,



Barry M. Krivisky

BMK:imz

C:11-172.LTR

000002

2046606989