

IN THE SUPREME COURT OF THE STATE OF NEVADA

SANDRA CAMACHO; AND ANTHONY  
CAMACHO,

Petitioners,

vs.

THE EIGHTH JUDICIAL DISTRICT COURT OF  
THE STATE OF NEVADA, IN AND FOR THE  
COUNTY OF CLARK; AND THE HONORABLE  
NADIA KRALL, DISTRICT JUDGE,

Respondents,

and

PHILIP MORRIS USA, INC., a foreign  
corporation; R.J. REYNOLDS TOBACCO  
COMPANY, a foreign corporation, individually,  
and as successor-by-merger to LORILLARD  
TOBACCO COMPANY and as successor-in-  
interest to the United States tobacco business of  
BROWN & WILLIAMSON TOBACCO  
CORPORATION, which is the successor-by-  
merger to THE AMERICAN TOBACCO  
COMPANY; LIGGETT GROUP, LLC., a foreign  
corporation; and ASM NATIONWIDE  
CORPORATION d/b/a SILVERADO SMOKES &  
CIGARS, a domestic corporation; LV SINGHS  
NC. d/b/a SMOKES & VAPORS, a domestic  
corporation,

Real Parties in Interest.

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*PETITIONERS' APPENDIX  
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*Attorneys for Petitioners, Sandra Camacho and Anthony Camacho*

1 Exhibit 7.

2 MS. WALD: Can I have a copy?

3 BY MS. KENYON:

4 Q. Do you see at the top of Exhibit 7 where it  
5 reads "Aloha Medical Center"? Is that a "yes"? Do  
6 you see at the top where it says "Aloha Medical  
7 Center"?

8 A. Yes.

9 Q. And then underneath that, "Camacho,  
10 Sandra." Do you see that, the gray (indicating)?

11 A. Yes.

12 Q. Then it reads "December 30, 2008." Do you  
13 see that?

14 A. Yes.

15 Q. 2008, that's the latest --

16 MS. LUTHER: Earliest.

17 MS. KENYON: Thank you.

18 BY MS. KENYON:

19 Q. 2008, that's the earliest medical record we  
20 have collected from you -- for you. So this record,  
21 December 30, 2008. Do you recall going to an Aloha  
22 Medical Group or Medical Center?

23 A. I do not remember, no.

24 Q. If you could turn to page 3, do you see at  
25 the bottom where it says -- three-fourths of the way

1 down it says --

2 MS. WALD: Page 3.

3 BY MS. KENYON:

4 Q. Right there. "Electronically signed" --

5 I'm telling you right now where to go. Hold on.

6 Page 3. "Electronically signed by Aaron Adaoag,  
7 MD." That's A-d-a-o-a-g. Do you see right there?

8 MS. WALD: Right there (indicating).

9 BY MS. KENYON:

10 Q. Do you remember seeing a Dr. Adaoag?

11 A. I do not remember.

12 Q. Then, if you would look up in this first  
13 paragraph here, do you see the sentence starting  
14 "Advised smoking cessation"? Do you see that?  
15 "Advised smoking cessation." Do you see where I'm  
16 at?

17 A. (Indicating.)

18 Q. I'm going to read that. Do you see where  
19 I'm at? No. "Smoking cessation," right above that.  
20 Are you with me?

21 A. Yes.

22 Q. So Dr. Adaoag wrote in your medical record,  
23 quote, "Advised smoking cessation and discussed  
24 techniques to quit (patch, pill, et cetera).  
25 Patient is precontemplative. Encouraged quit date

1 consideration and follow-up with me to readdress."

2 So in 2008 Dr. Adaoag is telling you to  
3 quit smoking. He discussed techniques on how to  
4 quit smoking. And you told him you were  
5 precontemplative, which means you were not ready to  
6 quit. Do you see where he noted that in your  
7 records?

8 MS. WALD: Object to form.  
9 Mischaracterizes the testimony.

10 BY MS. KENYON:

11 Q. Do you see that in your medical record?

12 A. I do not remember.

13 Q. You're mouthing yes, you see it, but you do  
14 not remember this doctor; is that correct?

15 A. Correct.

16 Q. But you see it, and I'm reading it  
17 correctly from your medical record; correct? Is  
18 that correct?

19 A. Correct.

20 (A discussion was held off the record.)

21 (Exhibit 8 marked.)

22 BY MS. KENYON:

23 Q. I'm handing you what I've marked as Defense  
24 Exhibit 8. Do you see your name here at the top,  
25 "Camacho, Sandra"?

1 A. (Inaudible response.)

2 Q. Can you point?

3 A. Yes.

4 Q. Then across the line it reads "March 29,  
5 2013." Do you see that date?

6 A. Yes.

7 Q. So this is one of your medical records from  
8 March 29, 2013. Do you understand that?

9 A. Yes.

10 Q. And then, again, on the third page, page 3,  
11 "electronically signed." This is another record  
12 from Dr. Adaoag from 2013. So this is five years  
13 later. Do you see that?

14 A. (Inaudible response.)

15 Q. Is that a "yes"?

16 A. Yes.

17 Q. And then in all capitals there's a  
18 paragraph at the bottom there. "I had a very long  
19 discussion regarding her tobacco use and cessation."  
20 Do you see that?

21 A. Yes.

22 Q. So we just looked at a record from 2008  
23 where Dr. Adaoag is telling you to quit smoking.  
24 We're looking at another record five years later in  
25 2013 when he is, again, noting that he had a very

1 long discussion with you regarding your tobacco use  
2 and cessation.

3 A. I do not remember.

4 Q. And do you understand that cessation means  
5 quitting smoking?

6 A. What he said?

7 Q. All I'm asking is do you understand that  
8 the word "cessation," that that means quitting  
9 smoking? Do you understand that?

10 A. (Inaudible response.)

11 Q. You just mouthed "I don't remember."

12 A. I do not remember.

13 Q. And I understand that you don't -- you're  
14 saying you don't remember this record. I'm simply  
15 asking whether you understand that cessation means  
16 to quit smoking.

17 A. I do not know.

18 Q. But you saw in Dr. Adaoag's medical record  
19 for you that he wrote he had a very long discussion  
20 regarding your tobacco use and cessation? You see  
21 that in your record?

22 A. I do not remember.

23 Q. But you see it in your record?

24 A. (Inaudible response.)

25 Q. (Indicating.)

1 A. (Indicating.)

2 Q. You see it in your record; correct?

3 A. Yes.

4 MS. WALD: Wait for a question. Wait for a  
5 question.

6 BY MS. KENYON:

7 Q. Is there something you wanted to say?

8 A. I don't know him.

9 MS. WALD: Sandra, wait for the next  
10 question.

11 BY MS. KENYON:

12 Q. Earlier we were talking about some of the  
13 places that you worked. You mentioned you also  
14 worked at Texaco; is that right?

15 A. Yes.

16 Q. What were your job duties there?

17 A. Cashier.

18 Q. Was that also shift work?

19 A. Yes.

20 Q. What hours -- what were your shifts?

21 A. 6:00 to 2:00. 7:00 to 3:00.

22 Q. Were you allowed to smoke while you worked  
23 at Texaco?

24 A. I do not remember.

25 Q. Do you recall smoking while working at

1 Texaco?

2 A. I do not remember.

3 Q. Do you recall whether you ever got in  
4 trouble for smoking while you worked at Texaco?

5 A. I never got in trouble.

6 Q. Did you ever sell cigarettes while you were  
7 working at Texaco?

8 A. Yes.

9 Q. What brands?

10 A. All.

11 Q. Did that ever influence the brands that you  
12 smoked?

13 A. No.

14 Q. Did you buy cigarettes from Texaco while  
15 you were employed there?

16 A. I do not remember.

17 Q. Did you ever tell anyone that you did not  
18 want to sell cigarettes when you were working at  
19 Texaco?

20 A. No.

21 Q. Did you ever tell anyone that you felt  
22 responsible for selling cigarettes to smokers?

23 A. No.

24 Q. Do you think you are responsible for any  
25 smoking-related illnesses that one of your customers



1 got?

2 MS. WALD: Form.

3 THE WITNESS: No.

4 BY MS. KENYON:

5 Q. Why not?

6 MS. WALD: Form.

7 THE WITNESS: Because you and tobacco  
8 companies lied to all of us.

9 BY MS. KENYON:

10 Q. You told us that you recall something on  
11 the news in the late '80s or '90s that the tobacco  
12 companies said; is that right?

13 A. Yes.

14 Q. So prior to that time, prior to the  
15 late '80s, '90s, had you heard that smoking could be  
16 dangerous to your health?

17 A. No.

18 Q. You don't recall seeing anything prior to  
19 that about smoking being dangerous to your health?

20 MS. WALD: Object to form. Asked and  
21 answered.

22 THE WITNESS: No.

23 BY MS. KENYON:

24 Q. Do you recall when you stopped working at  
25 Texaco?

1 A. All I remember is nine years there.

2 Q. You're not currently working; right?

3 A. No.

4 Q. I do have a question on your interrogatory  
5 responses. I'm handing you what was previously  
6 marked as Defense Exhibit 4. If you could turn to  
7 page 9. Are you there?

8 A. Yes.

9 Q. So right above where it reads  
10 "Interrogatory Number 7," so I'm right there  
11 (indicating). Do you see that? You wrote, "I  
12 retired at some time during 1994, but I do not  
13 remember the exact date." Did I read that  
14 correctly? All I'm asking is if I read that  
15 correctly.

16 A. Yes.

17 Q. So then right above that where you put the  
18 information for Texaco, then you list the address,  
19 job title, rate of pay, and then dates. For the  
20 dates of working at Texaco, you said 1992 to 2000.  
21 But then right below that you said, "I retired in  
22 1994." So I'm just a little confused.

23 You're mouthing "me too." But these are  
24 your interrogatories, so you need to help me  
25 understand what information in here is actually

1 correct.

2 MS. WALD: Don't ask Tony. It's okay.

3 THE WITNESS: I don't remember when I

4 retired.

5 BY MS. KENYON:

6 Q. That's not a problem. We've gone over now

7 a couple of dates in your interrogatory responses.

8 And so I guess I'm just trying to figure out a

9 couple things, where this information even came from

10 and then what information is actually correct.

11 MS. WALD: Is there a question?

12 MS. KENYON: Yeah. There's two.

13 BY MS. KENYON:

14 Q. Where did this information come from?

15 A. Me and Tony.

16 Q. And you provided us with the second amended

17 interrogatory responses on Monday of this week, so

18 November 1st, so two days ago. And are you telling

19 me now that you don't remember where this

20 information came from?

21 MS. WALD: Object to form. Asked and

22 answered. She just answered that it came from her

23 and Tony. And she just mouthed her husband. She

24 mouthed "me and Tony."

25 THE WITNESS: Me and Tony.

1 BY MS. KENYON:

2 Q. But you don't know when you retired then?

3 MS. WALD: Form. Asked and answered.

4 THE WITNESS: No.

5 BY MS. KENYON:

6 Q. Why did you stop working?

7 A. Had spur on foot.

8 Q. Did you see a doctor for that?

9 A. Yes.

10 Q. Do you recall who you saw?

11 A. No. Foot doctor.

12 Q. Do you know what treatment the doctor  
13 recommended?

14 A. Got shot in foot.

15 Q. Like a cortisone shot?

16 A. Yes.

17 Q. Did you ever try to go back to work at any  
18 point?

19 A. No.

20 Q. Did the spur in your foot heal?

21 A. It never goes away, a spur.

22 Q. So you're saying a foot spur never goes  
23 away?

24 MS. WALD: Can you point?

25 ///

1 BY MS. KENYON:

2 Q. Is that correct?

3 A. Correct. Only surgery.

4 Q. Does it still bother you today?

5 A. No.

6 Q. Did your doctor ever tell you the cause of  
7 your foot spur?

8 A. No.

9 Q. Did a doctor ever tell you to lose weight  
10 or to increase your exercise to try to eliminate  
11 some of the pain from the foot spur?

12 A. No.

13 Q. Going back to what we were just talking  
14 about a moment ago, do you remember the tobacco  
15 companies on the news before the late '80s or early  
16 '90s?

17 MS. WALD: Object to form.

18 BY MS. KENYON:

19 Q. Do you recall the tobacco companies on the  
20 news before the late '80s or early '90s?

21 MS. WALD: Write it down.

22 THE WITNESS: Billboard, magazine.

23 BY MS. KENYON:

24 Q. What does that mean?

25 A. I saw cigarette advertising.

1 Q. That's not what I'm asking you. I'm asking  
2 you if you ever saw the tobacco companies on the  
3 news before the late '80s or early '90s.

4 A. I do not remember.

5 Q. Are you done?

6 A. Yes.

7 Q. Have you ever filed a workers' compensation  
8 claim?

9 A. No.

10 Q. Have you otherwise been injured at work?

11 A. No.

12 Q. Are you doing okay?

13 A. (Inaudible response.)

14 Q. You told us you first smoked in 1964 when  
15 you were 18 years old. How did you get that first  
16 cigarette?

17 MS. WALD: Don't scratch. It's bad. I  
18 know it's itchy, but don't scratch. Try not to  
19 scratch. He's getting medicine. Why don't you  
20 repeat the question.

21 MS. KENYON: Can we go off the record?

22 THE VIDEOGRAPHER: The time is 12:23. We  
23 are going off the record.

24 (A break was taken.)

25 THE VIDEOGRAPHER: The time is 12:35. We

1 are going back on the record.

2 BY MS. KENYON:

3 Q. Mrs. Camacho, we're back. Are you ready to  
4 go?

5 A. Yes.

6 Q. Are you feeling okay?

7 A. Yes.

8 Q. So right before we took a break, I'd asked  
9 you to -- how did you get your first cigarette?

10 A. My girlfriend.

11 Q. Do you recall her name?

12 A. No.

13 Q. Do you know what brand the first cigarette  
14 was?

15 A. L&M.

16 Q. Why did you choose that brand?

17 A. Because I thought they were safe.

18 Q. Where did you get that information?

19 A. I saw billboards, magazines, and I wanted  
20 filter cigarettes. I thought they were safer than  
21 nonfilter I thought it was.

22 Q. And I'm asking about the very first  
23 cigarette you smoked. So did you ever -- so the  
24 very first cigarette you smoked was a filtered  
25 cigarette; is that right?

1 A. Yes.

2 Q. Did you ever smoke an unfiltered cigarette?

3 A. Tried it. Didn't like.

4 Q. What did you not like about an unfiltered  
5 cigarette?

6 A. The tobacco stuck in my mouth.

7 Q. Do you remember the brand of unfiltered  
8 cigarette you smoked?

9 A. No.

10 Q. Do you recall when you tried an unfiltered  
11 cigarette?

12 A. The other girl smoked, and I took a puff of  
13 hers. Nonfilter.

14 Q. Is this the same girl you were referring to  
15 earlier? Is this the girlfriend that you had your  
16 first cigarette with?

17 A. There were three or four girls.

18 Q. Three or four girls when you had your very  
19 first cigarette?

20 MS. WALD: Point.

21 THE WITNESS: Yes.

22 BY MS. KENYON:

23 Q. I want to go back to that, but I want to  
24 ask you some questions about what you just said  
25 about L&M. You said that --



1 MS. WALD: Erase the whiteboards.

2 BY MS. KENYON:

3 Q. You said that you did not like the  
4 unfiltered cigarette because you got tobacco on your  
5 lips; is that right?

6 MS. WALD: Object to form.

7 Mischaracterizes the testimony. She said "mouth."

8 THE WITNESS: Yes.

9 BY MS. KENYON:

10 Q. And because you did not like the tobacco  
11 from the unfiltered cigarette on your mouth, you  
12 smoked a filtered cigarette.

13 A. (Inaudible response.)

14 MS. WALD: Wait for the question.

15 BY MS. KENYON:

16 Q. You're mouthing "taste"?

17 MS. WALD: Write it down. Write it down.

18 THE WITNESS: Didn't like the taste.

19 Nonfilter.

20 BY MS. KENYON:

21 Q. So is the very first cigarette you smoked,  
22 was it an unfiltered cigarette?

23 A. No.

24 Q. So where did you get the first cigarette  
25 that you smoked?

1 MS. WALD: Form. Asked and answered.

2 MS. KENYON: Just so the record is clear,  
3 she's changing her testimony.

4 MS. WALD: The record is perfectly clear,  
5 and she has not changed her testimony.

6 THE WITNESS: From my girlfriend.

7 BY MS. KENYON:

8 Q. And what brand did your girlfriend give  
9 you?

10 MS. WALD: Object to form. Asked and  
11 answered.

12 THE WITNESS: L&M.

13 BY MS. KENYON:

14 Q. What was your reaction to smoking the first  
15 cigarette?

16 A. I cough.

17 Q. Did you like it?

18 MS. WALD: Form.

19 THE WITNESS: No.

20 BY MS. KENYON:

21 Q. So you said you smoked L&M because you  
22 thought it was safer?

23 A. Yes.

24 Q. Safer in what way?

25 A. Less nicotine.

1           Q.    So when you started smoking in 1964, you  
2   smoked a filtered L&M cigarette because you thought  
3   it would be safer to get less nicotine; is that  
4   right?

5           A.    Please repeat the question.

6           MS. KENYON:   Would you read that back?

7                   (The question was read.)

8           THE WITNESS:   Did not like open cigarette  
9   without filter.

10   BY MS. KENYON:

11          Q.    Right.  So what I'm trying to understand,  
12   did you smoke a filtered cigarette because you  
13   thought it was safer or because you didn't like an  
14   unfiltered cigarette?

15          MS. WALD:   Object to form.

16   Mischaracterizes testimony.  Asked and answered.  
17   Compound.

18          MS. KENYON:   You can just object to form.

19   BY MS. KENYON:

20          Q.    You can answer.

21          A.    Please repeat the question.

22          MS. KENYON:   Can you read back the  
23   question?

24                   (The question was read.)

25          MS. WALD:   Same objection.

1 THE WITNESS: Both.

2 BY MS. KENYON:

3 Q. Why in 1964 did you think it was safer to  
4 get less nicotine?

5 A. Because it was filtered.

6 Q. But that's not -- my question is a little  
7 bit different.

8 Why did you think it was safer to get less  
9 nicotine?

10 A. Because it was filtered. I thought the  
11 filtered cigarette was safer for me.

12 Q. You thought that in 1964?

13 MS. WALD: Object to form. Asked and  
14 answered.

15 THE WITNESS: (Inaudible response.)

16 BY MS. KENYON:

17 Q. You thought that in 1964?

18 MS. WALD: Same objection.

19 THE WITNESS: When I tried both cigarettes,  
20 yes.

21 BY MS. KENYON:

22 Q. Where did you get that information?

23 MS. WALD: Object to form. Asked and  
24 answered.

25 THE WITNESS: I thought it.

1 BY MS. KENYON:

2 Q. So by 1964 you knew that unfiltered  
3 cigarettes were harmful to your health?

4 MS. WALD: Object to form.  
5 Mischaracterizes testimony.

6 THE WITNESS: I myself thought filter was  
7 safer.

8 BY MS. KENYON:

9 Q. So when you made the decision to smoke  
10 filtered cigarettes because you thought they were  
11 safer, you were aware by that point that unfiltered  
12 cigarettes were harmful to your health?

13 MS. WALD: Form. Asked and answered.  
14 Mischaracterizes the testimony.

15 THE WITNESS: No.

16 BY MS. KENYON:

17 Q. You've always smoked a filtered cigarette;  
18 right?

19 A. Yes.

20 Q. Because you thought they were safer for  
21 you. Yes?

22 A. Yes.

23 Q. Since the first time you smoked, you were  
24 always concerned about lowering the harm caused by  
25 smoking; right?

1 MS. WALD: Form. Argumentative.

2 Mischaracterizes testimony.

3 THE WITNESS: Please repeat the question.

4 BY MS. KENYON:

5 Q. Since the first time you smoked, you have  
6 always been concerned about lowering the harm caused  
7 by smoking; is that right?

8 MS. WALD: Point to an answer.

9 THE WITNESS: No.

10 BY MS. KENYON:

11 Q. You said that you coughed after your first  
12 cigarette. Considering how you reacted, when did  
13 you smoke your second cigarette?

14 A. Right after first one.

15 Q. Why did you try another one?

16 A. I wanted it.

17 Q. What brand was your second cigarette?

18 A. L&M.

19 Q. Where did you get your second cigarette?

20 A. Girlfriend.

21 Q. Do you recall her name?

22 A. No.

23 Q. How many years later did you become a  
24 regular smoker?

25 MS. WALD: Object to form.

1 Mischaracterizes testimony. Speculation. And she  
2 never said it was years later.

3 THE WITNESS: Right after the first  
4 cigarette.

5 BY MS. KENYON:

6 Q. Right after your first cigarette you  
7 started smoking every single day?

8 A. Yes.

9 Q. How long until you were smoking a pack a  
10 day?

11 A. I do not remember.

12 Q. How much were you smoking when you became a  
13 regular smoker?

14 A. One to two packs a day.

15 Q. Well, you didn't immediately go from  
16 smoking zero to smoking one to two packs a day, did  
17 you?

18 MS. WALD: Object to form.

19 THE WITNESS: One pack. Then wanted more.  
20 Went to two packs.

21 BY MS. KENYON:

22 Q. When did you start buying your own  
23 cigarettes?

24 A. I do not remember.

25 Q. How did you pay for your cigarettes?

1 A. My girlfriend and allowance.

2 Q. So are you saying your girlfriend gave you  
3 cigarettes to smoke?

4 A. Yes.

5 Q. How many cigarettes would she give you to  
6 smoke in a day?

7 A. I do not remember.

8 Q. How much was your allowance?

9 MS. WALD: Wipe the board.

10 THE WITNESS: I do not remember.

11 BY MS. KENYON:

12 Q. Do you know how much a pack of cigarettes  
13 cost in 1964?

14 A. No. I do not remember.

15 MS. WALD: It's okay. Wait for a question.

16 BY MS. KENYON:

17 Q. When you started smoking, did you hide it  
18 from your parents?

19 A. At first.

20 Q. Why?

21 A. Don't know.

22 Q. Did your parents ever catch you smoking?

23 A. No.

24 Q. Did your parents at some point find out  
25 that you were smoking?



1 A. Yes.

2 Q. How did they find out?

3 A. I told them.

4 Q. Did they approve of you smoking?

5 A. Yes.

6 Q. What did they say when they found out you  
7 were smoking?

8 MS. WALD: Point.

9 THE WITNESS: I don't remember.

10 BY MS. KENYON:

11 Q. How is it that you remember that they  
12 approved of your smoking?

13 MS. WALD: Write it down.

14 THE WITNESS: I told them I smoked.

15 BY MS. KENYON:

16 Q. Right. I understand that. When you told  
17 them you smoked, what did they say?

18 MS. WALD: Point to it.

19 THE WITNESS: I do not remember.

20 BY MS. KENYON:

21 Q. Do you recall whether they approved or  
22 disapproved of you smoking?

23 A. No.

24 Q. You don't recall?

25 A. (Inaudible response.)

1 MS. WALD: Form. Asked and answered.

2 MS. KENYON: She was mouthing "I don't  
3 remember."

4 BY MS. KENYON:

5 Q. Are you saying you don't remember?

6 A. Please repeat the question.

7 MS. KENYON: Can you read back my question?

8 (The question and answer were read.)

9 THE WITNESS: I do not remember.

10 BY MS. KENYON:

11 Q. You just mouthed "I know I told them." So  
12 is the fact that you told them, is that all you  
13 recall?

14 MS. WALD: Write it down.

15 THE WITNESS: All I remember.

16 BY MS. KENYON:

17 Q. Just so the record is clear, all you  
18 remember is that you told your parents you were  
19 smoking; correct?

20 MS. WALD: Form.

21 THE WITNESS: Yes.

22 BY MS. KENYON:

23 Q. Did you smoke in front of them?

24 A. I do not remember.

25 Q. Did you smoke in their home?

1 A. I do not remember.

2 Q. Did they allow smoking inside their home?

3 A. I don't know.

4 Q. Did you ever smoke in their home?

5 MS. WALD: Object to form. Asked and  
6 answered.

7 THE WITNESS: I do not remember.

8 BY MS. KENYON:

9 Q. You mentioned that your father smoked Lucky  
10 Strikes. Were those filtered or unfiltered?

11 A. Unfilter.

12 Q. Did you ever smoke one of his Lucky  
13 Strikes?

14 A. No.

15 Q. Did your father always smoke an unfiltered  
16 Lucky Strike?

17 A. Yes.

18 Q. Your mother smoked Pall Mall. Was it  
19 filtered or unfiltered?

20 A. Unfilter.

21 Q. Did you ever smoke one of her Pall Mall  
22 cigarettes?

23 A. No.

24 Q. You said that the first brand that you  
25 smoked was L&M. You said you started smoking L&M in

1 1964. How long did you smoke L&M for?

2 A. Till I moved here. Hard to find L&M.

3 Q. Can you -- did you smoke any other brands  
4 from 1964 until you moved to Vegas in 1990?

5 A. No.

6 Q. Can you describe what the pack of L&Ms  
7 looks like?

8 A. Red and white.

9 Q. Do you recall any writing or pictures on  
10 the pack of the L&M?

11 A. I do not remember.

12 Q. Was it menthol or regular?

13 A. Regular.

14 Q. Were they regular length, or were they  
15 longer cigarettes?

16 A. Regular length.

17 Q. Can you describe what the actual cigarette  
18 looks like? The actual L&M cigarette, can you  
19 describe what it looked like?

20 A. White.

21 Q. And if you ran out of an L&M, would you  
22 smoke someone else's cigarette?

23 A. Never ran out.

24 Q. You told us earlier that you switched to  
25 Marlboro when you moved to Vegas because the L&M was

1 hard to find. Can you tell me what the pack of  
2 Marlboro looked like?

3 A. Red and white I think.

4 Q. Do you recall any markings or any words or  
5 anything on the Marlboro cigarette pack?

6 A. No.

7 Q. Were they menthol or regular?

8 A. Regular.

9 Q. And can you describe for me what the  
10 cigarette, what the Marlboro cigarette looked like?

11 A. White.

12 Q. The whole cigarette, you just recall it  
13 being white?

14 A. I do not remember.

15 Q. How long did you smoke Marlboro?

16 A. Until they got expensive.

17 Q. And then what did you switch to? What  
18 brand did you switch to?

19 A. Basic.

20 Q. So at some point when the Marlboro got too  
21 expensive, you switched to Basic cigarettes; is that  
22 right?

23 A. Yes.

24 Q. That's the -- strike that.

25 On the Marlboro, I think you already told

1 us you only smoked it filtered. So was the Marlboro  
2 a filtered cigarette?

3 A. Yes.

4 Q. Why did you smoke the Marlboro filtered  
5 cigarette?

6 A. Couldn't find L&M.

7 MS. WALD: We're not cold. It's okay. Are  
8 you cold? You have a jacket.

9 BY MS. KENYON:

10 Q. Besides being less expensive, is there any  
11 other reason you switched from Marlboro to Basic?

12 A. No.

13 Q. So I want to talk about the Basic  
14 cigarettes a little bit as well. How long did you  
15 smoke Basic cigarettes?

16 A. Till I was told I had cancer.

17 Q. Just so I'm clear, the information we  
18 have -- the information that you provided us shows  
19 that you quit in 2017 and that you were diagnosed  
20 with cancer in 2018.

21 MS. WALD: Write it down. Write it down.

22 THE WITNESS: Had no choice. I had to stop  
23 after biopsy showed cancer.

24 BY MS. KENYON:

25 Q. Do you know when that was?

1           A.    I do not remember.

2                   (Exhibit 9 marked.)

3   BY MS. KENYON:

4           Q.    I'll hand you what I've marked as Defense  
5   Exhibit 9.

6                   MS. LUTHER:   Jen, if we could get to a good  
7   stopping point soon, I would appreciate that.

8   BY MS. KENYON:

9           Q.    At the top of Defense Exhibit 9, it says  
10   "Pulmonary Associates."   Do you see that?   Then date  
11   "April 4, 2018."   Do you see that?

12                   MS. WALD:   Point.

13   BY MS. KENYON:

14           Q.    April 4, 2018.

15           A.    Yes.

16           Q.    "Last name, Camacho; first name, Sandra."  
17   Do you see that?

18           A.    Yes.

19           Q.    Is this your handwriting?

20           A.    I do not remember.

21           Q.    You don't know if this questionnaire is  
22   your handwriting?

23           A.    No.

24           Q.    If you would turn to the third page for me,  
25   it says, "Have you smoked cigarettes?"   Do you see

1 that halfway down the page on the right-hand side?

2 "Have you smoked cigarettes?" Do you see that?

3 A. Yes.

4 Q. And you or someone checked "Yes." Do you  
5 see that?

6 A. No -- yes.

7 Q. Yes, you see that. And "If you do not  
8 smoke now, when did you stop?" Do you see that, the  
9 very last line? The very last line, "If you do not  
10 smoke now, when did you stop?" Do you see that?

11 A. (Inaudible response.)

12 Q. Is that a "yes"?

13 A. Yes.

14 Q. And someone wrote, "September 2017." Do  
15 you see that?

16 A. Yes.

17 MS. WALD: Object to form. It might say  
18 "18."

19 MS. KENYON: No, it does not because the  
20 record is April 2018, so September 2018 hasn't  
21 occurred yet. So it can't be September 2018.

22 MS. WALD: It's okay. It's okay. The  
23 record will speak for itself. Don't worry.

24 BY MS. KENYON:

25 Q. Yes, the record does speak for itself.



1 Just so the record is clear, this record is dated  
2 April 4, 2018. April comes before September in the  
3 months of the year, so September 2018 has not  
4 occurred yet in time in 2018. And the record here  
5 someone wrote September 2017 is when you stopped  
6 smoking.

7 MS. WALD: I'll object to counsel  
8 testifying right now. The record will speak for  
9 itself, and we do not need the attorneys in this  
10 case to be speculating and testifying for the  
11 deponent.

12 MS. HENNINGER: I thought she was just  
13 reading a document.

14 MS. KENYON: I'm reading a document, and  
15 it's not speculation if it's written in a document.  
16 It's actually the opposite of speculation. But  
17 that's neither here nor there.

18 BY MS. KENYON:

19 Q. Do you see on this record from April 4,  
20 2018, where someone wrote, "If you do not smoke now,  
21 when did you stop?" And someone wrote  
22 "September 2017." Do you see that? All I'm asking  
23 is if you can see that in your medical record. Do  
24 you see that in your medical record? Whatever  
25 you're about to write is going to be unresponsive.

1 MS. WALD: Objection. She's going to be  
2 answering the questions, and she can write whatever  
3 she wants to.

4 THE WITNESS: Looks like 2018.

5 MS. KENYON: The record will speak for  
6 itself. September 2018 has not occurred yet.

7 THE WITNESS: (Indicating.)

8 BY MS. KENYON:

9 Q. My point is that the record on the first  
10 page, here -- look. I will show you. At the top do  
11 you see where it says "April 4, 2018"?

12 A. (Inaudible response.)

13 Q. So this medical record is dated April 2018.  
14 Do you understand that?

15 A. Yes.

16 Q. Do you understand that April is before  
17 September in the months of the year?

18 A. Yes.

19 Q. So if this record is from April of 2018, we  
20 have not gotten in September 2018 in this year. Do  
21 you understand that?

22 A. Whatever.

23 MS. LUTHER: I think that's a perfect time  
24 to stop.

25 MS. KENYON: Let's go off the record.

1 MS. WALD: As of my calculations, it seems  
2 like we've been going now for two days. We're about  
3 six hours and nine minutes into this deposition. As  
4 all counsel know, there's a seven-hour presumptive  
5 time limitation in Nevada for depositions. So  
6 there's a little bit less than --

7 No, Sandra, don't write anything else.  
8 We're not going anymore today.

9 There's a little bit less than one hour  
10 remaining for the deposition. There's been many  
11 questions throughout the last two days that have  
12 been asked and answered. I just want to put this on  
13 the record that if there's going to be argument  
14 later that multiple times throughout this deposition  
15 both yesterday and today and for the six hours and  
16 nine minutes, there's been many occasions that we  
17 could have short-circuited and expedited this  
18 deposition if we didn't go over the same questions.  
19 I just want to put that on the record and we can  
20 talk offline.

21 MS. KENYON: I'd also like to note on the  
22 record that we had to stop multiple times. I had to  
23 slow down as I was asked repeatedly to slow down,  
24 and I did. Several questions took minutes to even  
25 get an initial response to cutting into our time.

1 She changed her testimony several times, which is  
2 why the same question might have been asked before.  
3 But if a different answer is given or she changes  
4 her testimony, that necessitates me having to go  
5 back to reask a question so that we have a clean  
6 record.

7 And this -- I mean, frankly the fact you  
8 even had to make that record is kind of ridiculous  
9 when we have talked a lot offline about how you knew  
10 this was going to go over the presumptive seven  
11 minutes --

12 MS. LUTHER: Seven hours.

13 MS. KENYON: Seven hours. Are you now  
14 saying you're going to cut us off at seven hours?

15 MS. WALD: I'm just putting the exact time  
16 on the record right now. I know in other cases we  
17 have agreed to two additional hours -- or three  
18 additional hours to a nine-hour. You and I have not  
19 had that discussion. I'm happy and open to having  
20 that discussion. I want to put that on the record  
21 right now what time limit we are at.

22 My client has not changed her testimony,  
23 and that is going to be clear from the record.  
24 We're not going to be basing this on attorneys  
25 speculating whether or not she changed her answers.

1 I'm just putting on the record right now that we  
2 have been going around six hours and nine minutes.  
3 Although there is a presumptive seven-hour limit, in  
4 other cases we have agreed to nine hours. I'm happy  
5 to come to the same agreement in this case. We can  
6 talk offline.

7 As far as my client taking a little bit of  
8 time to answer questions, as we all know, we're in a  
9 very unique situation right now. My client is  
10 severely disabled. She does not have a voice box.  
11 She has a hole in her throat. She has a difficult  
12 time hearing and seeing. So we are going to give  
13 her the time that she needs to answer any question,  
14 and I appreciate you-all have been very respectful  
15 of that. But the fact that maybe it does take a  
16 little bit longer to answer questions, she has  
17 answered everything to the best of her ability.  
18 That has not in any way slowed down this deposition.

19 But I'm happy to work with you-all as I  
20 always am throughout this and come up with a  
21 reasonable limitation. If not, we can go to the  
22 Court.

23 MS. KENYON: I just have two more comments.  
24 So for you to say that the way that she has  
25 responded has not slowed down this deposition

1 proceeding is completely inaccurate to put on the  
2 record because it 100 percent has slowed this down.  
3 And I'm not saying it's her fault, my fault, your  
4 fault. It's not anyone's fault. It's just the  
5 situation.

6 And, frankly, for you to say that we  
7 haven't had conversations is just disingenuous  
8 because you and I have had two conversations on the  
9 phone where we talked about needing nine to ten  
10 hours. And you -- we have previously talked about  
11 that, so that's completely disingenuous to say you  
12 haven't talked to me about it. Frankly, I -- you  
13 know, it is what it is. We can talk offline and  
14 figure it out. We'll take what we need to to the  
15 Court. That's all. We can go off the record.

16 MS. WALD: No. We're going to stay on the  
17 record. Respectfully, we have talked about it.  
18 I've already cleared my schedule. We have two  
19 additional dates in December for these continued  
20 depositions under the circumstance that we would  
21 have to go on. We did not come to an agreement  
22 specifically as to nine hours or ten hours. We have  
23 had previous conversations that this will be going  
24 beyond the seven hours per the one ruling that we  
25 have from the Court in Geiss. We did not talk about

1 any specific time limitation. That's all I'm  
2 saying. That's why I wanted to put on the record  
3 the amount of time we've been going so far.

4 MR. JACKSON: Thankfully we have a  
5 videotape of how things proceeded. That's fine.

6 MS. LUTHER: There are two other defendants  
7 in this case that need to ask questions. Granted we  
8 won't be retreading what's already been covered.  
9 But under the circumstances, normally you know I  
10 don't ask questions. But this is a different case  
11 than most of the Liggett cases, so I will have  
12 questions in this case.

13 MS. WALD: I understand. But there's still  
14 the presumptive seven-hour limit. Again, I'm always  
15 willing to work with you-all and you know that. And  
16 as long as it is fair and reasonable. We just have  
17 not come to a specific time yet. We already are  
18 allowing our client and putting her up for continued  
19 depositions in December. We have two dates set  
20 aside. We will speak off the record. We wanted to  
21 see how this deposition went. If we can't agree  
22 upon an additional time limitation, we have plenty  
23 of time to go in front of a judge.

24 MS. LUTHER: Agreed.

25 MR. JACKSON: Agreed.

1 THE VIDEOGRAPHER: That concludes today's  
2 deposition of Sandra Camacho, which is Volume II.  
3 The time is 1:29 p.m.

4 THE COURT REPORTER: How about reading and  
5 signing?

6 MS. WALD: She's definitely reading and  
7 signing.

8 THE COURT REPORTER: Would you like a copy?

9 MS. WALD: Yes, please.

10 MS. LUTHER: I need a copy separate and  
11 apart.

12 (Exhibit 10 marked.)

13 (Proceedings concluded at 1:30 p.m.)

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## 1 CERTIFICATE OF REPORTER

2 STATE OF NEVADA )  
 )SS  
3 COUNTY OF CLARK )

4 I, Holly Larsen, a duly certified court reporter  
5 licensed in and for the State of Nevada, do hereby  
6 certify:

7 That I reported the taking of the  
8 deposition of the witness, Sandra Camacho, at the  
9 time and place aforesaid;

10 That prior to being examined, the witness was by  
11 me duly sworn to testify to the truth, the whole  
12 truth, and nothing but the truth;

13 That I thereafter transcribed my shorthand  
14 notes into typewriting and that the typewritten  
15 transcript of said deposition is a complete, true,  
16 and accurate record of testimony provided by the  
17 witness at said time to the best of my ability.

18 I further certify (1) that I am not a  
19 relative or employee of counsel of any of the  
20 parties; nor a relative or employee of the parties  
21 involved in said action; nor a person financially  
22 interested in the action; nor do I have any other  
23 relationship with any of the parties or with counsel  
24 of any of the parties involved in the action that  
25 may reasonably cause my impartiality to be  
questioned; and (2) that transcript review pursuant  
to NRCP 30(e) was requested.

IN WITNESS WHEREOF, I have hereunto set my  
hand in the County of Clark, State of Nevada, this  
14th day of November, 2021.

*Holly Larsen*

HOLLY LARSEN, CCR NO. 680

## ERRATA SHEET

1

2

3 I declare under penalty of perjury that I have read  
4 the foregoing \_\_\_\_\_ pages of my testimony, taken on  
5 \_\_\_\_\_ (date) at \_\_\_\_\_ (city),  
6 \_\_\_\_\_ (state), and that the same is a true  
7 record of the testimony given by me at the time and  
8 place herein above set forth, with the following  
9 exceptions:

10

11	Page	Line	Should read:	Reason for change:
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**younger**

80:13



1

DISTRICT COURT

2

CLARK COUNTY, NEVADA

3

SANDRA CAMACHO, )  
individually, and ANTHONY )

4

CAMACHO, individually, ) CASE NO.:  
) A-19-807650-C

5

Plaintiffs, )

6

vs. )

7

PHILIP MORRIS USA INC., a )  
foreign corporation; R. )

8

J. REYNOLDS TOBACCO )

9

COMPANY, a foreign ) DEPOSITION OF

10

corporation, ) SANDRA CAMACHO

11

individually, and as ) VOL. III

12

successor-by-merger to )

13

LORILLARD TOBACCO COMPANY )

14

and as )

15

successor-in-interest to )

16

the United States tobacco )

17

business of BROWN &amp; )

18

WILLIAMSON TOBACCO )

19

CORPORATION, which is the )

20

successor-by-merger to )

21

THE AMERICAN TOBACCO )

22

COMPANY; LIGGETT GROUP, )

23

LLC, a foreign )

24

corporation; ASM )

25

NATIONWIDE CORPORATION )

26

d/b/a SILVERADO SMOKES &amp; )

27

CIGARS, a domestic )

28

corporation; and LV )

29

SINGHS INC. d/b/a SMOKES )

30

&amp; VAPORS, a domestic )

31

corporation; DOES I-X; )

32

and ROE BUSINESS ENTITIES )

33

XI-XX, inclusive, )

34

Defendants. )

35

Defendants. )

36

Defendants. )

37

Defendants. )

38

Defendants. )

39

Defendants. )

40

Defendants. )

41

Defendants. )

42

Defendants. )

43

Defendants. )

44

Defendants. )

45

Defendants. )

Taken on Tuesday, December 7, 2021

At 9:06 a.m.

Las Vegas, Nevada

Reported By: Karen L. Jones, CCR NO. 694

DEPOSITION OF

SANDRA CAMACHO

VOLUME III

1

2

3

4

5

6

7

VIDEOTAPED DEPOSITION OF SANDRA CAMACHO

8

VOLUME III

9

Taken on Tuesday, December 7, 2021

10

Through a translator

11

By a Certified Stenographer

12

At 9:06 a.m.

13

At 531 Morning Mauve Avenue

14

Las Vegas, Nevada

15

16

17

18

19

20

21

22

23

24

Reported By: Karen L. Jones, CCR NO. 694

25

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18

19

Also Present:

20

21 Gian Sapienza, Legal Videographer  
Dwayne Parrette, Translator/Reader  
22 Anthony Camacho

23

24

25

## 1 I N D E X

2 WITNESS: SANDRA CAMACHO

3 EXAMINATION PAGE

4 BY: Ms. Kenyon 190

5

6

7

8

## 9 E X H I B I T S

10 NUMBER DESCRIPTION PAGE

11 Exhibit 11 Medical Record 219

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1 P R O C E E D I N G S

2 \* \* \* \* \*

3 THE VIDEOGRAPHER: This begins the video  
4 recorded deposition of Sandra Camacho Volume III  
5 taken Tuesday, December 7th, 2021, at 9:06 a.m. The  
6 deposition is being held at 531 Morning Mauve  
7 Avenue, Las Vegas, Nevada 89183, titled Sandra  
8 Camacho and Anthony Camacho versus Philip Morris et  
9 al., in the District Court, Clark County, Nevada,  
10 Case Number A-19-807650-C.

11 My name is Gian Sapienza with Certified  
12 Legal Videography. The court reporter is Karen  
13 Jones with Oasis Reporting Services.

14 Will the attorneys please state your  
15 name and affiliation for the record.

16 MS. WALD: Kimberly Wald from Kelley  
17 Uustal on behalf of the Plaintiff Sandra Camacho.

18 MS. KENYON: Jennifer Kenyon on behalf  
19 of Philip Morris USA.

20 MS. HENNINGER: Ursula Henninger on  
21 behalf of R. J. Reynolds Tobacco Company.

22 MS. LUTHER: Kelly Luther on behalf of  
23 Liggett Group, LLC.

24 THE VIDEOGRAPHER: Thank you. The court  
25 reporter will now administer the oath.

1 (The translator was sworn.)

2 Whereupon,

3 SANDRA CAMACHO,

4 having been first duly sworn to testify to the  
5 truth, was examined, and testified as follows:

6

7 EXAMINATION

8 BY MS. KENYON:

9 Q. Good morning, Mrs. Camacho. How are  
10 you? Are you okay?

11 A. Okay.

12 Q. Can you hear me okay?

13 A. Yes.

14 Q. We were here in your home a few weeks  
15 ago for your deposition. The same procedures that  
16 were in place a few weeks ago are going to be --  
17 still be in place for the deposition today.

18 Do you understand that?

19 A. Yes.

20 Q. So you have your answer sheets in front  
21 of you that your -- have eight to nine answers that  
22 you can point to or you have your white board in  
23 front of you.

24 Do you understand?

25 A. Yes.

1 Q. Let me know if at any time you can't  
2 hear me. Sound good?

3 A. Yes.

4 Q. If you don't understand any of my  
5 questions, just let me know. Does that sound good?

6 A. Okay.

7 Q. If you need a break, let me know.

8 A. Okay.

9 Q. You understand that you're under oath  
10 again today?

11 A. Yes.

12 Q. Is there anything that might affect your  
13 ability to understand my questions and answer those  
14 questions today?

15 A. No.

16 Q. Anything that prevents you from giving  
17 accurate testimony today?

18 A. No.

19 Q. So last time you were here, we were  
20 talking a little bit about your smoking history.

21 Do you remember that?

22 A. Yes.

23 Q. Have you ever received free cigarettes?

24 A. No.

25 Q. Have you ever received free samples of

1 cigarettes?

2 A. No.

3 Q. You told us that you bought cigarettes  
4 from 7-Eleven and Texaco when you were working  
5 there, and at a smoke shop; is that right?

6 A. Yes.

7 Q. Is that Silverado Smokes & Cigars?

8 A. Yes.

9 Q. Did you ever purchase cigarettes  
10 anywhere else?

11 A. No.

12 Q. Are you aware that you have sued  
13 Silverado Smokes & Cigars?

14 A. Yes.

15 Q. Why did you not sue all of the stores  
16 where you worked and purchased cigarettes like  
17 7-Eleven and Texaco?

18 MS. WALD: And I'm instructing my client  
19 not to answer based on attorney-client privilege.

20 Don't answer.

21 BY MS. KENYON:

22 Q. You agree that it's legal to sell  
23 cigarettes in the U.S.?

24 A. I guess so.

25 Q. Silverado Smokes & Cigars is not



1 breaking any laws by selling cigarettes, correct?

2 MS. WALD: Form.

3 THE WITNESS: I do not know.

4 BY MS. KENYON:

5 Q. You understand it's legal to purchase  
6 cigarettes in the United States?

7 MS. WALD: Object to form. Asked and  
8 answered.

9 BY MS. KENYON:

10 Q. Correct? Did you answer?

11 A. No.

12 MS. WALD: Do you understand what's  
13 going on? Okay. Can you repeat the question?

14 (The record is read by the reporter.)

15 MS. WALD: Point to an answer.

16 THE WITNESS: Yes.

17 BY MS. KENYON:

18 Q. And you understand that it's legal to  
19 sell cigarettes in the United States, correct?

20 MS. WALD: Object to form. Asked and  
21 answered.

22 BY MS. KENYON:

23 Q. You agree that it's legal to sell  
24 cigarettes in the United States, correct?

25 MS. WALD: Point to an answer.

1 THE WITNESS: Yes.

2 BY MS. KENYON:

3 Q. What did Silverado Smokes & Cigars do  
4 that was wrong, in your opinion?

5 MS. WALD: Form.

6 THE WITNESS: They sold them to me.

7 BY MS. KENYON:

8 Q. What did Silverado Smokes & Cigars do  
9 differently than you when you sold cigarettes at  
10 7-Eleven?

11 MS. WALD: Objection.

12 THE WITNESS: I do not know.

13 BY MS. KENYON:

14 Q. What did Silverado Smokes & Cigars do  
15 differently than you when you sold cigarettes while  
16 you were working at Texaco?

17 MS. WALD: Objection.

18 THE WITNESS: I do not know.

19 BY MS. KENYON:

20 Q. Why should they be liable for selling  
21 cigarettes but not you?

22 MS. WALD: Objection.

23 THE WITNESS: I do not know.

24 BY MS. KENYON:

25 Q. Do you think you should be liable for

1 selling cigarettes?

2 MS. WALD: Objection.

3 THE WITNESS: I do not know. I do not  
4 remember.

5 BY MS. KENYON:

6 Q. When did you first purchase cigarettes  
7 at Silverado Smokes & Cigars?

8 A. In the '90s sometime.

9 Q. When did you last purchase cigarettes at  
10 Silverado Smokes & Cigars?

11 MS. WALD: Write it down.

12 THE WITNESS: When I got cancer.

13 BY MS. KENYON:

14 Q. Were the employees at Silverado Smokes &  
15 Cigars always courteous and professional from what  
16 you observed?

17 A. It was only him that I remember.

18 Q. Who are you referring to?

19 A. Owner.

20 Q. Do you recall the owner's name?

21 A. I do not remember.

22 Q. Was the owner of Silverado Smokes &  
23 Cigars always courteous and professional from what  
24 you observed?

25 A. Yes.

1 Q. You smoked for over 20 years before you  
2 started buying cigarettes at Silverado Smokes &  
3 Cigars, correct?

4 A. Yes.

5 Q. Why didn't you choose to sue those other  
6 retailers?

7 MS. WALD: Object to the form.  
8 Instructing my client not to answer.  
9 Attorney-client privilege.

10 BY MS. KENYON:

11 Q. Did you ever collect Marlboro Miles?

12 A. Yes.

13 Q. You were already smoking Marlboro when  
14 you started collecting miles, correct?

15 A. That's how I got them.

16 Q. So what I'm asking, so when did you  
17 start collecting Marlboro Miles?

18 A. I do not remember.

19 Q. What I'm trying to understand, you were  
20 already smoking Marlboro when you started collecting  
21 miles, correct?

22 MS. WALD: Form.

23 THE WITNESS: It was after I started  
24 smoking them.

25 ///

1 BY MS. KENYON:

2 Q. So you started collecting miles after  
3 you started smoking Marlboros, correct?

4 MS. WALD: Form. Asked and answered.  
5 Three times.

6 BY MS. KENYON:

7 Q. Can you answer that question? Is that  
8 correct?

9 A. Yes.

10 Q. You did not start smoking Marlboro  
11 because of the miles, correct?

12 MS. WALD: Form. Asked and answered.  
13 Fourth time.

14 THE WITNESS: No.

15 BY MS. KENYON:

16 Q. So that's correct, you did not start  
17 smoking Marlboro because of the miles, correct?

18 MS. WALD: Form. Asked and answered.

19 THE WITNESS: Correct.

20 MS. KENYON: Off the record.

21 MS. WALD: Stay on the video.

22 (A recess is taken.)

23 MS. KENYON: Back on the record.

24 BY MS. KENYON:

25 Q. You doing okay? Can you point to one of

1 your --

2 A. Okay.

3 Q. Your husband also collected miles,  
4 right? Your husband also collected Marlboro Miles?

5 A. I do not remember. I guess so.

6 Q. Do you remember him collecting Marlboro  
7 Miles?

8 A. I do not remember.

9 Q. How did you collect the miles?

10 A. I do not remember.

11 Q. We know that you redeemed the miles for  
12 branded merchandise because you still have the  
13 duffel bags, the lantern and the knife, correct?

14 A. Yes.

15 Q. Did you redeem the miles for anything  
16 else?

17 A. I do not remember. I do not know.

18 Q. How did you select those items?

19 A. I do not know. I do not remember.

20 Q. Did you use the duffel bags?

21 A. I do not remember.

22 Q. Did you ever use the lantern?

23 A. I do not know.

24 Q. Did you ever use the knife?

25 A. I do not remember. I do not know.

1 Q. Did you like the products that you  
2 received, the duffel bag, the lantern and knife?

3 A. I guess so.

4 Q. Your husband Tony seems to really like  
5 them.

6 MS. WALD: Form.

7 BY MS. KENYON:

8 Q. Your husband Tony seems to really like  
9 them. Would you agree?

10 A. I do not know.

11 Q. You have kept the items all this time;  
12 is that right?

13 A. Yes. On bed.

14 Q. Right. And that's my point. You still  
15 have the duffel bags, the lantern and the knife,  
16 correct?

17 MS. WALD: Form. Asked and answered.

18 THE WITNESS: I guess so.

19 BY MS. KENYON:

20 Q. Why have you kept them?

21 A. I do not know.

22 Q. The Marlboro Miles did not keep you from  
23 switching to Basic when Marlboro cigarettes became  
24 too expensive, correct?

25 MS. WALD: Form.

1 THE WITNESS: No.

2 BY MS. KENYON:

3 Q. The Marlboro Miles did not make you buy  
4 Marlboro cigarettes, correct? Is that correct?

5 A. Okay. Correct.

6 Q. And the miles did not keep you from  
7 switching from Marlboro to Basic, correct?

8 A. Correct.

9 Q. Did you ever receive coupons to purchase  
10 cigarettes?

11 A. I do not know. I do not remember.

12 Q. Do you recall whether you had to fill  
13 out any forms to get the duffel bag or the lantern  
14 or the knife?

15 A. I do not remember.

16 Q. Do you recall looking through a catalog  
17 or anything to pick out those items?

18 A. I do not remember.

19 Q. Did you ever complete surveys or  
20 sweepstake entry forms?

21 A. I do not remember. I do not know.

22 Q. Did you ever use coupons to buy  
23 cigarettes?

24 A. I do not remember.

25 Q. So last time we talked about your brand



1 history and what primary brands of cigarettes you  
2 smoked. Do you remember that?

3 A. Yes.

4 Q. You also mentioned that you might borrow  
5 cigarettes from someone else if you didn't have your  
6 cigarettes or you ran out; is that correct?

7 A. No.

8 Q. So did you ever borrow a cigarette from  
9 someone else?

10 A. Yes.

11 Q. That would include your husband or your  
12 daughter or other family members; is that right?

13 A. Yes.

14 Q. But you almost always had your brand of  
15 cigarettes with you, correct?

16 A. Yes.

17 Q. Did you ever count or track the number  
18 of cigarettes per day that you smoked?

19 A. A lot. Don't know how many.

20 Q. So is the answer to my question that you  
21 never counted or tracked the number of cigarettes  
22 that you smoked in a day?

23 MS. WALD: Form. Asked and answered.

24 THE WITNESS: I do not know.

25 ///

1 BY MS. KENYON:

2 Q. How many cigarettes a day did you smoke  
3 when you lived in the Chicago area?

4 A. I do not know. A lot. Don't know how  
5 many.

6 Q. What does "a lot" mean?

7 A. Every half-hour.

8 Q. Do you know how many cigarettes a day  
9 that would be?

10 A. I do not know.

11 Q. Do you know how many cigarettes are in a  
12 pack of cigarettes?

13 A. I do not remember.

14 Q. How many cigarettes a day did you smoke  
15 when you moved to Las Vegas?

16 A. I worked -- I worked up to two packs a  
17 day.

18 Q. When you lived in Las Vegas, were you  
19 still smoking one cigarette every half-hour?

20 A. Yes.

21 Q. What time did you typically wake up in  
22 the morning?

23 MS. WALD: Form. Asked and answered.

24 THE WITNESS: 5:00, sometime 4:00.

25 ///

1 BY MS. KENYON:

2 Q. And what time would you typically go to  
3 bed at night?

4 A. 12:00 or 1:00.

5 Q. How many cigarettes a day were you  
6 smoking when you quit?

7 MS. WALD: Form.

8 THE WITNESS: Two packs.

9 BY MS. KENYON:

10 Q. Are you familiar with the term "chain  
11 smoker"?

12 A. Yes.

13 Q. How would you define "chain smoker"?

14 A. Light one after another.

15 Q. Did you consider yourself a chain smoker  
16 at any point?

17 A. Yes.

18 Q. When?

19 A. With friends.

20 Q. What friends?

21 A. I do not remember. Chicago.

22 Q. Did you ever chain smoke once you moved  
23 to Las Vegas?

24 A. Not really.

25 Q. So would you get together with friends

1 and -- did your friends also smoke?

2 A. Chicago.

3 Q. Right. Did your friends also smoke?

4 Yeah.

5 A. Here (indicating)?

6 Q. You said with friends in Chicago?

7 A. I do not remember. School friends.

8 Q. So how old were you?

9 A. 17 or 18, and don't remember how long.

10 Q. Well, we know from your interrogatory  
11 responses and your prior testimony that you did not  
12 start smoking until you were 18; is that correct?

13 A. Correct.

14 Q. So did you actually ever light one  
15 cigarette off of another?

16 MS. WALD: Form. Asked and answered.

17 BY MS. KENYON:

18 Q. Go ahead and answer.

19 A. Yes.

20 Q. Do you know whether it was one time that  
21 you did that?

22 A. Few times.

23 Q. What does a "few times" mean?

24 A. More than ten or more.

25 Q. Would you just do that when you were

1 with your girlfriends?

2 A. Yes.

3 Q. Did you enjoy socializing and smoking  
4 with your girlfriends?

5 MS. WALD: Form.

6 THE WITNESS: My first cig I did because  
7 it was the cool thing to do then.

8 BY MS. KENYON:

9 Q. My question is a little bit different.  
10 Did you enjoy socializing and smoking  
11 with your girlfriends?

12 A. No.

13 Q. Then why did you do it?

14 A. Because I was addicted to them.

15 Q. When do you think you were first  
16 addicted to cigarettes?

17 A. After the first hour. Because I wanted  
18 more.

19 Q. Are you saying you were addicted after  
20 your first cigarette?

21 MS. WALD: Form. Asked and answered.

22 THE WITNESS: Yes.

23 BY MS. KENYON:

24 Q. When did you first learn that cigarette  
25 smoking could be addictive?

1 A. I do not remember.

2 Q. What does it mean to you to be addicted  
3 to cigarettes?

4 A. To want one after another.

5 Q. Being addicted doesn't mean that a  
6 smoker cannot quit, correct?

7 MS. WALD: Form.

8 THE WITNESS: I tried many times to  
9 quit.

10 BY MS. KENYON:

11 Q. And you did, in fact, permanently quit  
12 over four years ago, correct? And you did, in fact,  
13 quit permanently over four years ago, correct?

14 A. Yes. It will be four years ago I quit  
15 because of cancer.

16 Q. Regardless, you did permanently quit,  
17 correct?

18 MS. WALD: Object to form. Asked and  
19 answered.

20 It's okay, Sandra. Sandra, relax. It's  
21 okay. It's okay. Calm down. Just answer the  
22 question.

23 THE WITNESS: Yes.

24 BY MS. KENYON:

25 Q. Even though you believed you were

1       addicted, you quit?

2                   MS. WALD:   Form.   Argumentative.   Asked  
3       and answered.   We're not going to keep going down  
4       this line.   We know she quit.

5       BY MS. KENYON:

6           Q.           You can go ahead and answer.

7                   Even though you believed you were  
8       addicted, you did quit, correct?

9           A.           Tried.

10          Q.           You're not currently smoking.

11                   MS. WALD:   And now you're just being  
12       argumentative and harassing this witness.   We know  
13       she quit.   She has cancer.   That's clear in the  
14       testimony.   You can't keep harassing the client  
15       right now.   So I ask you to move on.

16                   MS. KENYON:   I just want an answer to my  
17       question.   And you know the case law as well as I  
18       do.   Please just object to form and stop trying to  
19       coach your witness.

20                   MS. WALD:   I'm not trying to coach my  
21       witness.   You're harassing her right now by  
22       beleaguering her with the same questions over and  
23       over.   We know she is not smoking.

24       BY MS. KENYON:

25          Q.           You can go ahead and answer my question.

1 Can you please read back my question.

2 (The record is read by the reporter.)

3 MS. KENYON: Off the record.

4 (A recess is taken.)

5 MS. KENYON: We can go back on the  
6 record.

7 THE VIDEOGRAPHER: I'm sorry. We didn't  
8 leave record on video.

9 MS. WALD: It's fine. We can stay on  
10 the video.

11 BY MS. KENYON:

12 Q. Even though you believe you were  
13 addicted, you did permanently quit smoking, correct?

14 MS. WALD: Write it down or just point.  
15 She's just asking if you quit smoking. So point.

16 THE WITNESS: Yes.

17 BY MS. KENYON:

18 Q. You told us that your sister Donna quit  
19 smoking. Do you recall that?

20 MS. WALD: Form. Asked and answered.

21 BY MS. KENYON:

22 Q. Do you think Donna was addicted when she  
23 quit smoking?

24 A. I do not know. I do not remember.

25 MS. LUTHER: She has to go to the



1 bathroom.

2 MS. WALD: You have to go bathroom? We  
3 can take a break. You can go off the video.

4 THE VIDEOGRAPHER: The time is 9:52. We  
5 are going off the record.

6 (A recess is taken.)

7 THE VIDEOGRAPHER: The time is  
8 10:00 o'clock a.m. We are back on the record.

9 BY MS. KENYON:

10 Q. Are you ready to go?

11 A. Yes.

12 Q. Have you heard of people being addicted  
13 to other things?

14 MS. WALD: Form.

15 BY MS. KENYON:

16 Q. Like food or gambling?

17 A. I do not know.

18 Q. Do you believe that you were addicted to  
19 anything other than smoking?

20 A. No.

21 Q. What did you enjoy about smoking over  
22 the years?

23 MS. WALD: Form. Mischaracterizes  
24 testimony.

25 THE WITNESS: Did not enjoy smoking.

1 BY MS. KENYON:

2 Q. Did smoking relax you?

3 A. Yes.

4 Q. Did smoking help you concentrate?

5 A. I do not remember.

6 Q. Did smoking relieve anxiety or  
7 nervousness?

8 MS. WALD: Form.

9 THE WITNESS: I do not remember.

10 BY MS. KENYON:

11 Q. Did you smoke to control your weight?

12 A. No.

13 Q. Did you smoke more when you were feeling  
14 a certain way?

15 MS. WALD: Form.

16 THE WITNESS: No.

17 BY MS. KENYON:

18 Q. Did you smoke more when you were  
19 stressed?

20 A. I smoked all the time.

21 Q. So is the answer to my question no, you  
22 did not smoke more when you were stressed?

23 A. No.

24 Q. Did you smoke inside of your home?

25 A. Yes.

1 Q. Was there ever a point where you stopped  
2 smoking inside your home?

3 A. When I tried to quit.

4 Q. Was there ever a point where you stopped  
5 smoking inside and would only smoke outside?

6 A. No.

7 Q. Were there any rooms in your home where  
8 you did not smoke?

9 A. Yes.

10 Q. Where?

11 A. Bedroom.

12 Q. Why did you not smoke in your bedroom?

13 A. Always in kitchen.

14 Q. Was there a reason you never smoked in  
15 your bedroom?

16 A. No.

17 Q. Was there a reason you only smoked in  
18 your kitchen?

19 A. No.

20 Q. Were there certain social settings where  
21 you would not smoke?

22 A. No.

23 Q. Did you ever go to the movies?

24 A. Yes.

25 Q. Did you sit through the entire movie?

1 A. No.

2 Q. Why not?

3 A. Wanted cigs.

4 Q. How often did you go to the movies?

5 A. I do not remember.

6 Q. When's the last time you went to a  
7 movie?

8 A. I do not remember.

9 Q. Were there people who you would not  
10 smoke around?

11 A. No.

12 Q. Did you smoke around your grandchildren?

13 A. Yes.

14 Q. Did anyone ever express any concerns?

15 A. No.

16 Q. Did you ever visit someone's home where  
17 smoking was not allowed?

18 A. I do not remember.

19 Q. Did you ever go to your sister's home?

20 A. I do not remember.

21 Q. When you were -- when you were living in  
22 the Chicago area, did you ever go to one of your  
23 sister's houses to visit them?

24 A. A lot. I don't remember.

25 Q. So I think last time we spoke there were

1 times that you had difficulty remembering things  
2 from before your cancer and surgery.

3 MS. WALD: Form.

4 BY MS. KENYON:

5 Q. Is that fair?

6 A. Yes.

7 Q. And I just want to make sure I  
8 understand. Are you trying to tell me that before  
9 you had your surgery and treatment, you had a good  
10 memory, but now you are past it?

11 A. Yes.

12 Q. Now, that you're past it, you struggle  
13 with your memory?

14 MS. WALD: Form.

15 THE WITNESS: Yes.

16 BY MS. KENYON:

17 Q. Is that both short and long-term memory?

18 A. Yes.

19 Q. Did you smoke while you were pregnant?

20 A. Yes.

21 Q. Have you ever traveled by airplane?

22 Have you ever gone on an airplane?

23 A. Yes.

24 Q. Were you able to refrain from smoking on  
25 the flights?

1 A. I do not remember.

2 Q. When's the last time you went on a  
3 plane ride?

4 A. Almost four years ago.

5 Q. Where was the last flight you took?  
6 Where did you go?

7 A. L.A.

8 Q. Who did you go with?

9 You can erase that.

10 A. Tony, daughter.

11 Q. What did you go to L.A. for?

12 A. Surgery.

13 Q. Did you smoke on that flight?

14 A. No.

15 Q. Prior to that, what is the last flight  
16 you took?

17 A. I do not remember.

18 Q. Did you and Tony ever go on vacation  
19 together?

20 A. I do not remember.

21 Q. Besides the flight four years ago, has  
22 there been any other times where you've taken a  
23 plane somewhere?

24 MS. WALD: Form.

25 THE WITNESS: Home to see family.

1 BY MS. KENYON:

2 Q. To the Chicago area?

3 A. Yes.

4 Q. When's the last time you flew home to  
5 see family?

6 A. I do not remember.

7 Q. How many times have you flown home to  
8 see family?

9 A. I do not remember.

10 Q. Was it one time?

11 A. I do not know. I do not remember.

12 Q. Switching gears a little bit. Did you  
13 ever try a low-nicotine cigarette?

14 A. No.

15 Q. Did you ever try a denicotinized  
16 cigarette? Have you ever tried a denicotinized or  
17 nicotine-free cigarette?

18 A. No.

19 Q. Why not?

20 A. Never heard of that.

21 Q. Why did you not try a low-nicotine  
22 cigarette?

23 A. I do not remember. I do not know.

24 Q. Did you ever smoke cigars?

25 A. No.

1 Q. Why not?

2 A. For a man.

3 Q. Did you ever try a cigar?

4 A. No.

5 Q. Have you ever used any other form of  
6 tobacco?

7 A. What form?

8 Q. Have you ever used any other types of  
9 tobacco or form of tobacco like a pipe or chew?

10 A. No.

11 Q. Have you ever used an e-cigarette?

12 A. Yes.

13 Q. When?

14 A. The times I tried to quit.

15 MS. KENYON: Off the record.

16 (A recess is taken.)

17 BY MS. KENYON:

18 Q. Are you ready to go?

19 A. Yes.

20 Q. How many times have you used  
21 e-cigarettes in an effort to quit?

22 A. I do not remember. A lot.

23 Q. What does a lot mean?

24 A. Every time I tried to quit.

25 Q. When is the first time you used an



1 e-cigarette to try to quit?

2 A. I do not remember.

3 Q. Why did you decide to use an  
4 e-cigarette?

5 A. I tried everything.

6 Q. But sticking with the e-cigarettes, why  
7 did you decide to use e-cigarettes to quit?

8 A. I do not remember.

9 Q. What brand did you use? What brand of  
10 e-cigarette did you use?

11 A. I do not remember.

12 Q. How often did you use it?

13 MS. WALD: Write it down.

14 THE WITNESS: Every time I tried to  
15 quit.

16 BY MS. KENYON:

17 Q. When is the first time you tried to quit  
18 smoking?

19 A. Sometime in the '90s.

20 Q. Why did you try to quit sometime in the  
21 '90s?

22 A. It was a habit and cigs were getting  
23 expensive.

24 Q. What brand were you smoking the first  
25 time you tried to quit?

1 A. Marlboro.

2 Q. How long did you quit that first time?

3 A. One day.

4 Q. How did you quit for that day?

5 A. Nicorette Gum, regular gum.

6 Q. Did you need a prescription to get the  
7 Nicorette Gum?

8 A. I do not remember.

9 Q. How many packs of the Nicorette Gum did  
10 you chew?

11 A. I do not remember.

12 Q. Did you smoke while using the Nicorette  
13 Gum?

14 A. No.

15 Q. How did you feel while you were using  
16 the Nicorette Gum?

17 A. I wanted cigarette.

18 Q. Did you throw out your cigarettes when  
19 you were using the Nicorette Gum?

20 A. Threw them out and took them back. I  
21 even squished them.

22 Q. When you say "back," what do you mean?

23 A. Retrieved them. Garbage can.

24 Q. So the first time you tried to quit and  
25 you were using the Nicorette Gum, you threw your

1 cigarettes in the trash, but then you went back and  
2 got them out of the trash; is that correct?

3 A. Yes.

4 Q. So did you throw any of your cigarettes  
5 away when you were using the Nicorette Gum that first  
6 time?

7 MS. WALD: Form. Asked and answered.

8 THE WITNESS: Yes.

9 BY MS. KENYON:

10 Q. Did you throw away your ashtrays and  
11 lighters when you were using the Nicorette Gum?

12 A. Put them away.

13 Q. Why did you not throw them away?

14 A. I do not know.

15 Q. Did Tony quit with you the first time  
16 that you tried to quit?

17 A. I do not remember.

18 Q. So the first time you said you used  
19 Nicorette Gum and regular gum. What kind of regular  
20 gum were you using?

21 A. I forget names of gum.

22 Q. So the first time you tried to quit, did  
23 your friends and family offer to help you?

24 A. I do not remember.

25 Q. Did Tony stop smoking around you?

1 A. I do not remember. I do not know.

2 Q. Were you motivated to quit at that time?

3 A. Yes.

4 Q. What was your motivation?

5 A. Wanted to quit.

6 Q. How did you feel when you quit?

7 MS. WALD: So for the record, she's  
8 trying to mouth irritable, but she now thinks she  
9 doesn't know how to spell it. And there's a few  
10 others the translator can --

11 THE WITNESS: Miserable, mean.

12 BY MS. KENYON:

13 Q. So for that day that you quit, were you  
14 able to carry on with your responsibilities?

15 MS. WALD: Form.

16 THE WITNESS: Not easy. Always thinking  
17 about having cigarettes.

18 BY MS. KENYON:

19 Q. But you were able to carry on with your  
20 daily responsibilities?

21 MS. WALD: Form.

22 THE WITNESS: I do not know.

23 BY MS. KENYON:

24 Q. Were you able to go to work that day?

25 A. I would try when home, off of work.

1 Q. Why?

2 A. That's what I wanted.

3 Q. Was there anything you couldn't do for  
4 that day?

5 A. Smoke.

6 Q. Was there anything you couldn't do that  
7 day?

8 A. I do not remember.

9 Q. At some point, you started smoking  
10 again?

11 A. Yes.

12 Q. Why did you resume smoking a day later?  
13 Why did you start smoking again a day later, the  
14 next day?

15 A. Addicted. I tried many times to quit.

16 Q. This first time that you tried to quit  
17 sometime in the '90s, did you use an e-cigarette?

18 A. No.

19 Q. When is the next time you tried to quit?

20 A. I do not remember.

21 Q. Do you know how many times you tried to  
22 quit?

23 MS. WALD: Form.

24 BY MS. KENYON:

25 Q. How many times did you try to quit?

1 A. Over ten or more.

2 Q. How do you know it was over ten or more?

3 A. I tried a lot on my days off.

4 Q. So my question was a little bit

5 different. How do you know it was ten times or --

6 how do you know it wasn't less times that you tried  
7 to quit?

8 A. Was trying to quit through '90s, 2000s.

9 THE VIDEOGRAPHER: We need to stop for a  
10 moment. Lost the audio.

11 (A recess is taken.)

12 THE WITNESS: Was trying to quit  
13 through '90s, 2000s.

14 BY MS. KENYON:

15 Q. How many times did you try to quit in  
16 the '90s?

17 A. I do not remember.

18 Q. How many times did you try to quit in  
19 the 2000s?

20 A. I do not remember.

21 Q. Besides cigarettes -- strike that.

22 Besides the fact that cigarettes were  
23 getting expensive, was there any other reason you  
24 tried to quit in the '90s?

25 A. Habit, smell.

1 Q. Why were you trying to quit because it  
2 was a habit?

3 A. Because it was already addicted.

4 Q. How did you know you were addicted?

5 A. When you have to have a cigarette every  
6 chance you have, you are addicted.

7 Q. Did you ever talk to your doctors about  
8 that?

9 A. I do not remember. I do not know.

10 Q. You mentioned that you also -- you  
11 didn't like the smell of cigarettes.

12 A. Correct.

13 Q. In the '90s, were you ever able to quit  
14 for longer than a day?

15 A. No.

16 Q. In the 2000s, were you ever able to quit  
17 for longer than a day?

18 A. Yes.

19 Q. How do you know that?

20 A. When I got cancer.

21 Q. Prior to the time that you permanently  
22 quit smoking, were you ever -- strike that.

23 Prior to the time when you permanently  
24 quit smoking, did you ever quit for more than a day?

25 A. No.

1 Q. Did Mr. Camacho ever try to quit smoking  
2 with you?

3 A. I do not remember. I do not know.

4 Q. Do you recall reporting to doctors in  
5 July of 2012 that you had quit smoking more than  
6 12 months ago.

7 A. I do not remember.

8 Q. So sticking with the '90s, you don't  
9 know how many times you tried to quit in the '90s?

10 MS. WALD: Form.

11 BY MS. KENYON:

12 Q. Correct?

13 A. No.

14 Q. No, you don't know? You don't know how  
15 many times you tried to quit in the '90s?

16 A. Many.

17 Q. In the '90s, did you ever seek help from  
18 a professional to quit smoking?

19 A. No.

20 Q. Did you ever ask for help from family  
21 members to quit smoking?

22 A. No.

23 Q. Did you ever ask Mr. Camacho to quit  
24 smoking with you?

25 A. I do not remember. I do not know.



1 Q. And in the 2000s, did you ever seek help  
2 from a professional to quit smoking?

3 A. No.

4 Q. Did you ever ask for help from family  
5 members to quit smoking?

6 A. No.

7 Q. Did you ever ask Mr. Camacho to quit  
8 smoking with you?

9 A. I do not remember.

10 Q. Did you ever attend a stop smoking  
11 clinic in the '90s?

12 A. No.

13 Q. Did you ever attend a stop smoking  
14 clinic in the 2000s?

15 A. No.

16 Q. Did you ever try hypnosis in the '90s?

17 A. No.

18 Q. Did you ever try hypnosis in the 2000s?

19 A. No.

20 Q. Did you ever use nicotine gum in an  
21 effort to quit smoking -- sorry. Strike that.

22 Did you ever use the nicotine patch in  
23 an effort to quit smoking?

24 A. I do not remember. No.

25 Q. Besides the first time that you tried to

1 quit sometime in the '90s, did you ever use Nicorette  
2 Gum to try to quit smoking?

3 A. I do not understand the question.

4 Q. Sure. We talked about the first time  
5 you tried to quit smoking sometime in the '90s. You  
6 told us you used Nicorette Gum.

7 Besides that time, did you ever use  
8 Nicorette Gum to quit smoking? You're mouthing  
9 "before that, no." Hold on.

10 So we know you never tried to quit  
11 before the first time in the '90s, correct?

12 A. Correct.

13 Q. We've already talked about the first  
14 time you tried to quit in the '90s when you used  
15 Nicorette Gum and regular gum.

16 Besides that time, did you ever use  
17 Nicorette Gum?

18 A. Tried it a few times.

19 Q. Do you know when you tried it?

20 A. No.

21 Q. Where did you buy the Nicorette Gum?

22 A. I do not remember.

23 Q. Did you need a prescription to get the  
24 Nicorette Gum?

25 A. I do not remember. I do not know.

1 Q. How many packs of Nicorette Gum would you  
2 chew?

3 A. I do not remember.

4 Q. Did you ever smoke while also using the  
5 Nicorette Gum?

6 A. No.

7 MS. WALD: It's okay, Sandra. Wait for  
8 a question. It's someone typing.

9 MS. HENNINGER: I'm sorry. Is that  
10 bothering her?

11 MS. WALD: No, no. She was asking what  
12 it was.

13 BY MS. KENYON:

14 Q. Did you ever throw away your matches and  
15 lighters in the '90s to try to quit?

16 A. Put them away.

17 Q. So in the '90s, you never threw away  
18 your matches and lighters?

19 MS. WALD: Form.

20 BY MS. KENYON:

21 Q. Is that correct?

22 A. Yes.

23 Q. Did you ever throw away your matches and  
24 lighters in the 2000s?

25 A. No. Put them away.

1 Q. Did you ever try to quit cold turkey?

2 A. No.

3 Q. Why were you trying to quit smoking in  
4 the 2000s?

5 A. Getting expensive, cig.

6 Q. Cigarettes were getting expensive; is  
7 that correct?

8 A. Yes.

9 Q. When you quit in the 2000s, were you  
10 able to carry on with your daily activities?

11 A. I do not remember. I do not know.

12 Q. When you would try to quit in the 2000s,  
13 was there anything you could not do?

14 A. I do not know.

15 MS. KENYON: Let's go off the record and  
16 take a short break.

17 THE VIDEOGRAPHER: The time is  
18 10:58 a.m. We are going off the record.

19 (A recess is taken.)

20 THE VIDEOGRAPHER: The time is  
21 11:07 a.m. We are back on the record.

22 BY MS. KENYON:

23 Q. Are you ready to go, Mrs. Camacho?

24 A. Yes.

25 Q. Doing okay?

1           A.           Yes.

2           Q.           We've talked about the first time you  
3       tried to quit in the '90s, and you told us that in  
4       the '90s and the 2000s, you tried to quit ten or so  
5       times; is that right?

6                       MS. WALD:   Form.

7                       THE WITNESS:   Yes.

8       BY MS. KENYON:

9           Q.           Besides that first quit sometime in the  
10       '90s, are you able to recall anything specific about  
11       any of the other times you tried to quit?

12          A.           No.

13          Q.           So I want to talk about when you  
14       permanently quit.   Okay?

15                       Do you recall last time we were looking  
16       at one of your medical records from 2008 (sic), and  
17       there was some discussion about the quit date in the  
18       medical record.   Do you recall that?

19          A.           No.

20                       (Exhibit 11 marked.)

21       BY MS. KENYON:

22          Q.           I am handing you what I've marked as  
23       Defense Exhibit 11, and I've highlighted it  
24       hopefully to help guide you as you look through it.

25                       So do you see at the top of Exhibit 11

1 it says, "Camacho, Sandra," do you see that? Was  
2 that yes?

3 A. Yes.

4 Q. And then underneath that, it reads,  
5 "Office/Outpatient Visit, Visit Date: Wednesday  
6 April 4th, 2018." Do you see that at the very top  
7 here? Do you see where it says "Visit Date"?

8 A. Yes.

9 Q. And then under "Subjective" and the  
10 "CC," it reads, "Mrs. Camacho is a 71-year old  
11 female. This is her first visit to the clinic. The  
12 following note is documented today following a  
13 transition of care from an inpatient hospital (UCLA  
14 Hospital). History details were provided by the  
15 patient, the patient's spouse and a sibling. The  
16 history appears to be reliable."

17 Did I read that correctly?

18 MS. WALD: Point to the answer.

19 THE WITNESS: Correct.

20 BY MS. KENYON:

21 Q. If you would turn to the second page for  
22 me. Do you see under "Tobacco/Alcohol/Supplements,"  
23 do you see where I'm at?

24 A. Yes.

25 Q. And it reads "Tobacco: She has a past

1 history of cigarette smoking; quit date: 09/2017."

2 Did I read that correctly?

3 A. Correct.

4 Q. Do you recall seeing Dr. Sharma at  
5 Pulmonary Associates?

6 A. I do not remember.

7 Q. So is this medical record accurate? So  
8 did you quit smoking September of 2017?

9 A. I do not remember.

10 Q. Do you have any reason to dispute what's  
11 in this medical record?

12 A. I don't know him.

13 Q. Do you understand when you go in and you  
14 see a doctor, they ask you questions about your  
15 history, about your past medical history, your past  
16 smoking history? Do you understand that?

17 A. Yes.

18 Q. Do you have any reason to dispute what  
19 your doctor has written in this medical record?

20 A. I do not know.

21 Q. I'm going to ask you about another  
22 doctor. Do you recall Dr. Akbarullah, Akbarullah,  
23 pulmonologist with Pulmonary Associates?

24 A. No.

25 Q. Do you recall seeing Dr. Akbarullah in

1 July of 2018?

2 A. No.

3 Q. Do you recall telling him that you had  
4 quit smoking in September of 2017?

5 A. No.

6 Q. Do you dispute that or do you just not  
7 remember?

8 A. I do not remember.

9 Q. Do you recall stating in your initial  
10 interrogatory responses that you quit in 2017?

11 A. I quit when I got cancer.

12 Q. How did you permanently quit smoking?

13 A. Surgery, took out voice box.

14 Q. Did you quit smoking at any point  
15 leading up to the surgery?

16 MS. LUTHER: Do you want to go off the  
17 record?

18 MS. KENYON: Yeah. Off the record.

19 THE VIDEOGRAPHER: The time is 11:16.  
20 We are going off the record.

21 (A recess is taken.)

22 THE VIDEOGRAPHER: The time is 11:23.  
23 We are back on the record.

24 BY MS. KENYON:

25 Q. Are you ready to go, Mrs. Camacho?



1 A. Yes.

2 Q. Are you feeling okay?

3 A. Yes.

4 Q. Before we broke, we were talking about  
5 your final quit. Did you quit cold turkey? Well,  
6 let me back up a step.

7 Do you know what "cold turkey" means?

8 A. Yes.

9 Q. When you permanently quit, did you quit  
10 cold turkey?

11 A. I do not remember.

12 Q. Did you use any medication to quit?

13 A. I do not remember.

14 Q. What did you write on your board?

15 A. I stopped smoking when I had surgery.

16 Q. And so what I'm trying to understand,  
17 did you ever -- did you ever smoke another cigarette  
18 after your surgery?

19 A. No.

20 Q. Did you use any nicotine replacement  
21 therapies to stay quit?

22 A. No.

23 Q. After your surgery, did you throw away  
24 your cigarettes, ashtrays and lighters?

25 A. I do not remember.

1 Q. Do you still have your ashtrays and  
2 lighters?

3 A. I do not know.

4 Q. Are you doing okay?

5 A. Okay.

6 Q. Are you still understanding my questions  
7 or are you getting tired?

8 MS. WALD: Did you just mouth "I  
9 understand"? Can you point to yes.

10 THE WITNESS: Yes.

11 BY MS. KENYON:

12 Q. So do you have any ashtrays, lighters or  
13 cigarettes in your house right now?

14 A. Ashtray for daughter.

15 Q. Does your daughter smoke when she comes  
16 over here?

17 A. Outside. If she does have one.

18 Q. Does she not usually smoke when she  
19 comes to visit you? Does she not usually smoke when  
20 she comes to visit you?

21 A. Most of the time she doesn't smoke.

22 Q. When did you have your last cigarette?

23 MS. WALD: Form.

24 THE WITNESS: When I had my surgery.

25 ///

1 BY MS. KENYON:

2 Q. So you had your last cigarette prior to  
3 your surgery. You go in, you have your surgery.  
4 You come out of surgery and you never smoke again;  
5 is that right.

6 A. I didn't have a cigarette right before  
7 surgery and never again.

8 Q. Did you use Nicorette Gum after your  
9 surgery?

10 A. Have no teeth. Can't get them.

11 Q. So is the answer to my question, no, you  
12 have never used Nicorette Gum after your surgery?

13 A. No.

14 Q. Did you ever use an e-cigarette after  
15 your surgery?

16 A. No.

17 Q. Did Anthony quit with you at that time?

18 A. I do not know. I do not remember.

19 Q. Did Anthony quit smoking at some point?

20 A. I do not know. I do not remember.

21 Q. Is your husband currently smoking?

22 A. Not with me.

23 Q. Did you use a nicotine patch after your  
24 surgery?

25 A. No. Voice box was enough.

1 Q. Were you motivated to quit smoking at  
2 that time?

3 A. Had no choice to smoke again.

4 Q. So is the answer yes, you were motivated  
5 to quit smoking at that time?

6 A. Yes. I do not know.

7 Q. How did you feel when you quit?

8 A. Anxious, miserable.

9 Q. Was that because you had quit or because  
10 you had just had surgery?

11 A. I do not remember.

12 Q. Were you proud of yourself when you  
13 quit?

14 A. Not them taking my voice box, no.

15 Q. My question's a little bit different.  
16 Were you proud of yourself when you quit  
17 smoking?

18 A. What is there to be proud of? Can't  
19 talk. Can't go nowhere.

20 Q. Is there anything anyone could have told  
21 you to make you quit smoking sooner?

22 A. The truth that cigarettes were harmful.

23 Q. Do you think you could have tried harder  
24 to quit smoking sooner?

25 A. Yes.

1 Q. Have you ever heard the term "coffin  
2 nails"?

3 A. No.

4 Q. Have you ever heard the term "cancer  
5 sticks"?

6 A. No.

7 Q. Have you ever heard the term "nicotine  
8 fit"?

9 A. Yes.

10 Q. What does "nicotine fit" mean to you?

11 A. Cigarette after cigarette all day.

12 Q. Have you ever used the term nicotine  
13 fit? Have you ever used the term nicotine fit?

14 A. No.

15 Q. Do you read the newspaper? Do you read  
16 the newspaper?

17 A. Not now.

18 Q. Did you at one point?

19 A. Yes. Always.

20 Q. When did you stop reading the newspaper?

21 A. When I lost sight in one eye.

22 Q. When did you lose your sight in -- is it  
23 your right eye?

24 A. Yes.

25 Q. When did you lose your sight in your

1 right eye?

2 A. I do not remember.

3 Q. Why did you lose your site in your right  
4 eye.

5 A. The retina is detaching. Can't have  
6 surgery. Have to lay on stomach for one month.

7 Q. So just I just want to make sure I'm  
8 understanding.

9 So you can't have the surgery because  
10 you would have to lay on your stomach for a month;  
11 is that right? Correct?

12 A. Yes.

13 Q. Has your doctor ever told you the cause  
14 or why your retina is detaching?

15 A. No.

16 Q. We were talking about newspapers. Did  
17 you subscribe to a newspaper when you lived in  
18 Chicago?

19 A. Yes.

20 Q. Which newspaper?

21 A. Sun-Times.

22 Q. Did you have a subscription to the Sun  
23 Times?

24 A. I think so. Ask Tony.

25 Q. Did you read the Sun-Times daily?

1 A. Yes.

2 Q. Do you recall ever reading any articles  
3 about cigarettes or smoking?

4 A. I do not remember.

5 Q. Did you get any other newspapers while  
6 you were living in the Chicago area?

7 A. No.

8 Q. Did you get a newspaper when you lived  
9 in Las Vegas?

10 A. I do not remember.

11 Q. Did you read the newspaper when you  
12 lived in Las Vegas?

13 A. Yes.

14 Q. Do you know what newspaper you read?

15 A. No.

16 Q. How often would you read the newspaper  
17 in Las Vegas?

18 A. I do not remember.

19 Q. Was it daily, like, in Chicago?

20 A. I do not remember.

21 Q. Do you recall ever reading any articles  
22 about cigarettes or smoking in Las Vegas?

23 A. No.

24 Q. Did you read magazines while you were  
25 living in Chicago?

1 A. Yes.

2 Q. Which ones?

3 A. People. Whatever was by my mom's house.

4 Q. Do you recall ever reading Time or  
5 Newsweek when you were living in Chicago?

6 A. No.

7 Q. Do you recall reading any articles about  
8 cigarettes or smoking in People?

9 A. Advertise.

10 Q. Do you recall ever reading any articles  
11 about cigarettes or smoking in People?

12 A. I do not remember.

13 Q. What advertisements do you recall seeing  
14 in People?

15 A. A man smoking.

16 Q. Do you recall what brand of cigarette  
17 the ad was for?

18 A. I do not remember.

19 Q. Do you recall anything that the  
20 advertisement in People said?

21 A. No.

22 Q. Do you know whether the advertisement  
23 had a warning label on it?

24 A. No.

25 Q. Do you know whether the advertisement



1       that you saw in People had a warning label on it?

2                   MS. WALD:   Form.

3                   THE WITNESS:  I do not remember.

4   BY MS. KENYON:

5       Q.       Did you rely on anything in the  
6   advertisement that you saw?

7       A.       Just that it was cool to smoke.

8       Q.       Were you already smoking when you saw  
9   this ad?

10      A.       I do not remember.

11      Q.       Did you switch brands of cigarettes  
12   after seeing that ad?

13      A.       I switched in the '90s.

14      Q.       So is that a "no," you did not switch  
15   brands after you saw that ad in People?

16      A.       No.

17      Q.       Do you recall seeing any other  
18   advertisements for cigarettes in magazines when you  
19   were living in Chicago?

20      A.       Billboard.

21      Q.       So if you could just answer the specific  
22   question I'm asking.

23                   Can you read my question back.

24                   (The record is read by the reporter.)

25                   MS. WALD:  When you read it back, it

1 doesn't go live. Starting right there.

2 THE WITNESS: No.

3 BY MS. KENYON:

4 Q. Did you read any magazines when living  
5 in Las Vegas?

6 MS. WALD: Form.

7 THE WITNESS: I do not remember.

8 BY MS. KENYON:

9 Q. Did you ever read Reader's Digest?

10 A. No.

11 Q. Did you ever read LIFE magazine?

12 A. No.

13 Q. Did you see any ads -- strike that.

14 Did you see any cigarette ads in  
15 magazines while you were living in Las Vegas?

16 A. I do not remember.

17 Q. Did your family have a television in the  
18 home when you were growing up?

19 A. Yes.

20 Q. Do you recall when you first got a TV?

21 A. No.

22 Q. What types of programs did you like to  
23 watch?

24 A. I remember Howdy Doody, American  
25 Bandstand, I Love Lucy.

1 Q. Did you ever see anything on television  
2 discussing the health hazards of smoking when you  
3 were growing up?

4 MS. WALD: Form.

5 THE WITNESS: No. Only in late '80s,  
6 early '90s, tobacco company said cigarettes were  
7 safe, nothing about being harmful.

8 BY MS. KENYON:

9 Q. Where did you see that?

10 A. On the news.

11 Q. Do you know what channel you were  
12 watching?

13 A. On all channels.

14 Q. I'm asking specifically what channel you  
15 were watching?

16 A. 5 or 13.

17 Q. Is that like ABC? NBC?

18 A. I have it written down.

19 Q. Have what written down?

20 A. ABC, CBS.

21 MS. WALD: Just answer the question.

22 BY MS. KENYON:

23 Q. Were you living in Las Vegas or Chicago  
24 at the time?

25 A. Here and there.

1 MS. WALD: Do you need to go off? Do  
2 you need a break? Bathroom? Okay. We'll take a  
3 break.

4 THE VIDEOGRAPHER: The time is 11:56.  
5 We are going off the record.

6 (A recess is taken.)

7 THE VIDEOGRAPHER: The time is 12:00  
8 o'clock. We are back on the record.

9 BY MS. KENYON:

10 Q. Are you ready to go?

11 A. Yes.

12 Q. So before we broke, you were talking  
13 about something that you saw on the news from the  
14 tobacco companies.

15 Is this --

16 A. Yes.

17 Q. Is this something that you saw one time?

18 MS. WALD: Form.

19 BY MS. KENYON:

20 Q. You were mouthing "yes"?

21 A. Yes.

22 Q. So do you recall whether you were living  
23 in Las Vegas or Chicago when you saw something on  
24 the news?

25 MS. WALD: Form. Asked and answered.

1 THE WITNESS: I do not remember.

2 BY MS. KENYON:

3 Q. Was anyone with you when you saw this on  
4 the news?

5 A. Tony.

6 Q. Did you discuss it with him?

7 A. For a minute.

8 Q. What did you discuss?

9 A. I believe them.

10 Q. What tobacco companies did you see?

11 MS. WALD: Object to form. All of this  
12 was covered in the first deposition. We went to the  
13 judge. You stated to the judge that you would not  
14 reiterate and go over any of the prior testimony. I  
15 have the page and lines from the prior deposition,  
16 so this is all completely inappropriate that -- this  
17 has been covered. This is exactly the reason behind  
18 not having extra time in depositions because this  
19 has all been covered previously extensively in the  
20 Volume II of the deposition.

21 BY MS. KENYON:

22 Q. What tobacco companies did you see?

23 A. I do not remember.

24 Q. Did you rely on the statements that you  
25 saw?

1 A. Sure did.

2 Q. How?

3 A. Kept on smoking.

4 Q. Are you saying you would have quit  
5 smoking if the statement had not been made?

6 MS. WALD: Form.

7 THE WITNESS: Would have kept trying to  
8 quit.

9 BY MS. KENYON:

10 Q. Did you try to quit after you saw the  
11 news story?

12 A. A few times.

13 Q. I'm asking right after you saw the news  
14 story, did you try to quit smoking?

15 A. Went for a cigarette.

16 Q. How do you know that? How do you know  
17 that?

18 A. I believed them. That's how I knew they  
19 were safe.

20 Q. Did you ever hear that cigarettes were  
21 completely safe?

22 A. Safe is safe.

23 Q. Have you heard of something called "a  
24 frank statement to cigarette smokers"?

25 A. No.

1 Q. Do you recall reading, hearing or seeing  
2 any statements about smoking and health specifically  
3 from R. J. Reynolds?

4 MS. WALD: Form. Asked and answered.

5 THE WITNESS: Just that no proof they  
6 were harmful.

7 BY MS. KENYON:

8 Q. Have you ever read or heard anything  
9 about the Tobacco Industry Research Committee?

10 A. No.

11 Q. Have you ever heard anything about the  
12 Council For Tobacco Research?

13 A. No.

14 Q. Have you ever heard -- read or heard  
15 anything about the Tobacco Institute?

16 A. No.

17 Q. Have you ever read or heard anything  
18 about Hill and Knowlton?

19 A. No.

20 Q. Have you ever purchased a product  
21 because of an advertisement you saw?

22 MS. WALD: Form.

23 THE WITNESS: No.

24 BY MS. KENYON:

25 Q. Do you understand that the purpose of an

1 advertisement is to sell a product?

2 MS. WALD: Form.

3 THE WITNESS: Yes.

4 BY MS. KENYON:

5 Q. Do you believe everything you see in  
6 advertisements for products?

7 MS. WALD: Form.

8 THE WITNESS: I do not know.

9 BY MS. KENYON:

10 Q. Do you recall seeing any advertisements  
11 for cigarettes on TV?

12 A. I do not remember.

13 Q. You mentioned billboards. Can you tell  
14 me what you recall about seeing ads for cigarettes  
15 on billboards?

16 A. A man holding a cigarette.

17 Q. Is that the one ad you saw in People  
18 Magazine?

19 MS. WALD: Form.

20 THE WITNESS: Both.

21 BY MS. KENYON:

22 Q. So the only cigarette advertisements  
23 you've ever seen was of a man holding a cigarette;  
24 is that correct?

25 MS. WALD: Form. Mischaracterizes her



1 testimony.

2 THE WITNESS: That I remember.

3 BY MS. KENYON:

4 Q. Do you recall the brand of cigarette?

5 A. No.

6 Q. Do you know whether the billboard had a  
7 warning label on it?

8 A. No.

9 Q. Did you ever rely on the advertisement  
10 you saw on the billboard to change the brand of  
11 cigarette you were smoking?

12 A. I do not remember.

13 Q. Where did you see the billboard?

14 A. I do not remember.

15 Q. When did you see the billboard?

16 A. Years ago in Chicago.

17 Q. Were you with anyone when you saw the  
18 billboard?

19 A. I do not remember.

20 Q. Did you see the billboard one time?

21 A. In my head, yes.

22 Q. Do you know?

23 A. That's all I see is him.

24 Q. After you saw the billboard of a man  
25 holding a cigarette, you did not switch brands, did

1     you?

2           A.           No.

3           Q.           Did you ever discuss cigarette  
4     advertising with anyone?

5           A.           No.

6           Q.           Did you ever buy a particular brand of  
7     cigarette because of an advertisement?

8           A.           I smoked filter cigarettes thinking they  
9     were safer.

10          Q.           My question was different. Did you ever  
11     buy a particular brand because of an advertisement?

12          A.           I only remember billboard. Nothing  
13     else.

14          Q.           You never saw an ad that said filtered  
15     cigarettes were safer, correct?

16                   MS. WALD: Form.

17     BY MS. KENYON:

18          Q.           Is that correct?

19          A.           I do not remember. I do not remember.

20          Q.           Do you recall seeing any advertisements  
21     for Marlboro cigarettes?

22          A.           I do not remember.

23          Q.           Do you recall seeing any advertisements  
24     for L&M cigarettes?

25                   MS. WALD: Are you doing okay? Are you

1 understanding the questions?

2 THE WITNESS: I smoked L&M because  
3 girlfriend gave it to me.

4 BY MS. KENYON:

5 Q. Right. So the only reason that you  
6 smoked an L&M cigarette was because a girlfriend  
7 gave it to you, correct?

8 A. And it was filter.

9 Q. So my question is, you never saw an ad  
10 for L&M cigarettes, correct?

11 A. I do not remember.

12 Q. Did you ever see an ad for Basic  
13 cigarettes?

14 A. I do not remember.

15 MS. WALD: Whenever you're at a good  
16 stopping point, I think she might be getting  
17 confused. By the way you're answering these  
18 questions, it seems like you're getting a little  
19 confused.

20 MS. HENNINGER: Yep.

21 MS. WALD: We've been going two hours  
22 and 30 minutes today, so I think this might be a  
23 good stopping point for the day.

24 MS. KENYON: All right. We'll go off  
25 the record.

1 THE VIDEOGRAPHER: That ends today's  
2 deposition, Volume III of Sandra Camacho. The time  
3 is 12:19 p.m.

4 We are going off the record.

5

6 (The deposition concluded at 12:19 p.m.)

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## CERTIFICATE OF DEPONENT

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\* \* \* \* \*

I, SANDRA CAMACHO, deponent herein, do hereby  
certify and declare the within and foregoing  
transcription to be my deposition in said action;  
that I have read, corrected and do hereby affix my  
signature to said deposition under penalty of  
perjury.

\_\_\_\_\_  
SANDRA CAMACHO, Deponent

## 1 CERTIFICATE OF REPORTER

2 STATE OF NEVADA )  
 )SS:  
3 COUNTY OF CLARK )

4

5 I, Karen L. Jones, a duly commissioned and  
6 licensed Court Reporter, Clark County, State of  
7 Nevada, do hereby certify: That I reported the  
8 taking of the deposition of the witness, SANDRA  
9 CAMACHO, commencing on Tuesday, December 7, 2021 at  
10 9:06 a.m.

8

9 That prior to being examined, the witness was,  
10 by me, duly sworn to testify to the truth. That I  
11 thereafter transcribed my said shorthand notes into  
12 typewriting and that the typewritten transcript of  
13 said deposition is a complete, true and accurate  
14 transcription of said shorthand notes.

12

13 I further certify that (1) I am not a relative  
14 or employee of an attorney or counsel of any of the  
15 parties, nor a relative or employee of an attorney  
16 or counsel involved in said action, nor a person  
17 financially interested in the action; nor do I have  
18 any other relationship with any of the parties or  
19 with counsel of any of the parties involved in the  
20 action that may reasonably cause my impartiality to  
21 be questioned; and (2) that transcript review  
22 pursuant to NRCP 30(e) was requested.

18

19

20 IN WITNESS HEREOF, I have hereunto set my  
21 hand, in my office, in the County of Clark, State of  
22 Nevada, this 19th day of December, 2021.

22



23

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KAREN L. JONES, CCR NO. 694

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1 DISTRICT COURT

2 CLARK COUNTY, NEVADA

3 SANDRA CAMACHO, )  
4 individually, and ANTHONY )  
5 CAMACHO, individually, ) CASE NO.:  
6 ) A-19-807650-C  
7 Plaintiffs, )

8 vs. )

9 PHILIP MORRIS USA INC., a )  
10 foreign corporation; R. )  
11 J. REYNOLDS TOBACCO )  
12 COMPANY, a foreign )  
13 corporation, )  
14 individually, and as )  
15 successor-by-merger to )  
16 LORILLARD TOBACCO COMPANY )  
17 and as )  
18 successor-in-interest to )  
19 the United States tobacco )  
20 business of BROWN & )  
21 WILLIAMSON TOBACCO )  
22 CORPORATION, which is the )  
23 successor-by-merger to )  
24 THE AMERICAN TOBACCO )  
25 COMPANY; LIGGETT GROUP, )  
LLC, a foreign )  
corporation; ASM )  
NATIONWIDE CORPORATION )  
d/b/a SILVERADO SMOKES & )  
CIGARS, a domestic )  
corporation; and LV )  
SINGHS INC. d/b/a SMOKES )  
& VAPORS, a domestic )  
corporation; DOES I-X; )  
and ROE BUSINESS ENTITIES )  
XI-XX, inclusive, )

VIDEOTAPED DEPOSITION OF

SANDRA CAMACHO

VOLUME IV

Defendants. )

23 Taken on Wednesday, December 8, 2021

At 9:04 a.m.

24 Las Vegas, Nevada

25 Reported By: Karen L. Jones, CCR NO. 694



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DEPOSITION OF SANDRA CAMACHO

8

VOLUME IV

9

Taken on Wednesday, December 8, 2021

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Through a translator

11

By a Certified Stenographer

12

At 9:04 a.m.

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At 531 Morning Mauve Avenue

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Las Vegas, Nevada

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Reported By: Karen L. Jones, CCR NO. 694

25

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14 For R. J. Reynolds Tobacco Company:

15 KING & SPALDING  
16 BY: URSULA M. HENNINGER, ESQ.  
300 South Tryon Street, Suite 1700  
Charlotte, North Carolina 28202  
704.503.2631

18

19

Also Present:

20

21 Gian Sapienza, Legal Videographer  
22 Dwayne Parrette, Translator/Reader  
Anthony Camacho

23

24

25

## 1 I N D E X

2 WITNESS: SANDRA CAMACHO

3 EXAMINATION PAGE

4 BY: Ms. Kenyon 250, 348

BY: Ms. Luther 296, 355

5 BY: Ms. Henninger 316, 361

BY: Ms. Wald 322

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## E X H I B I T S

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10 NUMBER DESCRIPTION PAGE

11 Exhibit 12 8/22/16 Letter to Dr. Wikler 268  
12 from Dr. Weingarten

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## 14 P L A I N T I F F S' E X H I B I T S

15 NUMBER DESCRIPTION PAGE

16 Exhibit 1 L&amp;M Advertisements 324

17 Exhibit 2 Marlboro Advertisements 326

18 Exhibit 3 Basic Cigarette Advertisement 328

19 Exhibit 4 Video Clip of Commercial 362

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25

1 P R O C E E D I N G S

2 \* \* \* \* \*

3 THE VIDEOGRAPHER: This begins the video  
4 recorded deposition of Sandra Camacho, Volume IV,  
5 Wednesday, December 8th, 2021, at 9:04 a.m.

6 This deposition is being held at 531  
7 Morning Mauve Avenue, Las Vegas, Nevada 89183,  
8 entitled Sandra and Anthony Camacho versus Philip  
9 Morris, et al., in the District Court, Clark County,  
10 Nevada, Case Number A-19-807650-C.

11 My name is Gian Sapienza with Certified  
12 Legal Videography. The court reporter is Karen  
13 Jones with Oasis Reporting Services.

14 Will the attorneys please state your  
15 name and affiliation for the record.

16 MS. WALD: Kimberly Wald from Kelley  
17 Uustal on behalf of the Plaintiff Sandra Camacho.

18 MS. KENYON: Jennifer Kenyon on behalf  
19 of Philip Morris USA.

20 MS. HENNINGER: Ursula Henninger on  
21 behalf R. J. Reynolds Tobacco Company.

22 MS. LUTHER: And Kelly Luther on behalf  
23 of Defendant Liggett Group, LLC.

24 THE VIDEOGRAPHER: Thank you.

25 The court reporter will now administer

1 the oath.

2 (The translator was sworn.)

3 Whereupon,

4 SANDRA CAMACHO,

5 having been first duly sworn to testify to the  
6 truth, the whole truth and nothing but the truth,  
7 was examined and testified as follows:

8

9 MS. KENYON: Good morning, Mrs. Camacho.

10 MS. LUTHER: She hasn't responded to the  
11 oath yet.

12 MS. KENYON: Oh, sorry.

13 MS. WALD: Can you respond to the oath.  
14 Do you agree?

15 THE REPORTER: Do you want to do it  
16 again?

17 MS. WALD: Sure. Point.

18 THE WITNESS: Yes.

19 EXAMINATION

20 BY MS. KENYON:

21 Q. Good morning, Mrs. Camacho. How are you  
22 feeling today. Are you okay?

23 A. Yes.

24 Q. Same procedures as yesterday; point to  
25 your answer or write your answer. Okay? Is that

1       okay?

2           A.       Yes.

3           Q.       We'll just jump right into things.

4                   Yesterday you mentioned that you watched

5   I Love Lucy. Do you remember that?

6           A.       Yes.

7           Q.       When did you watch I Love Lucy?

8           A.       Years ago. Don't know year.

9           Q.       Were you living in Chicago when you  
10 watched I Love Lucy?

11          A.       Yes.

12          Q.       Do you recall seeing cigarette ads on I  
13 Love Lucy?

14          A.       No.

15          Q.       Do you recall seeing any cigarette  
16 sponsorships on I Love Lucy?

17          A.       No.

18          Q.       Do you listen to the radio?

19          A.       No.

20          Q.       Have you listened to the radio at any  
21 point during your life?

22          A.       No.

23          Q.       Do you recall ever hearing any news  
24 stories about cigarette smoking on the radio?

25          A.       No.