



R.J. Reynolds v. City of Edina (8th Cir.)

Topics Covered: Tobacco and Electronic Nicotine Delivery Systems

Issue

The issue in this case is whether an Edina, Minnesota ordinance that bans the sale of flavored tobacco products, including menthol, is preempted by the federal Tobacco Control Act.

AMA Interest

The AMA supports state and local legislation to prohibit the sale or distribution of flavored tobacco products.

Case Summary

Edina, Minnesota adopted an ordinance to prohibit the sale of flavored tobacco products. Plaintiffs sued to challenge the ordinance in the Minnesota federal district court. The district court concluded that the ordinance was not preempted by the Tobacco Control Act, and thus, was a permissible exercise of local control. It dismissed the lawsuit, and the plaintiffs appealed to the Eighth Circuit Court of Appeals.

Litigation Center Involvement

The Litigation Center, along with the Minnesota Medical Association and numerous other medical and public health organizations, filed an *amicus* brief to support the Edina ordinance. The brief highlighted the harmful impact of flavored tobacco products, especially on young people.

Eighth Circuit Court of Appeals Brief