

Opinion of SOUTER, J.

SUPREME COURT OF THE UNITED STATES

Nos. 00–596 and 00–597

LORILLARD TOBACCO COMPANY, ET AL.,
PETITIONERS

00–596

v.

THOMAS F. REILLY, ATTORNEY GENERAL OF
MASSACHUSETTS, ET AL.

ALTADIS U. S. A. INC., ETC., ET AL., PETITIONERS

00–597

v.

THOMAS F. REILLY, ATTORNEY GENERAL OF
MASSACHUSETTS, ET AL.

ON WRITS OF CERTIORARI TO THE UNITED STATES COURT OF
APPEALS FOR THE FIRST CIRCUIT

[June 28, 2001]

JUSTICE SOUTER, concurring in part and dissenting in part.

I join Parts I, II–C, II–D, III–A, III–B–1, III–C, and III–D of the Court’s opinion. I join Part I of the opinion of JUSTICE STEVENS concurring in the judgment in part and dissenting in part. I respectfully dissent from Part III–B–2 of the opinion of the Court, and like JUSTICE STEVENS would remand for trial on the constitutionality of the 1,000-foot limit.