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January 20, 2021

VIA NYSCEF

Honorable Joel M. Cohen
Justice of the Supreme Court of the State of New York
Commercial Division, New York County
60 Centre Street
New York, NY 10007

**Re: *People of the State of New York, by Letitia James, Attorney General of the State of New York v. The National Rifle Association of America, Inc., et al.,*
Index No. 451625/2020 (Supreme Court, New York County) (Cohen, J.)**

Dear Justice Cohen,

Pursuant to the Court's request set forth in the Court Notice dated January 15, 2021 (NYSCEF No. 196), I write on behalf of Defendant Wayne LaPierre to state his position as to whether and to what extent the Court should proceed with adjudicating the pending motions to dismiss, transfer, or stay filed by: (a) the NRA and (b) the individual defendants.

Mr. LaPierre's position is that the Court should proceed with adjudicating all pending motions, unless Mr. Fleming is not able to attend the oral argument on January 21, in which case the Court should defer ruling on Defendant John Frazer's pending motions at that time.¹

Respectfully submitted,

/s/ P. Kent Correll

P. Kent Correll

cc: All Counsel of Record (via NYSCEF)

¹ Mr. LaPierre reserves all rights and remedies under the Bankruptcy Code and any other applicable law, including, without limitation, the right to apply to the bankruptcy court, if appropriate, pursuant to 11 U.S.C. § 105(a), for any "order, process, or judgment that is necessary or appropriate" to carry out the provisions of the Bankruptcy Code in connection with the voluntary chapter 11 bankruptcy proceedings relating to the NRA and Sea Girt LLC that are currently pending in the United States Bankruptcy Court for the Northern District of Texas.