

B R E W E R
ATTORNEYS & COUNSELORS

September 3, 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 v. National Rifle Association of America, Inc. ("NRA")*, Index No. 451625/2020

Dear Justice Cohen,

We write on behalf of Defendant the National Rifle Association of America (the "NRA") to respond to the letter dated today filed by counsel for proposed intervenors, Francis Tait and Mario Aguirre (together, the "proposed Intervenor") (NYSCEF Dock. No. 334).

As you know, proposed Intervenor filed a Motion to Intervene on June 17, 2021 (Dock. 243) (the "Motion to Intervene"). The Motion to Intervene has been fully submitted since July 20, 2021. The Court scheduled a hearing on the Motion to Intervene for September 9, 2021.

Proposed Intervenor's counsel now advises the Court, and the parties, that at least one, and possibly two, unidentified directors of the NRA purportedly "wish to join the motion to intervene," and that counsel "expect[s] to file a supplemental memorandum of law and amended proposed pleading."

The NRA considers the proposed Intervenor's request for leave to file an amended pleading to be improper. If the proposed Intervenor intend to withdraw the Motion to Intervene ahead of the hearing on September 9, they should state their intention to do so. Otherwise, the NRA is prepared to proceed with the hearing on the Motion to Intervene on September 9, concerning the legal and factual issues as pled by the Intervenor.

Respectfully submitted,

/s/ William A. Brewer III
William A. Brewer III

cc: All Counsel of Record (via NYSCEF)