

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

PEOPLE OF THE STATE OF NEW YORK, BY  
LETITIA JAMES, ATTORNEY GENERAL OF  
THE STATE OF NEW YORK

Plaintiff,

v.

THE NATIONAL RIFLE ASSOCIATION OF  
AMERICA, INC., WAYNE LAPIERRE, WILSON  
PHILLIPS, JOHN FRAZER, and JOSHUA  
POWELL,

Defendants.

Index No. 451625/2020

Hon. Joel M. Cohen

**EVERYTOWN'S NOTICE OF  
MOTION TO QUASH SUBPOENA  
DUCES TECUM AND AD  
TESTIFICANDUM AND FOR A  
PROTECTIVE ORDER**

**PLEASE TAKE NOTICE** that upon the accompanying memorandum of law, dated February 1, 2022, the affirmation of Caroline Hickey Zalka, dated February 1, 2022, and the exhibits annexed thereto, non-party Everytown for Gun Safety Action Fund, Inc., by undersigned counsel, will move this Court, before the Honorable Justice Joel M. Cohen, at the Supreme Court, New York County, Motions Submissions Part, Room 130 at 60 Centre Street, New York, New York 10007, at 9:30 a.m. on March 1, 2022, or as soon thereafter as counsel may be heard, for an order under CPLR § 2304, 3101, and 3103 quashing the non-party Amended Subpoena *Duces Tecum* and *Ad Testificandum* to Everytown issued by Defendant and Counterclaim Plaintiff the National Rifle Association of America on January 7, 2022, for a protective order regarding the same, and for any other relief the Court deems just and proper.

**PLEASE TAKE FURTHER NOTICE** that absent Court order or the parties' agreement otherwise stating, answering papers, if any, are due to be served electronically at least seven days before the return date herein, and reply papers are due to be served electronically at least one day before the return date herein.

Dated: February 1, 2022  
New York, New York

s/ Caroline Hickey Zalka  
Jonathan D. Polkes (NY 2015527)  
Caroline Hickey Zalka (NY 4263448)  
Andrew J. Cauchi (NY 5391156)  
WEIL, GOTSHAL & MANGES LLP  
767 Fifth Avenue  
New York, NY 10153  
Tel: (212) 310-8000  
Fax: (212) 310-8007  
Jonathan.Polkes@weil.com  
Caroline.Zalka@weil.com  
Andrew.Cauchi@weil.com

*Attorneys for Everytown for Gun Safety  
Action Fund, Inc.*