

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, WAYNE LAPIERRE, WILSON PHILLIPS,
JOHN FRAZER, and JOSHUA POWELL,

Defendants.

Index No. 451625/2020

Hon. Joel M. Cohen

**SECOND REVISED
SCHEDULING ORDER**

WHEREAS, on or about March 9, 2021, the Parties in the above-captioned action entered into a proposed Preliminary Conference Order (the "PPCO") (NYSCEF 330) and an Addendum thereto (both annexed here as Exhibit A);

WHEREAS, the parties submitted a proposed Revised Scheduling Order ("RSO") as necessary to ensure an adequate opportunity for pre-trial discovery and preparation which was "So Ordered" by the Court on December 1, 2021 (NYSCEF 463)(attached hereto as Exhibit B);

WHEREAS, on January 21, 2022, Plaintiff moved by order to show cause to extend the discovery schedule (NYSCEF 546-558) and, following oral argument of that application on February 15, 2022, the Court granted that application, gave the parties until February 28, 2022 to complete party document discovery and production of privilege logs, with a one-time extension until March 10, 2022, with a three month extension of all other discovery dates, and directed the parties to submit a new schedule to be so ordered; and

WHEREAS, the Parties now, in compliance with the decision and directions in the Court's Decision and Order, filed on February 16, 2022 (NYSCEF 587), respectfully submit this proposed Second Revised Scheduling Order and seek a Court Order so-ordering its terms as set forth below;

IT IS FURTHER STIPULATED, AGREED, AND ORDERED that the dates set forth in the RSO shall be amended as follows:

| | Previous Dates in the Revised Scheduling Order | New Dates/Deadlines |
|--|--|--|
| Party Document and Privilege Log Production ¹ | December 20, 2021 | Party productions regarding the enforcement action due by February 28, 2022 with an extension to March 10, 2022 if needed. |
| Fact Depositions Completed | February 15, 2022 | June 1, 2022 (All dates pushed back by three months starting with March 1, 2022) |
| End of Fact Discovery (including all responses to discovery demands served and document production completed) | February 15, 2022 | June 1, 2022 |
| Parties Serve CPLR 3101(d) Expert Disclosure | March 22, 2022 | July 6, 2022 |
| Parties Serve Rebuttal Expert Reports | April 12, 2022 | July 27, 2022 |
| Expert Depositions | April 26, 2022 – May 20, 2022 | August 10, 2022 – September 2, 2022 |
| End of Expert Discovery/End of all Discovery | May 20, 2022 | September 2, 2022 |
| Note of issue | May 27, 2022 | September 9, 2022 |

¹ The NRA and Plaintiff have agreed that the NRA's privilege log relating to the Aronson documents will be produced on or before February 23, 2022 and that date shall remain in place.

| | | |
|---|---------------|------------------|
| Deadline for dispositive motions and/or motions directed to experts | June 30, 2022 | October 13, 2022 |
|---|---------------|------------------|

IT IS FURTHER STIPULATED, AGREED, AND ORDERED that this Stipulation can be executed in counterparts and by using electronic, scanned or telefaxed signatures, with the same effect as original signatures.

IN WITNESS WHEREOF, this Stipulation is executed by counsel for the Parties on February 24, 2022.

For Plaintiff-Counterclaim-Defendant

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OF THE STATE OF NEW YORK

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**For Defendant/Counterclaim Plaintiff
The National Rifle Association of America**

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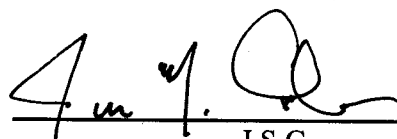
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SO ORDERED



J.S.C.
HON. JOEL M. COHEN
J.S.C.