

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, 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

**AFFIRMATION IN
SUPPORT OF OAG'S
OPPOSITION TO
THE NRA'S
MOTION FOR
REVIEW OF THE
SPECIAL
MASTER'S RULING**

Yael Fuchs, an attorney duly admitted to practice law in the courts of the State of New York, affirms the following under penalty of perjury pursuant to CPLR 2106:

1. I am employed by the Office of the Attorney General ("OAG"). I make this Affirmation in support of the OAG's opposition to the NRA's motion for review of the special master's ruling regarding the discoverability of certain Aronson documents.

2. I am familiar with the facts and circumstances of this action, either because I personally participated in the events described or through my conversations with my colleagues at the OAG, and my review of case files.

3. Attached as **Exhibit A** is a true and correct excerpt of the transcript of the deposition testimony of Aronson LLC by Greg Plotts, taken on April 18, 2022.

4. Attached as **Exhibit B** is a true and correct copy of the NRA's Form 990 for fiscal year 2019.

5. On or about February 3, 2022, counsel for Aronson provided two privilege logs to the OAG in which it asserted privilege, at the direction of the NRA and/or its affiliate, the NRA

Foundation, over approximately 400 documents. Following a meet and confer on February 7, 2022, the NRA agreed to withdraw its privilege assertions over most of the withheld documents.

Dated: New York, New York
May 4, 2022

LETITIA JAMES
Attorney General of New York

By: /s/ Yael Fuchs
Yael Fuchs
Assistant Attorney General
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New York, New York 10005
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Attorneys for Plaintiff State of New York

Attorney Certification Pursuant to Commercial Division Rule 17

I, Yael Fuchs, an attorney duly admitted to practice law before the courts of the State of New York, certify that the Affirmation in Support of the Attorney General's Motion to Dismiss the NRA's Counterclaims complies with the word count limit set forth in Rule 17 of the Commercial Division of the Supreme Court (22 NYCRR 202.70(g)) because the affirmation contains 216 words, excluding the parts exempted by Rule 17. In preparing this certification, I have relied on the word count of the word-processing system used to prepare this memorandum of law and affirmation.

Dated: May 4, 2022
New York, New York

/s/ Yael Fuchs
Yael Fuchs