



STATE OF NEW YORK
OFFICE OF THE ATTORNEY GENERAL

LETITIA JAMES
ATTORNEY GENERAL

DIVISION OF SOCIAL JUSTICE
CHARITIES BUREAU

212.416.8965
Monica.Connell@ag.ny.gov

May 11, 2022

VIA NYSECF

Honorable Joel M. Cohen
Justice of the Supreme Court of the State of New York State
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

Dear Justice Cohen:

I write regarding the appearance currently scheduled for June 7, 2022 before Your Honor, which appears to have been set in error.

On or about May 3, 2022, the parties in the above-referenced action received notice that the Court had scheduled Motion Sequence No. 25 for oral argument on June 7, 2022. Motion Sequence No. 25 relates to the motion to quash a subpoena issued to non-party Everytown for Gun Safety by Defendant National Rifle Association of America ("NRA") and the NRA's cross-motion to compel subpoena compliance. (NYSCEF 565-575, 589, 594-605, 608).

Motion Sequence No. 25 has been referred to the discovery Special Master, the Hon. O. Peter Sherwood. Judge Sherwood has issued the attached order pertaining to Motion Sequence No. 25. Accordingly, we wanted to bring to the Court's attention that it appears that there is no need for argument on June 7, 2022, although we are prepared to appear on that date if necessary.

Respectfully,

/s/ Monica Connell

Monica Connell
Assistant Attorney General

cc: All Counsel of Record
Counsel for Everytown for Gun Safety

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORKPEOPLE 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 N. 451625/2020
Hon. Joel M. Cohen

Non-party Everytown for Gun Safety Action Fund, Inc. (“Everytown”), self-described as “the largest gun violence prevention organization in the country” (Br. at 3), moves to quash a subpoena served on it by Defendant National Rifle Association and for a protective order foreclosing the NRA requested discovery (*see id*). It appears, the only relevant matters in the litigation arguably addressed in the subpoena relate to the NRA’s counterclaims but discovery related thereto has been stayed pending the Supreme Court’s ruling on the People’s motion to dismiss the counterclaim.

Accordingly, the Special Master will take no action with respect to the subpoena until after the court renders a decision and lifts the stay. Thereafter, any party or Everytown may advise the Special Master of the decision and request consideration of the motion.

Dated: New York, New York
March 25, 2022


Hon. O. Peter Sherwood (ret)