

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,

INDEX NO.: 451625/2020

Plaintiff,

-against-

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

Defendants.

AFFIRMATION
OF SVETLANA M. EISENBERG

I, Svetlana M. Eisenberg, an attorney duly admitted to practice law in the courts of the State of New York, hereby affirm the following under penalty of perjury pursuant to CPLR § 2106:

1. I am a Partner at Brewer, Attorneys & Counselors, counsel for the National Rifle Association of America (the “NRA”), in the above-captioned action.

2. I respectfully submit this Affirmation in support of the NRA's application dated June 29, 2022.

3. I am familiar with the facts and circumstances of this action.

4. Annexed hereto as Exhibit A is a true and correct copy of the Office of the Attorney General's *subpoena duces tecum* and *testificandum*, dated August 17, 2021, to Peter R. “Pete” Brownell.

5. Annexed hereto as Exhibits B-D are true and correct copies of excerpts of Mr. Brownell's deposition held on October 1, 2021.

6. Annexed hereto as Exhibits E and F are true and correct copies of my letter to Mr. Brownell's counsel, dated October 4, 2021, and his response, dated October 13, 2021.

7. Annexed hereto as Exhibit G is a true and correct copy of an email message from Mr. Klinefeldt to Phil Furia, dated May 2, 2022.

Dated: June 29, 2022
New York, New York

/s/ Svetlana M. Eisenberg
Svetlana Eisenberg

Certification of Compliance with Word Count

I, Svetlana M. Eisenberg, an attorney duly admitted to practice law before the courts of the State of New York, certify that the foregoing affirmation 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 202 words, excluding the parts exempted by Rule 17. In preparing this certification, I relied on the word count of the word-processing program used to prepare this affirmation.

By: /s/ Svetlana M. Eisenberg
Svetlana M. Eisenberg
Counsel for the National Rifle Association of America