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August 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:

We write jointly on behalf of all parties in this action to respectfully request that Your Honor so order the proposed Fifth Revised Scheduling Order (“proposed Fifth RSO”).

In the Fourth Revised Scheduling Order (NYSCEF 740), Your Honor held that “[a]bsent a material change in circumstances, and subject to the recommendation of Judge Sherwood, the parties should assume that no further extensions impacting the final date on this schedule will be granted.” In keeping with that order, the parties wrote to Judge Sherwood on August 10, 2022, to jointly request his recommendation to approve the proposed Fifth RSO, explaining that a material change in circumstances has prevented the parties from completing fact discovery (letter attached as Exhibit A).

Earlier today, Judge Sherwood recommended approval of and signed the proposed Fifth RSO. For the reasons provided in the parties’ joint letter to Judge Sherwood, and for the reasons provided in the proposed Fifth RSO, the parties respectfully submit that there has been a material change in circumstances that warrants the extension requested by the parties.

Respectfully,

/s/ Monica Connell

Monica Connell
Assistant Attorney General

cc: All Counsel of Record