

**SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK
COMMERCIAL DIVISION**

**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.

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INDEX NO. 451625/2020

NOTICE OF MOTION

ORAL ARGUMENT REQUESTED

NOTICE OF MOTION

PLEASE TAKE NOTICE that upon the Affirmation of Noah B. Peters, dated January 9, 2023, and the exhibits annexed thereto, the Affirmation of Svetlana M. Eisenberg, dated January 9, 2023, and the exhibits annexed thereto, and all other papers, pleadings and proceedings in this action and for the reasons stated in the memorandum of law in support of this motion, pursuant to CPLR 3104(d), the National Rifle Association of America (“NRA”) requests oral argument of this matter as soon as it may be heard, and will seek at the Supreme Court of the State of New York, Motion Submission Part at 60 Centre Street, Room 130, New York, New York 10007, at 9:30 a.m. on January 19, 2023, or on such other date as the Court deems appropriate, an order from the Court vacating a decision by the Special Master for Discovery, the Honorable O. Peter Sherwood, dated December 27, 2022, ordering the NRA to produce certain privileged communications to the NYAG.

PLEASE TAKE NOTICE that, subject to any order of the Court, any opposition to the motion is due on, or before, January 17, 2023, or at such other time as set by the Court.

Dated: January 9, 2023

Respectfully submitted,

By: /s/ Noah B. Peters

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ASSOCIATION OF AMERICA**