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February 9, 2022

By NYSCEF

Honorable Joel M. Cohen
Supreme Court of the State of New York
New York County
Commercial Division
60 Centre Street, Room 570
New York, New York 10007

Re: *People of the State of New York v. The National Rifle Association, et al.*,
Index. No. 451625/2020

Dear Justice Cohen:

We represent Defendant John Frazer in the above-referenced action. Under the current schedule, Mr. Frazer's motion for summary judgment is scheduled to be submitted on Friday, February 10, 2023. Due to the large size of the record in the case, I write to request an increase in the word count limit pursuant to Commercial Division Rule 17 to 13,000 words for Mr. Frazer's moving brief. We have made, and are still making, efforts to make the submission shorter wherever possible, but we feel this length is necessary to address the record effectively.

I have spoken with the Office of the Attorney General and it has expressed that it takes no position as to this request. They indicated that they cannot consent to the same as they do not know whether the other defendants will seek similar enlargements or if they have coordinated their briefing to avoid duplication as required by Rule VI(D) of the Court's Practices and Procedures (although, consistent with the Court's directions, we have done). The OAG further asked me to convey that it reserves its right to make a request for an appropriate enlargement of its opposition brief. Mr. Frazer will not oppose such a request.

Thank you for consideration of this request.

Respectfully submitted,

/s/ William B. Fleming

William B. Fleming

Cc: Counsel of Record (by NYSCEF)