

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,

Plaintiff,

v.

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

Defendants.

Index No. 451625/2020  
Hon. Joel M. Cohen

**NOTICE OF MOTION FOR  
SUMMARY JUDGMENT**

**ORAL ARGUMENT  
REQUESTED**

**PLEASE TAKE NOTICE** that, upon the annexed Affidavit of Rebecca M. Loegering dated February 10, 2023, in support of this motion, all of the exhibits thereto, the accompanying Memorandum of Law, the Rule 19-a Statement of Undisputed Material Facts, dated February 10, 2023, and all prior pleadings and proceedings in this matter, defendant Wilson H. Phillips (“Defendant”) shall move this Court in the Motion Submission Part Courtroom, Room 130, of the Supreme Court of the State of New York, 60 Centre Street, New York, New York, on February 27, 2023, at 9:30 a.m., or such other date as may be agreed to by the parties or ordered by the Court, for an Order pursuant to CPLR 3212 granting summary judgment to Defendant on Count 12, granting partial summary judgment to Defendant on Counts 4 and 8, and awarding Defendant such additional relief as the Court deems just and proper.

**PLEASE TAKE FURTHER NOTICE** that, pursuant to CPLR 2214(b), Plaintiff’s opposition papers and any notice of cross-motion, with supporting papers, if any, shall be served

at least seven days before February 27, 2023, or such other date as may be agreed to by the parties  
or ordered by the Court.

Dated: February 10, 2023  
Dallas, Texas

By: /s/ Rebecca Loegering  
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