

Exhibit A

**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

**THE NATIONAL RIFLE ASSOCIATION OF AMERICA’S CONTENTION
INTERROGATORIES TO PLAINTIFF**

Pursuant to New York Civil Practice Law and Rules (“CPLR”) Rule 3130(1), Rule 3131, and Article 31 of the CPLR, and Commercial Division Rule 202.70 (11-a(d)), Defendant the National Rifle Association of America (the “NRA”) by and through its undersigned counsel, hereby demands that Plaintiff provide responses to the following contention interrogatories (the “Interrogatories”), in writing and under oath, within twenty (20) days of service of this request.

I.

INSTRUCTIONS

1. These Requests hereby incorporate by reference all applicable instructions set forth in CPLR 3133.

2. In responding to these Interrogatories, You are required to provide all information in Your possession, custody, or control, including information in the possession, custody, or control of any of Your attorneys, agents, employees, representatives, associates, and other Persons under Your control.

3. If You object to an Interrogatory, You must fully set forth Your objections in writing and, for each objection, state the reason for the objection with reasonable particularity.

4. If You object to an Interrogatory in part, You must answer so much of that Interrogatory as is not objectionable.

5. The specificity of any Interrogatory shall not be construed to limit the generality or reach of any other Interrogatory.

6. Identification of facts or evidence shall include a detailed description of all relevant information, including but not limited to identification of any documents you contend reflect the information, and, unless agreed by the relevant parties otherwise, provide information requested in Plaintiff's First Set of Interrogatories to the National Rifle Association of America dated October 19, 2022 (See Page 4 - Definition of "Identify").

7. An interrogatory requesting facts or evidence on which you base a contention includes a request for identities of all persons who have knowledge of such facts or evidence.

8. If You refer to a Document in response to an Interrogatory, You must produce that Document. To the extent Your answers refer to Documents already produced by You in this action, identify the relevant Documents by Bates number or Bates range.

9. If you withhold any information responsive to any of the Interrogatories on the basis of privilege or believe it to be otherwise excludable discovery, identify and fully describe the basis for the claim in sufficient detail to enable the NRA and the Court to fully determine the validity of such a basis.

10. These Interrogatories are continuing in nature. You are therefore required to promptly update, supplement, amend, or withdraw your responses if You obtain supplemental or additional information after you serve your responses, as required by CPLR 3101(h).

II. **DEFINITIONS¹**

“Action” shall mean the above-captioned action, Index No. 451625/2020, in the Supreme Court of the State of New York, Commercial Division, New York County.

“All” and “any” shall be construed so as to bring within the scope of the Interrogatory responses that might otherwise be construed to be outside the scope of the Interrogatory.

“Second Amended Verified Complaint” shall mean the Second Amended Verified Complaint filed in the Action on May 2, 2022 (NYSCEF 646).

“OAG,” “You,” “you,” “Your,” and “your” shall mean Plaintiff in the Action and the Office of the Attorney General of New York State and all other persons acting or purporting to act with, for, or on its or her behalf, including, but not limited to, any of its or her constituent Bureaus, such as the Charities Bureau, consultants, accountants, advisors, attorneys, or any person acting in an

¹ Any capitalized terms not defined herein shall have the meaning ascribed to them in the Second Amended Verified Complaint.

advisory, agency, or consulting capacity.

“Person,” “persons,” “individual,” “individuals,” “entity,” and “entities” includes natural persons, groups of natural persons acting in a collegial capacity (e.g., a committee or counsel), firms, corporations, partnerships, associations, joint ventures, trusts, and any other incorporated or unincorporated business, governmental, public, or legal entities.

“Identify” and “specify” shall mean to identify, specify, state, enumerate, and/or reveal fully.

“Information” shall mean facts or knowledge relied upon or influencing your responses.

“Relating to,” “related to,” “pertaining to,” and “concerning” shall mean relating to, related to, pertaining to, concerning, reflecting, referring to, having a relationship to, identifying, containing, pertinent to, comprising, setting forth, showing, disclosing, describing, explaining, summarizing, evidencing, or constituting, directly or indirectly, in whole or in part, or to be otherwise factually, legally, or logically connected to, the subject matter of the particular Interrogatory.

Whenever appropriate, the singular form of a word shall be interpreted in the plural, and vice-versa, and the words “and” and “or” shall be construed either disjunctively or conjunctively, as necessary, to bring within the scope of the Contention Interrogatory all responses that might otherwise be construed to be outside of its scope.

III. **CONTENTION INTERROGATORIES**

Contention Interrogatory No. 1

For each transaction that you contend is a wrongful related party transaction with regard to which you are entitled to relief—whether pursuant to your First Cause of Action, the Thirteenth

Cause of Action, or otherwise—specify the legal basis for and identify with particularity all facts or evidence on which you base such contention, including but not limited to any contention that the defense set forth in N-PCL 715(j) is unavailable.

Contention Interrogatory No. 2

For each alleged “violation of the whistleblower protections of N-PCL 715-b or EPTL 8-1.9”² that you contend occurred, specify the legal basis for and identify with particularity all facts or evidence on which you base such contention.

Contention Interrogatory No. 3

With regard to the First Cause of Action (Request for the Appointment of an Independent Compliance Monitor and For Other Injunctive Relief), state with particularity all legal bases for and all facts or evidence, including but not limited to those pertaining to alleged failures at the NRA to address a conflict of interest or a potential conflict of interest, which you contend entitles you to the relief you seek. The NRA has no objection if in responding to this interrogatory you cross-reference a response to the NRA's other interrogatories. However, this interrogatory requires you to set forth any additional information that is not addressed by your responses to the NRA's other interrogatories.

Contention Interrogatory No. 4

Set forth all factual and legal bases for every allegation in the Second Amended Complaint.

² SAC, Fourteenth Cause of Action.

Contention Interrogatory No. 5

For each alleged omission or action, including any action to conceal, by any individual that you contend must be imputed to the NRA for purposes of determining the NRA's liability in the Action, identify with particularity any legal bases and all facts or evidence on which you base your contention.

Contention Interrogatory No. 6

For each request for relief you seek in the Prayer for Relief section of the Second Amended Verified Complaint (NYSCEF 646) *as against the NRA*, state the legal basis or bases for and all facts or evidence on which you base your request.

Contention Interrogatory No. 7

For any member of the NRA's Board of Directors, including but not limited to those referenced in the Second Amended Verified Complaint, who you contend breached or failed to discharge his or her duties to the NRA, state legal basis or bases for and all facts or evidence on which you base this contention.

Contention Interrogatory No. 8

For each instance where the Second Amended Complaint asserts a general allegation and provides merely a non-exhaustive/illustrative list of specific instances of alleged misconduct (e.g., Second Amended Complaint Paragraphs 155, 695), identify all other specific instances that you contend occurred or exist but that are not identified in the Second Amended Complaint.

Dated: New York, New York

October 19, 2022

By: /s/ Svetlana M. Eisenberg

William A. Brewer III
wab@brewerattorneys.com

Svetlana M. Eisenberg
sme@brewerattorneys.com

Blaine E. Adams
bea@brewerattorneys.com

**BREWER, ATTORNEYS &
COUNSELORS**

750 Lexington Avenue, 14th Floor New York,
New York 10022 Telephone: (212) 489-1400

Facsimile: (212) 751-2849

**COUNSEL FOR
THE NATIONAL RIFLE ASSOCIATION
OF AMERICA**