



STATE OF NEW YORK
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March 20, 2023

VIA NYSCEF

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 et al.*, Index No. 451625/2020

Dear Justice Cohen:

On behalf of the Plaintiff, the People of the State of New York, the Office of the Attorney General of the State of New York ("OAG") respectfully writes, with the consent of Defendants Phillips and Powell, concerning the Court's direction for the parties' preferences for a mandatory settlement conference pursuant to Commercial Division Rule 30(b)(1).

The parties have conferred and did not have consensus on any of the four tracks set out in Rule 30(b)(1). Plaintiff, along with Defendants Phillips and Powell, respectfully request that the settlement conference be held before Your Honor pursuant to Rule 30(b)(1)(A).

Plaintiff and Defendant Phillips would also consent to a conference before the Court-appointed discovery Special Master, the Hon. O. Peter Sherwood.

And Plaintiff would consent to a conference before another judge of the Commercial Division pursuant to Rule 30(b)(1)(A), or to a Court-appointed judicial hearing officer or referee, pursuant to Rule 30(b)(1)(B).

We understand that Defendants NRA, Frazer, and LaPierre will be submitting a separate letter with their preferences.

Respectfully,

/s/ Monica Connell
Monica Connell
Assistant Attorney General