

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

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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.	:
-----X	

Index No. 451625/2020

IAS Part 3

Hon. Joel M. Cohen

Motion Seq. No. \_\_\_\_

**AFFIRMATION OF WILLIAM B. FLEMING IN SUPPORT OF JOHN FRAZER'S  
MOTION TO PRECLUDE EVIDENCE PURSUANT TO CPLR 3126**

WILLIAM B. FLEMING, hereby affirms under penalties of perjury:

I am a member of the law firm Gage Spencer & Fleming LLP, attorneys for Defendant John Frazer ("Frazer") in this action, and a member of the bar of this Court. I submit this affirmation in support of Frazer's Motion to Preclude Evidence Pursuant to CPLR 3126.

1. Annexed hereto as Exhibit A is a true and correct copy of Defendant John Frazer's First Interrogatories Seeking the Claims and Contentions of Plaintiff dated July 15, 2022.

2. Annexed hereto as Exhibit B is a true and correct copy of Plaintiff's Responses and Objections to Defendant Frazer's First Interrogatories Seeking the Claims and Contentions of Plaintiff dated October 25, 2022.

3. Annexed hereto as Exhibit C is a true and correct copy of an email dated December 20, 2022, from counsel for Frazer to Assistant Attorney General Sharon Sash.

1. Annexed hereto as Exhibit D is a true and correct copy of an email dated December 29, 2022, from counsel for Frazer to Assistant Attorney General Sharon Sash.

2. Annexed hereto as Exhibit E is a true and correct copy of an email dated January 6, 2022, from Assistant Attorney General Sharon Sash to counsel for Frazer.

Dated: New York, New York  
March 17, 2023

/s/ William B. Fleming  
William B. Fleming

**CERTIFICATE OF SERVICE**

I hereby certify that on March 17, 2023, a true and correct copy of the foregoing Affirmation of William B. Fleming in Support of Frazer's Motion to Preclude Evidence Pursuant to CPLR 3126 was served on all counsel of record by NYSCEF.

By: /s/ William B. Fleming