

EXHIBIT 1

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, INC., WAYNE LAPIERRE, WILSON
PHILLIPS, JOHN FRAZER, and JOSHUA POWELL

Defendants.

**PLAINTIFF’S RESPONSES AND
OBJECTIONS TO DEFENDANT
FRAZER’S FIRST
INTERROGATORIES SEEKING
THE CLAIMS AND
CONTENTIONS OF PLAINTIFF**

Index No. 451625/2020

Pursuant to CPLR Article 31 and Rule 11-a of the Rules of the Commercial Division of the Supreme Court, Plaintiff, the People of the State of New York, through the Office of Letitia James, Attorney General of the State of New York (“Plaintiff”), hereby objects and responds to Defendant John Frazer’s (“Defendant Frazer”) First Set of Interrogatories Seeking the Claims and Contentions of Plaintiff (the “Interrogatories”), as follows.

GENERAL OBJECTIONS

The following general responses and objections (“General Objections”) are incorporated into each specific response and objection as if fully set forth therein:

1. These objections apply to the Interrogatories in their entirety, including to Defendant Frazer’s Instructions and Definitions, as if such objections were set forth in full in the response to each of the delineated Interrogatories and are not necessarily repeated in response to each individual Interrogatory. The assertion of the same, similar, or additional objections in the Plaintiff’s specific objections to an individual Interrogatory, or the failure to assert any additional objection to an Interrogatory, does not and shall not be deemed to waive any of Plaintiff’s General Objections as set forth in this section.

2. Plaintiff objects to the Interrogatories' Definitions of the Plaintiff as "OAG", "You", and "Your", "its agents, employees, and representatives".

3. Plaintiff objects to the Interrogatories' Definitions and Instructions as overbroad, vague, ambiguous, confusing, improper, unduly burdensome, not material and necessary to the prosecution or defense of the action, not reasonably calculated to lead to discovery of evidence material or necessary to the prosecution or defense of the action, and to the extent they require Plaintiff to form or accept a legal conclusion in order to respond.

4. Plaintiff objects to the Interrogatories in their entirety and to each and every Interrogatory to the extent that they seek information that is not relevant to, nor reasonably calculated to lead to, discovery of evidence relevant to, the allegations or claims asserted in the Second Amended Verified Complaint, dated May 2, 2022 (NYSCEF No. 646, hereinafter the "Second Amended Complaint").

5. Plaintiff objects to the Interrogatories in their entirety and to each and every Interrogatory to the extent that they are not sufficiently limited in time and/or scope.

6. Plaintiff objects to the Interrogatories in their entirety and to each and every Interrogatory to the extent that they seek to impose obligations that are broader than or inconsistent with those set forth in the Civil Practice Law and Rules.

7. Plaintiff objects to the Interrogatories and to each and every Interrogatory to the extent that they seek information not within Plaintiff's knowledge or which calls for information that (1) is already in Defendant Frazer's possession, custody, or control; (2) is equally available to Defendant Frazer or attainable by Defendant Frazer from another source that is more convenient, less burdensome, or less expensive; or (3) is publicly available.

8. Plaintiff objects to the Interrogatories and to each and every Interrogatory to the extent that they seek information that is privileged on various grounds, including as set forth in

CPLR 3101, attorney client privilege, work product doctrine, concerns information prepared in anticipation of litigation or for trial, is confidential, sensitive, or is covered by the public interest privilege, deliberative process privilege, common interest privilege, and/or law enforcement privilege, relates to the privacy interests of nonparties, or is otherwise protected from disclosure by law. The inadvertent production of any document or information that is privileged, was prepared in anticipation of litigation, or is otherwise immune from discovery, shall not constitute a waiver of any privilege or of any other ground for objecting to discovery with respect to that document or information or of Plaintiff's right to object to the use of that information during any proceeding in this litigation or otherwise.

9. Plaintiff objects to any Interrogatory which calls for opinions or conclusions of law.

10. Plaintiff objects to each and every Interrogatory to the extent the Interrogatory calls for a comprehensive recitation of all facts and/or documents in support of a contention as unduly burdensome, as Defendant Frazer possesses the entire evidentiary records in this action.

11. By responding to the Interrogatories and to each of the Interrogatories, Plaintiff does not concede the materiality of the Interrogatories. These responses are made expressly subject to, and without waiving or intending to waive, any questions or objections as to the competency, relevancy, materiality, privilege, or admissibility as evidence or for any other purpose, of any of the documents or information produced in response hereto, or of any Interrogatory, in any proceeding including the trial of this action or any subsequent proceeding.

12. The responses set forth below are based on information currently available to Plaintiff, who reserves the right to supplement, amend, or correct these responses, including upon completion of expert discovery.

RESPONSES TO INDIVIDUAL INTERROGATORIES

INTERROGATORY NO. 1: Identify with particularity the facts supporting your contention, if it is your contention, that Frazer was handpicked to facilitate misuse of charitable assets and that Frazer ignored, overrode, or otherwise violated the bylaws and internal policies and procedures he was charged with enforcing, as alleged in Paragraph 5 of the Complaint.

RESPONSE TO INTERROGATORY NO. 1: Plaintiff incorporates the General Objections stated above as if fully stated herein. In particular, without limitation, Plaintiff objects to this Interrogatory on the grounds that it is overbroad, improper, and concerns summary statements that are supported by particular factual allegations in the Second Amended Complaint. Subject to those objections, Plaintiff incorporates by reference the allegations in the Second Amended Complaint, the responses to other Interrogatories herein, and the expert reports of Eric Hines, Jeffrey Tenenbaum, and Erica Harris dated September 16, 2022 (collectively, “Plaintiff’s Expert Reports”). Defendant Frazer is and has been the Secretary to the Board and General Counsel of the NRA during all relevant times. The record evidence demonstrates that in 2015 Defendant LaPierre hired Defendant Frazer, who accepted the position of General Counsel, despite having less than two years of experience as a practicing lawyer, no comparable experience or responsibility over corporate legal matters, and no existing knowledge or experience concerning the legal duties and obligations of a New York-chartered not-for-profit charitable corporation. From 2015 to the present, Defendant Frazer has been responsible for the legal affairs of the NRA, including its compliance with external laws, its bylaws, and the NRA’s internal policies and procedures. During this time, there has been pervasive violations of such external laws, bylaws and internal policies and Frazer has violated his fiduciary duties to the NRA by failing in his duties to ensure compliance with such. Defendant Frazer is a component of the NRA’s compliance reform efforts and in setting the “Tone at the Top” the NRA has referred to in connection with its compliance reform efforts. Defendant LaPierre nominated Defendant Frazer to serve as Secretary

of the Board of the NRA, and Defendant Frazer accepted that nomination, despite having no prior experience serving in any capacity on a board of a charitable organization. As Secretary, Defendant Frazer has responsibilities set forth in the NRA bylaws. Further, Defendant Frazer owes fiduciary duties to the NRA. Under New York law and in accordance with the NRA's bylaws and policies—including the Statement of Corporate Ethics, the Conflict of Interest and Related Party Transactions Policy, the Whistleblower Policy, the Procurement Policy, and the Approval Procedures for Purchase Agreements and Contracts in Excess of \$100,000, and all policies outlined in the NRA's Policy Manual as maintained by the Office of the Secretary, and the NRA Employee Handbook—Defendant Frazer is responsible for administering, overseeing, reporting on, supervising, ensuring compliance with, and following all requirements related to financial transactions, contracts, whistleblowers, conflicts of interest, related party transactions, board elections, regulatory filings, and the proper administration of the NRA's charitable assets. As detailed in the Second Amended Complaint, responses to these Interrogatories, Plaintiff's Expert Reports, and the record evidence containing testimony of NRA executives, directors and employees and business records and communications, Defendant Frazer repeatedly failed with respect to each of those duties.

INTERROGATORY NO. 2: Identify with particularity the facts supporting your contention, if it is your contention, that Frazer assisted Wayne LaPierre to obtain personal benefits and unidentified board members to obtain undisclosed or unapproved payments, as alleged in Paragraphs 9 and 10 of the Complaint.

RESPONSE TO INTERROGATORY NO. 2: Plaintiff incorporates the General Objections stated above as if fully stated herein. In particular, without limitation, Plaintiff objects to this Interrogatory on the grounds that it is overbroad, improper, and concerns summary statements that are supported by particular factual allegations in the Second Amended Complaint. Subject to those

objections, Plaintiff incorporates by reference the allegations in the Second Amended Complaint, the responses to other Interrogatories herein, and Plaintiff's Expert Reports. Defendant Frazer's failure to carry out the responsibilities described in Plaintiff's response to Interrogatory No. 1 facilitated Defendant LaPierre's and board members' receipt of improper personal benefits and unapproved payments, as further described in Plaintiff's response to Interrogatory No. 13.

INTERROGATORY NO. 3: Identify with particularity the facts supporting your contention, if it is your contention, that Frazer instituted a culture of self-dealing, mismanagement, and negligent oversight at the NRA, and that he overrode or evaded internal controls to allow himself, his family, favored board members, employees and vendors to benefit through reimbursed expenses, related party transactions, excess compensation, side deals, or waste of charitable assets without regard to the NRA's best interests, as alleged in Paragraph 142 of the Complaint.

RESPONSE TO INTERROGATORY NO. 3: Plaintiff incorporates the General Objections stated above as if fully stated herein. In particular, without limitation, Plaintiff objects to this Interrogatory on the grounds that it is overbroad, improper, and concerns summary statements that are supported by particular factual allegations in the Second Amended Complaint. Subject to those objections, Plaintiff incorporates by reference the allegations in the Second Amended Complaint, the responses to other Interrogatories herein, and Plaintiff's Expert Reports. Plaintiff does not contend that Frazer's family benefited from Frazer's mismanagement and negligent oversight of the NRA. Defendant Frazer is and has been the Secretary to the Board and General Counsel of the NRA during all relevant times. Defendant Frazer is a component of the NRA's compliance reform efforts and in setting the "Tone at the Top" the NRA has referred to in connection with its compliance reform efforts. Further, Defendant Frazer owes fiduciary duties to the NRA. Under New York law and in accordance with the NRA's bylaws and policies—including the Statement of Corporate Ethics, the Conflict of Interest and Related Party Transactions Policy, the

Whistleblower Policy, the Procurement Policy, the Approval Procedures for Purchase Agreements and Contracts in Excess of \$100,000, and all policies outlined in the NRA's Policy Manual as maintained by the Office of the Secretary, and the NRA Employee Handbook—Defendant Frazer is responsible for administering, overseeing, reporting on, supervising, ensuring compliance with, and following all requirements related to financial transactions, expense reimbursements, contracts, whistleblowers, conflicts of interest, related party transactions, board elections, regulatory filings, and the proper administration of the NRA's charitable assets. As detailed in the Second Amended Complaint, responses to these Interrogatories, Plaintiff's Expert Reports, and the record evidence containing testimony of NRA executives, directors, employees and vendors, and business records and communications, Defendant Frazer repeatedly failed with respect to each of those duties.

INTERROGATORY NO. 4: Identify with particularity the facts supporting your contention, if it is your contention, that Frazer failed to make, or failed to advise the NRA's officers and directors to make, "necessary" changes to the NRA's governance procedures as alleged in Paragraph 293 of the Complaint.

RESPONSE TO INTERROGATORY NO. 4: Plaintiff incorporates the General Objections stated above as if fully stated herein. In particular, without limitation, Plaintiff objects to this Interrogatory on the grounds that it is overbroad, improper, and concerns summary statements that are supported by particular factual allegations in the Second Amended Complaint. Subject to those objections, Plaintiff incorporates by reference the allegations in the Second Amended Complaint, the responses to other Interrogatories herein, and Plaintiff's Expert Reports. In violation of his obligations as described in Plaintiff's response to Interrogatory No. 1, Defendant Frazer failed to timely establish and implement a whistleblower policy that complies with New York law; failed to implement adequate and timely procedures for distributing, collecting, reviewing, and

responding to conflict of interest disclosure questionnaires; failed to implement adequate and timely procedures for recognizing and responding to conflicts of interest and related party transactions; failed to adequately inform the NRA board of and address conflicts of interest and related party transactions; failed to implement appropriate expense reimbursement policies; failed to implement policies for and ensure maintenance of the NRA's records; failed to implement procedures for training staff on expense reimbursements, conflicts of interest, and whistleblowing; failed to advise the NRA board to enact procedures to identify and prevent retaliation against whistleblowers; and failed to implement procedures for responding to and protecting whistleblowers.

INTERROGATORY NO. 5: Identify with particularity the facts supporting your contention, if it is your contention, that Frazer's official conduct included "neglect of, or failure to perform, or other violation of his duties in the management and disposition of corporate assets committed to his charge," as required by N-PCL § 720(a)(1)(A).

RESPONSE TO INTERROGATORY NO. 5: Plaintiff incorporates the General Objections stated above as if fully stated herein. In particular, without limitation, Plaintiff objects to this Interrogatory on the grounds that it is overbroad, improper, concerns summary statements that are supported by particular factual allegations in the Second Amended Complaint, and calls for a legal conclusion. Subject to those objections, Plaintiff incorporates by reference the allegations in the Second Amended Complaint, the responses to other Interrogatories herein, and Plaintiff's Expert Reports. Defendant Frazer is and has been the Secretary to the Board and General Counsel of the NRA during all relevant times. Defendant Frazer is a component of the NRA's compliance reform efforts and in setting the "Tone at the Top" the NRA has referred to in connection with its compliance reform efforts. Further, Defendant Frazer owes fiduciary duties to the NRA. Under

New York law and in accordance with the NRA's bylaws and policies—including the Statement of Corporate Ethics, the Whistleblower Policy, the Conflict of Interest and Related Party Transactions Policy, the Procurement Policy, the Approval Procedures for Purchase Agreements and Contracts in Excess of \$100,000, and all policies outlined in the NRA's Policy Manual as maintained by the Office of the Secretary, and the NRA Employee Handbook—Defendant Frazer is responsible for administering, overseeing, reporting on, supervising, ensuring compliance with, and following all requirements related to financial transactions, contracts, whistleblowers, conflicts of interest, related party transactions, board elections, regulatory filings, maintenance of the NRA's records and the proper administration of the NRA's charitable assets. As detailed in the Second Amended Complaint, responses to these Interrogatories, Plaintiff's Expert Reports, and the record evidence containing testimony of NRA executives, directors and employees and business records and communications, Defendant Frazer repeatedly failed with respect to each of those duties.

INTERROGATORY NO. 6: Identify with particularity the facts supporting your contention, if it is your contention, that Frazer's official conduct included "acquisition by himself, transfer to others, loss or waste of corporate assets due to any neglect of, or failure to perform, or other violation of his duties," as required by N-PCL § 720(a)(1)(B).

RESPONSE TO INTERROGATORY NO. 6: Plaintiff incorporates the General Objections stated above as if fully stated herein. In particular, without limitation, Plaintiff objects to this Interrogatory on the grounds that it is overbroad, improper, concerns summary statements that are supported by particular factual allegations in the Second Amended Complaint, and calls for a legal conclusion. Subject to those objections, Plaintiff incorporates by reference the allegations in the Second Amended Complaint, the responses to other Interrogatories herein, and Plaintiff's Expert

Reports. Defendant Frazer is and has been the Secretary to the Board and General Counsel of the NRA during all relevant times. Defendant Frazer is a component of the NRA's compliance reform efforts and in setting the "Tone at the Top" the NRA has referred to in connection with its compliance reform efforts. Further, Defendant Frazer owes fiduciary duties to the NRA. Under New York law and in accordance with the NRA's bylaws and policies—including the Statement of Corporate Ethics, the Conflict of Interest and Related Party Transactions Policy, the Procurement Policy, the Whistleblower Policy, the Approval Procedures for Purchase Agreements and Contracts in Excess of \$100,000, and all policies outlined in the NRA's Policy Manual as maintained by the Office of the Secretary, and the NRA Employee Handbook—Defendant Frazer is responsible for administering, overseeing, reporting on, supervising, ensuring compliance with, and following all requirements related to financial transactions, contracts, whistleblowers, conflicts of interest, related party transactions, board elections, regulatory filings, and the proper administration of the NRA's charitable assets. As detailed in the Second Amended Complaint, responses to these Interrogatories, Plaintiff's Expert Reports, the NRA's regulatory filings, and the record evidence containing testimony of NRA executives, directors, employees and vendors, and business records and communications, Defendant Frazer repeatedly failed with respect to each of those duties.

INTERROGATORY NO. 7: Identify with particularity the facts supporting your contention, if it is your contention, that there is a will, trust, other instrument or appointment, court appointment, law, or any other particular facts establishing that Frazer is a statutory trustee, as alleged in Paragraph 31 of the Complaint.

RESPONSE TO INTERROGATORY NO. 7: Plaintiff incorporates the General Objections stated above as if fully stated herein. In particular, without limitation, Plaintiff specifically objects to the extent that this Interrogatory calls for a legal conclusion. Subject to those objections, Plaintiff

incorporates by reference the allegations in the Second Amended Complaint, Plaintiff's Expert Reports, and Plaintiff's responses to the other Interrogatories herein. Defendant Frazer is a statutory trustee by virtue of his roles and responsibilities as an officer (in fact and de facto) and ex officio director of the National Rifle Association of America. Under the NRA's bylaws and policies, and as a matter of practice, Defendant Frazer was entrusted with authority and the corresponding fiduciary responsibilities over the charitable assets of the NRA.

INTERROGATORY NO. 8: Identify with particularity the facts supporting your contention, if it is your contention, that Frazer actually held and administered property for charitable purposes, as required in EPTL § 8-1.4(a) including, without limitation, the particular property so held and administered.

RESPONSE TO INTERROGATORY NO. 8: Plaintiff incorporates the General Objections stated above as if fully stated herein. In particular, without limitation, Plaintiff specifically objects to the extent that this Interrogatory calls for a legal conclusion. Subject to those objections, Plaintiff incorporates by reference the allegations in the Second Amended Complaint, Plaintiff's Expert Reports, and Plaintiff's responses to the other Interrogatories herein. Defendant Frazer held and administered the charitable assets in the possession of the National Rifle Association of America by virtue of his roles and responsibilities as an officer (in fact and de facto) and ex officio director of the National Rifle Association of America. Under the NRA's bylaws and policies, and as a matter of practice, Defendant Frazer was entrusted with authority and the corresponding fiduciary responsibilities over the charitable assets of the NRA.

INTERROGATORY NO. 9: Identify with particularity the property you contend Frazer was "responsible for" holding and administering, as alleged in Paragraph 668 of the Complaint.

RESPONSE TO INTERROGATORY NO. 9: Plaintiff incorporates the General Objections stated above as if fully stated herein. In particular, without limitation, Plaintiff specifically objects

to the extent that this Interrogatory calls for a legal conclusion. Subject to those objections, Plaintiff incorporates by reference the allegations in the Second Amended Complaint, Plaintiff's Expert Reports, and Plaintiff's responses to the other Interrogatories herein. Defendant Frazer is responsible for holding and administering the charitable assets in the possession of the National Rifle Association of America by virtue of his roles and responsibilities as an officer (in fact and de facto) and ex officio director of the National Rifle Association of America. Under the NRA's bylaws and policies, and as a matter of practice, Defendant Frazer was entrusted with authority and the corresponding fiduciary responsibilities over the charitable assets of the NRA.

INTERROGATORY NO. 10: Identify with particularity the facts supporting your contention, if it is your contention, that Frazer has, since 2015, solicited or collected funds or property, or done any act in furtherance thereof, for or on behalf of the NRA.

RESPONSE TO INTERROGATORY NO. 10: Plaintiff incorporates the General Objections stated above as if fully stated herein, and further incorporates by reference the allegations in the Second Amended Complaint, Plaintiff's Expert Reports, and Plaintiff's responses to the other Interrogatories herein. As an officer (in fact and de facto) and ex officio director of the National Rifle Association of America, Defendant Frazer's responsibilities and duties involve acting in furtherance of the solicitation of funds or property on behalf of the NRA. Defendant Frazer is responsible for ensuring that the NRA is in compliance with the NRA's internal policies including but not limited to the Procurement Policy, the Approval Procedures for Purchase Agreements and Contracts in Excess of \$100,000, and the NRA's Conflict of Interest and Related Parties Transactions Policy, and acted in furtherance of the NRA's fundraising despite violations of such policies. Defendant Frazer has been a negotiator of an agreement with one of the NRA's chief fundraising entities. Defendant Frazer is responsible for ensuring that the NRA is in compliance with the laws and regulations that permit the NRA to solicit charitable donations in New York.

Defendant Frazer is responsible for and in fact does make and sign regulatory filings with the New York Office of the Attorney General that are required for, and enable, the NRA to solicit charitable donations in New York.

INTERROGATORY NO. 11: Identify with particularity the facts supporting your contention, if it is your contention, that Frazer was aware of “false and misleading statements and omissions in the annual reports the [NRA] filed with the Attorney General,” as alleged in Paragraph 703 of the Complaint including, without limitation, the particular statements and omissions which you contend he was aware.

RESPONSE TO INTERROGATORY NO. 11: Plaintiff incorporates the General Objections stated above as if fully stated herein. Plaintiff incorporates by reference all of the allegations contained in the Second Amended Complaint, and in particular, but without limitation, directs Defendant Frazer to paragraphs 562-567 of the Second Amended Complaint. Plaintiff further incorporates by reference Plaintiff’s Expert Reports and Plaintiff’s responses to other Interrogatories herein. Defendant Frazer is one of the principal reviewers of the NRA’s tax filings on a yearly basis, along with Rick Tedrick, Sonya Rowling, Arif Rahman, and former NRA employees Svetlana Olchevski, Craig Spray, and Emily Cummins. In addition to the allegations contained in the Second Amended Complaint, Defendant Frazer was or should have been aware of the falsity of the statements in the NRA’s Form 990s and all schedules for tax years 2015 to 2020, including concerning fundraising services (*e.g.*, Part IX, line 11; Schedule G regarding the receipts from and payments to fundraisers); compensation to officers, directors, key employees and highest compensated employees and policies and procedures related thereto (*e.g.*, Part VII and Schedule J); payments to independent contractors (*e.g.*, Part VII, Section B; Part IX, line 11); excess benefit and related party transactions (*e.g.*, Part IV, questions 25 and 28; Schedule L); governance, management, and disclosure, including review of the NRA’s 990s by the NRA board prior to filing

(e.g., Part VI); and disclosures in Schedule O related to the foregoing.

INTERROGATORY NO. 12: Identify with particularity the facts supporting your contention, if it is your contention, that Frazer failed to enforce compliance with the NRA's Conflict of Interest Policy, and failed to maintain, enforce, and ensure compliance with, laws and policies governing whistleblowers, as alleged in Paragraphs 8 and 293 of the Complaint.

RESPONSE TO INTERROGATORY NO. 12: Plaintiff incorporates the General Objections stated above as if fully stated herein. In particular, without limitation, Plaintiff objects to this Interrogatory on the grounds that it is overbroad, improper, and concerns summary statements that are supported by particular factual allegations in the Second Amended Complaint. Subject to those objections, Plaintiff incorporates by reference the allegations in the Second Amended Complaint, Plaintiff's Expert Reports, and Plaintiff's responses to the other Interrogatories herein. Plaintiff directs Defendant Frazer to the reports of the NRA's Audit Committee and the Reports of the Secretary for the years 2015 to the present, and to the financial disclosure questionnaires distributed, collected, and maintained by Defendant Frazer's office from 2015 to the present. Plaintiff further directs Defendant Frazer to Plaintiff's responses to Interrogatory Nos. 1 through 3. With respect to the NRA's Conflict of Interest and Related Parties Transactions Policy, Defendant Frazer failed to implement adequate procedures for collecting, reviewing, and responding to financial disclosure questionnaires; failed to respond appropriately to reports or disclosures of conflicts of interest, including by Defendant LaPierre; failed to adequately inform the NRA Board of conflicts of interest, including by failing to provide the Audit Committee with the materials and information necessary for review of conflicts of interest; failed to ensure that conflicts were appropriately approved in advance of a transaction taking place; and failed to ensure that conflicts of interest were handled appropriately. With respect to whistleblowers, Defendant Frazer failed to implement a conflict of interest policy in compliance with New York law until, at

the earliest, 2020; failed to implement adequate procedures for hearing and responding to whistleblower complaints; failed to adequately inform the NRA board of whistleblower complaints; and retaliated against, assisted in retaliation against, or failed to prevent retaliation against whistleblowers including Emily Cummins, Sonya Rowling, Michael Erstling, Portia Padilla, Lisa George, Richard Childress, Oliver North, Esther Schneider, Timothy Knight, Sean Maloney, Rocky Marshall, Phillip Journey, and Craig Spray.

INTERROGATORY NO. 13: Identify with particularity each and every business transaction the NRA was a party to with current or former officers, directors, relatives thereof or entities affiliated therewith which you contend the NRA falsely reported and/or failed to disclose on its Form 990 for each year 2015-2018, as alleged in Paragraph 567(a)(ii) of the Complaint.

RESPONSE TO INTERROGATORY NO. 13: Plaintiff incorporates the General Objections stated above as if fully stated herein. In particular, without limitation, Plaintiff objects to this Interrogatory on the grounds that it is overbroad, improper, and concerns summary statements that are supported by particular factual allegations in the Second Amended Complaint. Subject to those objections, Plaintiff incorporates by reference the allegations in the Second Amended Complaint, Plaintiff's Expert Reports, and Plaintiff's responses to the other Interrogatories herein. Plaintiff directs Defendant Frazer to the Reports of the Audit Committee and the Reports of the Secretary for the years 2015 to the present. The NRA failed to disclose and/or failed to appropriately disclose on its Form 990 for years 2015-2018 transactions concerning the following current or former officers, directors, and key persons, or relatives thereof or entities affiliated therewith:

- Scott Bach
- Pete Brownell
- David Butz
- Allan Cors

- Robert Dowlut
- Joel Friedman
- Sandra Froman
- Mildred Hallow
- Marion Hammer
- Bernie Hoerr
- David Keene
- Tom King
- Susan LaPierre
- Wayne LaPierre
- Duane Liptak
- Chip Lohman
- Robert Marcario
- Michel Marcellin
- Craig Morgan
- Il Ling New
- Oliver North
- Robert Nosler
- Ted Nugent
- Lance Olson
- Wilson Phillips
- Joshua Powell
- Kayne Robinson

- Mercedes Schlapp
- Tyler Schropp
- Tom Selleck
- H. Wayne Sheets
- John Sigler
- Robert Kyle Weaver

INTERROGATORY NO. 14: Identify with particularity the facts supporting your contention, if it is your contention, that board members engaged in business transactions with the NRA before 2017 which rendered them not independent, as alleged in Paragraph 567(a)(iii) of the Complaint.

RESPONSE TO INTERROGATORY NO. 14: Plaintiff incorporates the General Objections stated above as if fully stated herein. Plaintiff specifically objects to this Interrogatory to the extent that it calls for a legal conclusion. Subject to those objections, Plaintiff incorporates by reference the allegations in the Second Amended Complaint, Plaintiff's Expert Reports, and Plaintiff's responses to the other Interrogatories herein. Plaintiff directs Defendant Frazer to the IRS instructions for the Form 990 for 2015 and 2016 for the instructions concerning the number of independent voting members. Plaintiff further directs Defendant Frazer to paragraphs 381-411 of the Second Amended Complaint and Plaintiff's responses to Interrogatory No. 13 for a list that includes board members that engaged in business transactions with the NRA between 2015 and 2018.

INTERROGATORY NO. 15: Identify with particularity the facts supporting your contention, if it is your contention, that the NRA made false statements in its Form 990s for the years 2015-2018

about its process for determining the compensation of officers and directors, as alleged in Paragraph 567(b)(vii) of the Complaint.

RESPONSE TO INTERROGATORY NO. 15: Plaintiff incorporates the General Objections stated above as if fully stated herein. Subject to those objections, Plaintiff incorporates by reference the allegations in the Second Amended Complaint, Plaintiff's Expert Reports, and Plaintiff's responses to the other Interrogatories herein. The NRA made false statements in its Form 990 filings relating to the setting of officer compensation in the years 2017-2018 because it did not rely upon an independent compensation consultant or compensation surveys and studies to establish the compensation of officers and directors for the year 2018 and did not maintain adequate records of the analysis, contrary to its answer to questions 15a and 15b of Part VI and Schedule O of its Form 990. Further, the NRA made false statements in Schedule J of its 990s from 2015-2018 in that it did not accurately reflect the compensation paid to the Individual Defendants because it did not reflect compensation received by them in the form of excess and fringe benefits.

INTERROGATORY NO. 16: Identify with particularity the facts supporting your contention, if it is your contention, that Frazer has continued in a course of misconduct since August 6, 2020, as alleged in Paragraph 568 of the Complaint.

RESPONSE TO INTERROGATORY NO. 16: Plaintiff incorporates the General Objections stated above as if fully stated herein. In particular, without limitation, Plaintiff objects to this Interrogatory on the grounds that it is overbroad, improper, and concerns summary statements that are supported by particular factual allegations in the Second Amended Complaint. Subject to those objections, Plaintiff incorporates by reference the allegations in the Second Amended Complaint, the responses to other Interrogatories herein, and Plaintiff's Expert Reports. Defendant Frazer has failed to adequately respond to, investigate, or remediate—or cause the NRA to adequately respond to, investigate, or remediate—the improper conduct alleged in the Second Amended

Complaint, has continued in his course of conduct identified in response to Interrogatories 1 through 10, above, or identified in these proceedings and the proceedings the NRA commenced pursuant to Chapter 11 of the Bankruptcy Code, in the Bankruptcy Court for the Northern District of Texas. Defendant Frazer acquiesced to and facilitated the improper conduct that resulted in the NRA's bankruptcy filing and its aftermath.

INTERROGATORY NO. 17: Identify with particularity the facts supporting your contention, if it is your contention, that NRA employees did not receive meaningful training on compliance with the NRA's conflicts of interest or whistleblower policies and procedures and that Frazer was "ill equipped" to provide that training, as alleged in Paragraph 555 of the Complaint.

RESPONSE TO INTERROGATORY NO. 17: Plaintiff incorporates the General Objections stated above as if fully stated herein. Subject to those objections, Plaintiff incorporates by reference the allegations in the Second Amended Complaint, Plaintiff's Expert Reports, and Plaintiff's responses to the other Interrogatories herein. Plaintiff directs Defendant Frazer in particular to Plaintiff's response to Interrogatory No. 1. Plaintiff further directs Defendant Frazer to paragraphs 8 and 285-295 of the Second Amended Complaint. Defendant Frazer did not provide, or cause the NRA to provide, training to NRA staff on compliance issues and the NRA's policies and procedures until, at the earliest, 2018. Since 2018, the trainings have been non-mandatory and irregular. Defendant Frazer failed to provide, or cause the NRA to provide, any such training to Defendant LaPierre until, at the earliest, December of 2021, but Plaintiff does not admit that Defendant LaPierre attended any such training. The trainings that have taken place since 2019 have failed to include a discussion of the NRA's whistleblower policies and procedures. Further, Frazer's conduct, and acquiescence to such conduct as is outlined in responses to Interrogatories 1 through 10, above, renders Frazer ill-equipped to give compliance training.

INTERROGATORY NO. 18: Identify with particularity the basis for your contention, if it is your contention, that Frazer can be removed from his position as General Counsel, as demanded

in the Prayer for Relief, ¶ E of the Complaint.

RESPONSE TO INTERROGATORY NO. 18: Plaintiff incorporates the General Objections stated above as if fully stated herein. In particular, without limitation, Plaintiff specifically objects to this interrogatory on the grounds that it calls for a legal conclusion. Subject to those objections, Plaintiff incorporates by reference all of the allegations in the Second Amended Complaint, Plaintiff's Expert Reports, and Plaintiff's responses to the other Interrogatories herein.

INTERROGATORY NO. 19: Identify with particularity the facts supporting your contention, if it is your contention, that a copy of an instrument providing for Frazer's title, powers and duties has been filed with the Attorney General as mandated by EPTL § 8-1.4 (d) at any time since January 2015.

RESPONSE TO INTERROGATORY NO. 19: Plaintiff incorporates the General Objections stated above as if fully stated herein, and further incorporates by reference the allegations in the Second Amended Complaint, Plaintiff's Expert Reports, and Plaintiff's responses to the other Interrogatories herein. In particular, without limitation, Plaintiff specifically objects to this interrogatory on the grounds that it calls for a legal conclusion. Plaintiff does not contend that a copy of an instrument providing for Defendant Frazer's title, powers, and duties has been filed with the Office of the New York State Attorney General at any time since January 2015.

INTERROGATORY NO. 20: Identify with particularity the facts supporting your contention, if it is your contention, that the Attorney General has provided Frazer with notice of failure to comply with EPTL § 8-1.4 (d), (f), or (g) as set forth by EPTL § 8-1.4(r).

RESPONSE TO INTERROGATORY NO. 20: Plaintiff incorporates the General Objections stated above as if fully stated herein, and further incorporates by reference the allegations in the Second Amended Complaint, Plaintiff's Expert Reports, and Plaintiff's responses to the other Interrogatories herein. In particular, without limitation, Plaintiff specifically objects to this

interrogatory on the grounds that it calls for a legal conclusion. Plaintiff does not contend that the Office of the New York State Attorney General has provided Defendant Frazer with notice of failure to comply with EPTL § 8-1.4 (d), (f), or (g).

INTERROGATORY NO. 21: Identify with particularity the facts supporting your contention, if it is your contention, that Frazer has, since 2015, been engaged in the solicitation or collection of funds or property, or doing any acts in furtherance thereof, for or on behalf of the NRA.

RESPONSE TO INTERROGATORY NO. 21: Plaintiff incorporates the General Objections stated above as if fully stated herein, and further incorporates by reference the allegations in the Second Amended Complaint, Plaintiff's Expert Reports, and Plaintiff's responses to the other Interrogatories herein. Plaintiff specifically objects to this Interrogatory as duplicative of Interrogatory No. 10, and directs Defendant Frazer to Plaintiff's response to Interrogatory No. 10.

INTERROGATORY NO. 22: Identify with particularity your definition of "charitable assets" which you contend the NRA is responsible for managing, and the specific "charitable assets" which you contend Frazer managed, disposed of, and/or administered, as alleged, *inter alia*, in Paragraphs 75, 653, and 669 of the Complaint.

RESPONSE TO INTERROGATORY NO. 22: Plaintiff incorporates the General Objections stated above as if fully stated herein, and further incorporates by reference the allegations in the Second Amended Complaint, Plaintiff's Expert Reports, and Plaintiff's responses to the other Interrogatories herein. Plaintiff specifically objects to this interrogatory on the grounds that it calls for a legal conclusion to the extent it demands a definition of "charitable assets." Plaintiff further objects to this Interrogatory as duplicative of Interrogatories 8 and 9, and directs Defendant Frazer to Plaintiff's responses to those Interrogatories.

Dated: New York, New York
October 25, 2022

LETITIA JAMES
Attorney General of the State of New York
Attorney for Plaintiff

By: /s Stephen Thompson
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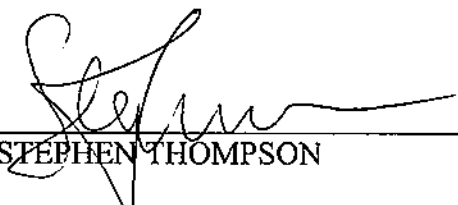
AFFIRMATION

State of New York)
) ss:
County of New York)

Stephen Thompson, an attorney duly licensed to practice law in the Courts of the State of New York, hereby affirms the following under penalties of perjury:

1. I am an Assistant Attorney General in the New York State Office of the Attorney General ("OAG").
2. I have read the foregoing Plaintiff's Responses and Objections to Defendant John Frazer's First Set of Interrogatories Seeking the Claims and Contentions of Plaintiff, dated October 25, 2022, and am knowledgeable about the contents thereof based upon the OAG's investigation of the National Rifle Association of America ("NRA") and related individuals, the investigative and regulatory materials contained in the files of the OAG, information obtained in discovery in this action and proceedings relating to the NRA's failed petition for bankruptcy, *In re National Rifle Association of America and Sea Girt LLP*, in the Northern District of Texas. To my knowledge, based on such information, the foregoing responses and objections are true, except as to those matters stated upon information and belief, and as to those, I believe them to be true.

Dated: October 25, 2022


STEPHEN THOMPSON