

EXHIBIT A

INDEX NO. 451625/2020

**FIRST SET OF INTERROGATORIES
OF DEFENDANT COUNTERCLAIM-PLAINTIFF, THE NATIONAL RIFLE
ASSOCIATION OF AMERICA TO PLAINTIFF-COUNTERCLAIM-DEFENDANT
LETITIA JAMES, ATTORNEY GENERAL OF THE STATE OF NEW YORK,
IN HER OFFICIAL AND INDIVIDUAL CAPACITIES**

Pursuant to New York Civil Practice Law and Rules (“CPLR”) Rule 3130 and Article 31 of the CPLR, Defendant and Counterclaim-Plaintiff the National Rifle Association of America (“NRA”) by and through its undersigned counsel, hereby demands that Plaintiff Counterclaim-Defendant Letitia James, Attorney General of the State of New York, in her official and individual capacities (the “OAG,” “Attorney General,” “James,” “You,” or “Your,” as defined below in Section II) answer the following Interrogatories, in writing and under oath, within twenty (20) days of the date hereof.¹

I.
INSTRUCTIONS

1. Unless otherwise specified, the time period covered by each Interrogatory is from January 1, 2015, to present.

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 Persons under Your control.

3. If You cannot respond to any of these Interrogatories in full after exercising due diligence to secure the responsive information to do so, You are required to respond to the extent possible, describing in detail the reason(s) for Your inability to answer the remainder and stating whatever information or knowledge You have concerning the unanswered portions.

¹ The NRA objects to the caption of the Amended Complaint filed by the Attorney General on the ground that the above-captioned action is purportedly brought in the name of “the People” rather than “the State.” *See* CPLR 1301 (“An action brought in behalf of the people ... shall be brought in the name of the state.”); *New York ex rel. Boardman v. Natl. R.R. Passenger Corp.*, 233 F.R.D. 259, 265 (N.D.N.Y. 2006) (“Although New York’s general statutory scheme is for the Attorney General to prosecute lawsuits,... *the case has to be prosecuted in the name of the State of New York.*”) (emphasis added). The NRA further notes that the caption incorrectly references “The National Rifle Association of America, Inc.”; although the NRA is a corporation, it is not denominated “Inc.”

4. If You refuse to respond to any Interrogatory based on a claim of privilege, in whole or in part, please state sufficient information for the Court to determine whether the privilege has appropriately been claimed, including:

- a. The nature of each privilege asserted;
- b. The factual bases for asserting each privilege; and
- c. The name of each Person involved in any Interrogatory for which privilege is claimed.

5. 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.

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

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

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. These Interrogatories are deemed continuing and You are therefore required to promptly update, supplement, amend, or withdraw your responses if You obtain supplemental or additional information between the time that the answers are served and trial..

II.

DEFINITIONS

1. “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, including: (a) the claims asserted by the Attorney General of New York State against the NRA and other

defendants, and (b) the amended counterclaims asserted by the NRA against the Attorney General of New York.

2. “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.

3. “Amended Complaint” shall mean the Amended and Supplemental Complaint, filed in the Action on August 16, 2021.

4. “Communication(s)” shall mean any oral, written, or recorded utterance, notation, or statement of any nature whatsoever, by and to whomsoever made, including, but not limited to, correspondence, emails, text messages (including text messages sent or received over work issued or personal devices), conversations, facsimiles, letters, telegrams, cables, telexes, dialogues, discussions, negotiations, interviews, consultations, telephone calls, agreements, and other understandings, among two or more persons. The term “Communication(s)” includes written summaries of any of the foregoing Communications. Drafts of Communications—including unsent drafts which may or may not have been sent to or received by another person and hence may not thus have been “among two or more persons”—are encompassed by the term “Communication(s).”

5. “Document(s)” has the broadest meaning permitted by the CPLR and any other applicable laws and rules including, without limitation, any written, recorded, graphic, or other matter, whether sent or received or made or used internally, however produced or reproduced and whatever the medium on which it was produced or reproduced (whether on paper, cards, charts, files, printouts, tapes, discs, belts, video tapes, audiotapes, tape recordings, cassettes, or other types of voice recording or transcription, computer tapes, databases, emails, pictures, photographs,

slides, films, microfilms, motion pictures, mobile devices, smart phones, or any other medium), and any other tangible item or thing of readable, recorded, or visual material of whatever nature including without limitation originals, drafts, electronic documents with included metadata, and all non-identical copies of each Document (which, by reason of any variation, such as the presence or absence of handwritten notes or underlining, represents a separate Document within the meaning of this term). The foregoing specifically includes information stored electronically, whether in a computer database or otherwise, regardless of whether such Documents are also presently in documentary form.

6. “Investigation” shall mean any investigation, inquiry, inquest, examination, inspection, audit, survey, surveillance, interrogation, enforcement action, or other work performed or undertaken by You relating to the affairs, management, governance, accounts, membership, or conduct of the NRA, before or after commencement of the Action, including, but not limited to: (i) any investigation commenced, or sought to be commenced, during the tenure of former New York State Attorney General Eric Schneiderman; (ii) any investigation(s) or adverse action(s) against the NRA referenced by, promised by, or known to James during her campaign for New York State Attorney General in 2018; (iii) the investigation referenced in the “Document Preservation for New York State Attorney General Investigation” dated April 26, 2019; and/or (iv) any investigation of the NRA continuing after the commencement of the Action.

7. “NRA” shall mean the National Rifle Association of America and any person acting, or who has so acted, on its behalf, including, but not limited to, any of their current or former agents, representatives, officers, directors, employees, independent contractors, attorneys, and each and every person acting on their behalf or at their direction or on whose behalf they were acting with respect to the matters referred to herein.

8. “OAG,” “You,” and “Your” shall mean the Office of the Attorney General of New York State, the plaintiff and counterclaim-defendant and in the Action, 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 advisory, agency, or consulting capacity, including, but not limited to: (i) the current Attorney General Letitia James (“James”), in her official and/or individual capacity, and/or any former Attorney General (collectively, the “Attorney General”) and (ii) where applicable, other agencies, offices, bureaus, departments, or divisions of the State of New York or their constituent personnel

9. “Campaign” shall mean the campaign or campaigns of Letitia James to be elected or reelected New York State Attorney General, or elected Governor of New York.

10. “Everytown” shall mean “Everytown for Gun Safety Action Fund, Inc.” or “Everytown for Gun Safety” and any person acting, or who has so acted, on their behalf, including, but not limited to, any of their former or current agents, representatives, officers, directors, employees independent contractors, attorneys, and each and every person acting on their behalf or at their direction or on whose behalf they were acting with respect to the matters referred to herein.

11. “Person” and “persons” 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 entity.

12. “Relating to,” or “concerning” shall mean relating to, concerning, reflecting, referring to, having a relationship to, pertaining 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.

13. 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 Interrogatory all responses that might otherwise be construed to be outside of its scope.

III.

INTERROGATORIES

INTERROGATORY NO. 1:

Identify the Persons from whom You derived the information upon which you based the allegations in the Amended Complaint.

RESPONSE:

INTERROGATORY NO. 2:

Identify the Persons at the OAG involved in the Investigation, including but not limited to, concerning authorizing the Investigation.

RESPONSE:

INTERROGATORY NO. 3:

Identify the Persons interviewed, formally or informally, by You or any of Your staff, attorneys or other representatives, during the Investigation.

RESPONSE:**INTERROGATORY NO. 4:**

Identify the Persons at OAG having Communications, about the NRA, with any of the following Persons or entities, including but not limited to, any of the entities' contractors, investigators, their current or former officers, employees, attorneys, other, agents, representatives, predecessors-in-interest, or designees:

- (a) Everytown, including but not limited to, with Jason Lillien, Nicholas Suplina, Rachel Nash, Michael-Sean Spence, and/or Michael Kane;
- (b) Office of the Governor of the State of New York;
- (c) New York State Department of Financial Services;
- (d) Former or current members of the NRA's Board of Directors, the NRA's officers, employees, or representatives of vendors of the NRA or any witnesses whose testimony or out-of-court statements You may offer in evidence at trial.

RESPONSE:**INTERROGATORY NO. 5:**

Identify (a) all public statements made and/or attributed to James concerning judicial dissolution of the NRA and (b) the Persons involved in the drafting, contents, timing, and release of any such statements.

RESPONSE:

INTERROGATORY NO. 6:

Identify (a) all Campaign solicitations in which James or other Persons used James's statements regarding the NRA as a basis for the solicitations and (b) the Persons involved in the drafting, contents, timing, and release of any such Campaign solicitations.

RESPONSE:**INTERROGATORY NO. 7:**

Identify Your internal or publicly disclosed guidelines, policies and/or procedures for seeking the involuntary judicial dissolution of not-for-profit corporations.

RESPONSE:**INTERROGATORY NO. 8:**

Identify Persons whose Documents and data were preserved and searched to comply with the OAG's data preservation and discovery obligations.

RESPONSE:

Dated: New York, New York
January 16, 2022

By: /s/ Mordecai Geisler

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