

August 14, 2024  
Honorable Judge Joel M. Cohen  
Supreme Court of the State of New York  
County of New York – Civil Term  
60 Centre Street  
New York, N.Y. 10007  
Email: sfc-part3@nycourt.gov

RE: PEOPLE OF THE STATE OF NEW YORK v. THE NATIONAL RIFLE ASSOCIATION OF AMERICA, et al Part 3

Dear Honorable Judge Joel M. Cohen:

The leaders of the NRA who have not accepted responsibility for the malfeasance and misuse of NRA members donations and also have proclaimed publicly that the NRA is a victim and prevailed in this trial, do not speak on behalf of the majority of NRA Directors and the NRA members. Therefore, due to this negligent omission, we reluctantly come before you with due care as long-term representatives of NRA members and advocate for the best interests of the members and the NRA organization. Our fiduciary duty to the NRA demands that we respond directly to the court ordered request for relief. Our duly elected representatives: Doug Hamlin-EVP/CEO, William Bachenberg-1<sup>st</sup> Vice President, and Mark Vaughn- 2<sup>nd</sup> Vice President, have been denied an audience and participation in the negotiations with the NYAG's representatives. Therefore, we believe, through the preponderance of evidence, the relief sought by the NRA will not be adequately considered without the hereinafter response to your request for input into specific forms of relief.

The specific forms of relief identified by the Court:

1. Incorporating some or all of the "NRA Compliance Commitments to Members" document into a court order.
2. Expanding, for at least three years, the path to candidacy for board elections; specifically, limiting the hegemony of the Nominating Committee for enough board cycles to cover all 76 board members.....
3. Retaining a compliance consultant for three years to work with the NRA's in-house Compliance Officer and staff to make recommendations to the board.....
4. Changing the Audit Committee so that it would not include people, at least not -- at the very least not -- as chair or co-chair, that served on the committee during the violations found in this action.....
5. Creating more protections for the Compliance Officer position recently created.....
6. A bylaw referendum for members to consider at the next annual meeting on whether to reduce the size of the board or reorganize it to create a smaller group.....

Request for relief for the NRA:

1. NRA Compliance Commitments to Members will be presented to the Board of Directors at the September 2024 meeting for adoption. We also vow to make any necessary bylaw changes to adopt these commitments permanently into the NRA bylaws to be ratified as soon as possible by the members at the annual meeting in May 2025.
2. The NRA 2.0 leadership has recruited candidates to be considered in the next election cycle and we request that all eligible candidates be automatically included on the next election ballot which will be voted on by members in January 2025. The Nominating Committee should be directed to approve every candidate who meets the basic qualifications: Life Member or above for at least five years. Any current Directors running for reelection should be excluded from the ballot if the Director has poor attendance in the previous year of service.
3. We vow to hire a compliance consultant for a minimum of three years to provide consultation and advice to the NRA's Compliance Director.

4. We ask the Court to immediately dissolve the Special Litigation Committee (SLC) due to the absence of a conflict of interest with the newly elected EVP/CEO and General Council.
5. We ask the court to order that all committee assignments be reassigned before the September 2024 board meeting by the NRA officers (President, 1<sup>st</sup> Vice President, and 2<sup>nd</sup> Vice President) which would be agreed upon by a majority of the officers for each chair, vice chair, and individual member of every committee.
6. All individuals identified in phase 1 trial as in support of, enabling, facilitating the misuse of funds of the NRA, and all identified “cabal” members be banned from holding any office, chair or vice chair or tier 1 committee member for 3 years.
7. We ask the court to order that any Director who received payments directly or indirectly from the NRA or NRA-ILA, should be removed wholly from the Board of Directors for a minimum of three years due to the inherent conflict of interest as a related party transaction.
8. We ask the court to extend the term of the duly elected salaried officers (EVP/CEO, Secretary, Treasurer, and Chief Compliance Officer) to a term of three years and the bylaws be changed to reflect same.
9. We ask the court to order the NYAG’s representatives to initiate collection proceedings for restitution damages assessed by the court against defendants Wayne LaPierre and Wilson Phillips.
10. We propose that the appropriate size of the NRA Board of Directors be determined in reviewing best practices of similar boards with significant numbers of committees. We suggest that this item be delegated to the new leadership of NRA 2.0 to investigate and propose a solution to the NYAG’s charitable division that can be mutually agreed upon.

We the undersigned have with great care and perseverance worked tirelessly for several years to correct the abuses that have occurred at the NRA due to misuse of members’ funds and a total lack of fiduciary oversight by Management and the Board of Directors. We beseech the court for the relief identified herein, so that “NRA 2.0 representing a clear break from the past” can proceed quickly to support the mission of the NRA for the members. We also strongly believe these requested reliefs are absolutely imperative!

Sincerely,



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