

*SEP*  
*FILED*  
*2024*  
*SMB*  
*Ed for PTH*

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

-----X  
PEOPLE OF THE STATE OF NEW YORK, BY  
LETITIA JAMES, ATTORNEY GENERAL OF  
THE STATE OF NEW YORK,

Plaintiff,

-against-

THE NATIONAL RIFLE ASSOCIATION OF  
AMERICA, INC., WAYNE LAPIERRE,  
WILSON PHILLIPS, JOHN FRAZER, and  
JOSHUA POWELL,

Defendants.  
-----X

Index No. 451625/2020

Hon. Joel M. Cohen

**VERDICT SHEET**

**INSTRUCTIONS**

- A. Five (5) jurors must agree on the answer to each question. The same five (5) jurors, however, do NOT need to agree on the answers to all questions.
- B. If a juror disagrees with an answer of the other five (5) jurors, the juror who disagrees must sign on the line indicated as "Dissenting Juror."
- C. Answer each question in the order in which it is presented and follow the instructions that appear in italics after each answer.
- D. At the end of this verdict sheet each juror must sign to certify that:
  - (1) the verdict sheet is accurate;
  - (2) at least five (5) jurors agreed to the answers provided; and
  - (3) all jurors participated in the deliberations.
- E. When the verdict sheet is complete, report your verdict to the Court.
- F. Please proceed to the questions below.

*COURT*  
**EXHIBIT**  
*XI*  
*2-16-24*

**I. PROPER ADMINISTRATION OF THE NRA'S CHARITABLE ASSETS UNDER EPTL§ 8-1.4**

**QUESTION 1:** Did the Plaintiff prove by a preponderance of the evidence that the NRA failed to properly administer the organization and its assets at any time between March 20, 2014 and May 2, 2022?

At least 5 jurors must agree on the answer to this question.

YES  NO

**Signature of Dissenting Juror (if any):** \_\_\_\_\_

*Please proceed to Question 2.*

**II. VIOLATION OF DUTY UNDER N-PCL §§ 717 and 720**

**QUESTION 2 (a):** Did Plaintiff prove by a preponderance of the evidence that, at any time between March 20, 2014 and May 2, 2022, Defendant Wayne LaPierre violated his statutory obligation to discharge the duties of his position in good faith and with the care an ordinarily prudent person in a like position would exercise under similar circumstances?

At least 5 jurors must agree on the answer to this question.

YES  NO

**Signature of Dissenting Juror (if any):** \_\_\_\_\_

*If you answered "YES" to this Question, please proceed to Question 2(b). If you answered "NO," please move to Question 3.*

**QUESTION 2 (b):** If you answered "YES," to Question 2(a), do you find that the violation(s) caused monetary harm to the NRA?

At least 5 jurors must agree on the answer to this question.

YES  NO

**Signature of Dissenting Juror (if any):** \_\_\_\_\_

*If you answered "YES" to this Question, please proceed to Question 2(c). If you answered "NO," please move to Question 3.*

**QUESTION 2 (c):** If you answered “YES” to Question 2(b) above, what is the dollar amount of monetary harm sustained by the NRA as a result of Wayne LaPierre’s violation(s) of his statutory duties from March 20, 2014, through May 2, 2022:

At least 5 jurors must agree on the answer to this question.

\$ 5,400,000

**Signature of Dissenting Juror (if any):** \_\_\_\_\_

*Please proceed to Question 2(d).*

**QUESTION 2 (d):** Of the amount entered in response to Question 2(c) above, what portion, if any, did Wayne LaPierre establish by a preponderance of the evidence that he has repaid to the NRA?

At least 5 jurors must agree on the answer to this question.

\$ 1,048,769.98

**Signature of Dissenting Juror (if any):** \_\_\_\_\_

*Please proceed to Question 3.*

**QUESTION 3 (a):** Did Plaintiff prove by a preponderance of the evidence that, at any time between March 20, 2014, and December 31, 2018 (the date of his retirement), Defendant Wilson Phillips violated his statutory obligation to discharge the duties of his position in good faith and with the care an ordinarily prudent person in a like position would exercise under similar circumstances?

At least 5 jurors must agree on the answer to this question.

YES  NO

**Signature of Dissenting Juror (if any):** \_\_\_\_\_

*If you answered "YES" to this Question, please proceed to Question 3(b). If you answered "NO," please move to Question 4.*

**QUESTION 3 (b):** If you answered "YES," to Question 3(a), do you find that the violation(s) caused monetary harm to the NRA?

At least 5 jurors must agree on the answer to this question.

YES  NO

**Signature of Dissenting Juror (if any):** \_\_\_\_\_

*If you answered "YES" to this Question, please proceed to Question 3(c). If you answered "NO," please move to Question 4.*

**QUESTION 3 (c):** If you answered "YES" to Question 2(b) above, what is the dollar amount of monetary harm sustained by the NRA as a result of Wilson Phillips' violation(s) of his statutory duties of care and good faith from March 20, 2014, through December 31, 2018:

At least 5 jurors must agree on the answer to this question.

\$ 2,000,000

**Signature of Dissenting Juror (if any):** \_\_\_\_\_

*Please proceed to Question 4.*

**QUESTION 4 (a):** Did Plaintiff prove by a preponderance of the evidence that, at any time between March 20, 2014 and May 2, 2022, Defendant John Frazer violated his statutory obligation to discharge the duties of his position in good faith and with the care an ordinarily prudent person in a like position would exercise under similar circumstances?

At least 5 jurors must agree on the answer to this question.

YES  NO

**Signature of Dissenting Juror (if any):** \_\_\_\_\_

*If you answered "YES" to this Question, please proceed to Question 4(b). If you answered "NO," please move to Question 5.*

**QUESTION 4 (b):** If you answered "YES," to Question 4(a), do you find that the violation(s) caused monetary harm to the NRA?

At least 5 jurors must agree on the answer to this question.

YES  NO

**Signature of Dissenting Juror (if any):** \_\_\_\_\_

*If you answered "YES" to this Question, please proceed to Question 4(c). If you answered "NO," please move to Question 5.*

**QUESTION 4 (c):** If you answered "YES" to Question 4(b) above, what is the dollar amount of monetary harm sustained by the NRA as a result of John Frazer's violation(s) of his statutory duties of care and good faith from March 20, 2014 through May 2, 2022:

At least 5 jurors must agree on the answer to this question.

\$ \_\_\_\_\_

**Signature of Dissenting Juror (if any):** \_\_\_\_\_

*Please proceed to Question 5.*

**III. WRONGFUL RELATED PARTY TRANSACTIONS UNDER N-PCL§ 715**

**QUESTION 5 (a):** Did the Plaintiff prove by a preponderance of the evidence that Wayne LaPierre’s 2018 post-employment contract was a related party transaction in which Wayne LaPierre had a financial interest and in which the NRA is a participant that occurred between March 20, 2017 and May 2, 2022?

At least 5 jurors must agree on the answer to this question.

YES  NO

**Signature of Dissenting Juror (if any):** \_\_\_\_\_

*If you answered “YES” to this question, please proceed to Question 5(b). If you answered “NO” to Question 5(a), please move to Question 6.*

**QUESTION 5(b):** If your answer was “YES” to Question 5(a), did the Plaintiff prove by a preponderance of the evidence that the 2018 post employment contract was not properly approved in advance by the NRA Board or authorized committee?

At least 5 jurors must agree on the answers to these questions.

YES  NO

**Signature of Dissenting Juror (if any):** \_\_\_\_\_

*If you answered “YES” to this question, please proceed to Question 5(c). If you answered “NO,” please move to Question 6.*

**QUESTION 5 (c):** If you answered “YES” to Question 5(b), did Wayne LaPierre and/or the NRA prove by a preponderance of the evidence that the related party transaction was properly ratified by the NRA Board of Directors or an authorized committee?

At least 5 jurors must agree on the answer to this question.

YES  NO

**Signature of Dissenting Juror (if any):** \_\_\_\_\_

*Please proceed to Question 6.*

**QUESTION 6 (a):** Did the Plaintiff prove by a preponderance of the evidence that Wilson Phillips’s post-employment consulting contract is a related party transaction in which Wilson Phillips had a financial interest and in which the NRA is a participant that occurred between March 20, 2017 and May 2, 2018?

At least 5 jurors must agree on the answer to this question.

YES  NO

**Signature of Dissenting Juror (if any):** \_\_\_\_\_

*If you answered “YES” to this question, please proceed to Question 6(b). If you answered “NO,” please move to Question 7.*

**QUESTION 6 (b):** If you answered “YES” in Question 6(a), did the Plaintiff prove by a preponderance of the evidence that the post-employment consulting contract was not properly approved in advance by the NRA Board or authorized committee?

At least 5 jurors must agree on the answer to this question.

YES  NO

**Signature of Dissenting Juror (if any):** \_\_\_\_\_

*If you answered “YES” to this question, please proceed to Question 6(c). If you answered “NO,” please move to Question 7.*

**QUESTION 6 (c):** If you answered “YES” to Question 6(b), did Wilson Phillips and/or the NRA prove by a preponderance of the evidence that the post-employment consulting contract was properly ratified by the NRA Board of Directors or an authorized committee?

At least 5 jurors must agree on the answer to this question.

YES  NO

**Signature of Dissenting Juror (if any):** \_\_\_\_\_

*If you answered “YES” to this question, please proceed to Question 7. If you answered “NO,” please move to Question 6(d).*



**QUESTION 6 (d):** If you answered “NO” to Question 6(c) above, state the amount of actual damages (if any) sustained by the NRA as a result of that violation by Wilson Phillips.

At least 5 jurors must agree on the answer to this question.

\$ 0 \_\_\_\_\_

**Signature of Dissenting Juror (if any):** \_\_\_\_\_

*Please proceed to Question 6(e).*

**QUESTION 6 (e):** If you wrote in an amount of damages in response to Question 6(d), state the amount of value, if any, that the NRA received as a result of the related party transaction entered into by Wilson Phillips.

At least 5 jurors must agree on the answer to this question.

\$ \_\_\_\_\_

**Signature of Dissenting Juror (if any):** \_\_\_\_\_

*Please proceed to Question 6(f).*

**QUESTION 6 (f):** If you wrote in an amount in response to Question 6(d), and Question 6(e), what amount of restitution do you award be paid to the NRA by Wilson Phillips? **(the amount in 6(d) minus the amount in 6(e)).**

At least 5 jurors must agree on the answer to this question.

YES \_\_\_ NO \_\_\_

\$ \_\_\_\_\_

**Signature of Dissenting Juror (if any):** \_\_\_\_\_

*Please proceed to Question 6(g).*

**QUESTION 6 (g):** Did the Plaintiff prove by a preponderance of the evidence that Wilson Phillips engaged in the unlawful related party transaction willfully and intentionally? If so, please state the amount of additional damages, if any, to be awarded to Plaintiff. **The amount must not exceed twice the amount of restitution to the NRA (the amount you wrote in 6(f)).**

At least 5 jurors must agree on the answer to this question.

YES  NO

\$ 0 \_\_\_\_\_

Signature of Dissenting Juror (if any): \_\_\_\_\_

*Please proceed to Question 7.*

**QUESTION 7 (a):** Did the Plaintiff prove by a preponderance of the evidence that one or more of the following is a related party transaction in which a related party had a financial interest and in which the NRA is a participant that occurred between March 20, 2017 and May 2, 2022?

At least 5 jurors must agree on the answers to these questions.

Transaction	Yes	No	Dissenting Juror, if any
i. Hair and Makeup Expenses for Susan LaPierre	✓		
ii. Board Member Dave Butz (personal appearances and shooting instructions)	✓		
iii. Board Member Sandra Froman (payments in connection with speaking engagements of Ms. Froman)	✓		
iv. Officer and Board Member Oliver North (Ackerman McQueen contract)	✓		
v. Board Member Marion Hammer – direct payments by NRA (consulting services)	✓		
vi. Board Member Marion Hammer – direct payments by NRA ILA (consulting services)	✓		
vii. Board Member Marion Hammer – payments to United Sportsmen of Florida (financial interest in grant payments post 2017)	✓		
viii. Officer Joshua Powell /McKenna (wife's interest in payments by the NRA to McKenna & Associates)	✓		
ix. Officer Joshua Powell/Jim Powell Photography (father's interest in payments by the NRA to Jim Powell Photography)	✓		
x. Board Member David Keene (payments for speaking engagements)	✓		1

*If you answered "YES" to any part of this question, please proceed to Question 7(b). If you answered "NO" to each part of Question 7(a), please move to Question 8.*

**QUESTION 7 (b):** For each transaction as to which you answered “YES” in Question 7(a), did the Plaintiff prove by a preponderance of the evidence that the transaction was not properly approved in advance by the NRA Board or authorized committee?

At least 5 jurors must agree on the answers to these questions.

Transaction	Yes	No	Dissenting Juror, if any
i. Hair and Makeup Expenses for Susan LaPierre	✓		
ii. Board Member Dave Butz (personal appearances and shooting instructions)	✓		
iii. Board Member Sandra Froman (payments in connection with speaking engagements of Ms. Froman)	✓		
iv. Officer and Board Member Oliver North (Ackerman McQueen contract)	✓		
v. Board Member Marion Hammer – direct payments by NRA (consulting services)	✓		
vi. Board Member Marion Hammer – direct payments by NRA ILA (consulting services)	✓		
vii. Board Member Marion Hammer – payments to United Sportsmen of Florida (financial interest in grant payments post 2017)	✓		
viii. Officer Joshua Powell /McKenna (wife’s interest in payments by the NRA to McKenna & Associates)	✓		
ix. Officer Joshua Powell/Jim Powell Photography (father’s interest in payments by the NRA to Jim Powell Photography)	✓		
x. Board Member David Keene (payments for speaking engagements)	✓		

*If you answered “YES” to this question, please proceed to Question 7(c). If you answered “NO” to this question, please move to Question 8.*

**QUESTION 7 (c):** If you answered “YES” to Question 7(b), did the NRA prove by a preponderance of the evidence that any of the following related party transactions was properly ratified by the NRA Board of Directors or an authorized committee?

At least 5 jurors must agree on the answers to these questions.

Transaction	Yes	No	Dissenting Juror, if any
i. Hair and Makeup Expenses for Susan LaPierre		✓	
ii. Board Member Dave Butz (personal appearances and shooting instructions)	✓		
iii. Board Member Sandra Froman (payments in connection with speaking engagements of Ms. Froman)	✓		
iv. Officer and Board Member Oliver North (Ackerman McQueen contract)	✓		
v. Board Member Marion Hammer – direct payments by NRA (consulting services)	✓		
vi. Board Member Marion Hammer – direct payments by NRA ILA (consulting services)	✓		1
vii. Board Member Marion Hammer – payments to United Sportsmen of Florida (financial interest in grant payments post 2017)	✓		
viii. Officer Joshua Powell /McKenna (wife’s interest in payments by the NRA to McKenna & Associates)	✓		
ix. Officer Joshua Powell/Jim Powell Photography (father’s interest in payments by the NRA to Jim Powell Photography)	✓		
x. Board Member David Keene (payments for speaking engagements)		✓	

Please proceed to Question 8.

**IV. REMOVAL OF OFFICERS UNDER N-PCL §§ 706, 714, 715**

**QUESTION 8 (a):** Did the Plaintiff prove by a preponderance of the evidence that there is cause for the removal of Defendant Wayne LaPierre as Executive Vice President of the NRA?

At least 5 jurors must agree on the answer to this question.

YES  NO

**Signature of Dissenting Juror (if any):** \_\_\_\_\_

*Please proceed to Question 8(b).*

**QUESTION 8 (b):** Did the Plaintiff prove by a preponderance of the evidence that there is cause for the removal of John Frazer as Secretary of the NRA?

At least 5 jurors must agree on the answer to this question.

YES  NO

**Signature of Dissenting Juror (if any):** \_\_\_\_\_

*Please proceed to Question 9.*

**V. VIOLATION OF WHISTLEBLOWER PROTECTIONS UNDER N-PCL 715-b**

**QUESTION 9 (a):** Did the Plaintiff prove by a preponderance of the evidence that the NRA violated N-PCL § 715-b by failing to adopt a whistleblower policy that complied with New York law at any time between March 20, 2017 and January 22, 2020?

At least 5 jurors must agree on the answer to this question.

YES  NO

**Signature of Dissenting Juror (if any):** \_\_\_\_\_

*Please proceed to Question 9(b).*

**QUESTION 9 (b):** Did the Plaintiff prove by a preponderance of the evidence that the NRA violated N-PCL § 715-b by failing to evaluate whistleblower complaints or by failing to ensure compliance by permitting any of the following individuals to suffer intimidation, harassment, discrimination or other retaliation to discourage reporting of improper conduct at any time between March 20, 2017 and May 2, 2022?

At least 5 jurors must agree on the answer to this question.

	Yes	No	Dissenting Juror, if any
i. Lt. Col Oliver North	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
ii. Richard Childress	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
iii. Esther Schneider	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
iv. Timothy Knight	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
v. Sean Maloney	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
vi. Rocky Marshall	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
vii. Philip Journey	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
viii. Craig Spray	<input checked="" type="checkbox"/>	<input type="checkbox"/>	

*Please proceed to Question 10.*

**VI. FALSE FILINGS CLAIMS UNDER EXECUTIVE LAW 172-D(1), 175(2)(D)**

**QUESTION 10 (a):** Did the Plaintiff prove by a preponderance of the evidence that any of the NRA’s annual CHAR500 filings, which include the NRA IRS Form 990, between March 20, 2017 and May 2, 2022, contained a statement or omission that was materially false?

At least 5 jurors must agree on the answer to this question.

YES  NO

**Signature of Dissenting Juror (if any):** \_\_\_\_\_

*If your answer to this question is “Yes,” please proceed to Question 10(b). If your answer to this question is “No,” please sign and date the last page of this Verdict Form.*

**QUESTION 10 (b):** If you answered “Yes” to Question 10 (a), did the Plaintiff prove by a preponderance of the evidence that John Frazer made or authorized a materially false statement or omission in any of the NRA’s annual CHAR500 filings, which include the NRA IRS Form 990, between March 20, 2017 and May 2, 2022, and that Mr. Frazer knew or should have known that the statement or omission was materially false?

At least 5 jurors must agree on the answer to this question.

YES  NO

**Signature of Dissenting Juror (if any):** \_\_\_\_\_

*After answering Question 10, please sign and date the last page of this Verdict Form.*



**SIGNATURE AND CERTIFICATION PAGE**

We, the undersigned jurors, certify that:

1. this verdict sheet is accurate; and
2. at least five (5) jurors voted for the responses provided; and
3. all jurors participated in the deliberations.

ALL SIX (6) JURORS SIGN MUST SIGN BELOW

1. \_\_\_\_\_
2. \_\_\_\_\_
3. \_\_\_\_\_
4. \_\_\_\_\_
5. \_\_\_\_\_
6. \_\_\_\_\_

*PLEASE REPORT TO THE COURT OFFICER THAT YOU HAVE REACHED A VERDICT.*