



STATE OF NEW YORK
OFFICE OF THE ATTORNEY GENERAL

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November 2, 2018

The Honorable Barry R. Ostrager
Supreme Court, New York County
60 Centre Street, Room 232
New York, NY 10007

Re: *State of New York v. Exxon Mobil Corporation*, Index No. 452044/2018

Dear Justice Ostrager:


I write on behalf of the Office of the Attorney General (“OAG”) and Exxon Mobil Corporation (“Exxon”) pursuant to the Court’s direction in its October 31, 2018 Notice. The information requested by the Court concerning documents filed in the subpoena enforcement proceeding (Index No. 451962/2016) is as follows.

1. The Court recorded 434 docket entries in connection with filings made during the investigation.
 - The parties submitted 291 exhibits in connection with those filings.
 - The parties filed 485 pages of briefs and affidavits.
2. Exxon and its auditor, PricewaterhouseCoopers LLP (“PwC”), collectively produced 559,230 documents since October 14, 2016, the date on which OAG moved to compel the production of documents in the possession of PwC.
 - Exxon produced 471,036 documents and PwC produced 88,194 documents during this timeframe.
 - Exxon produced 382,777 documents to OAG after January 17, 2017, the date on which Exxon agreed to supplement its production with additional search terms pursuant to the Court’s order.
 - PwC produced 31,707 documents after September 12, 2017, the date on which the Court of Appeals denied Exxon’s motion for leave to appeal this Court’s ruling that no accountant-client privilege applied, and the parties’ stipulation staying production of the documents in dispute expired.

- PwC identified 6,227 documents in its productions as having been originally withheld due to the asserted accountant-client privilege.
3. OAG conducted 23 examinations during the investigation. The parties expressly referenced 12 of those examinations in filings before this Court.
 4. The transcripts of seven hearings this Court held consist of 281 pages.

Respectfully submitted,

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