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 11 OPENAI GLOBAL, LLC, OAI CORPORATION,  
 OPENAI HOLDINGS, LLC, OPENAI HOLDCO,  
 12 LLC, OPENAI INVESTMENT LLC, OPENAI  
 STARTUP FUND SPV I, L.P., and OPENAI  
 13 STARTUP FUND SPV GP I, L.L.C.

14 UNITED STATES DISTRICT COURT  
 15 NORTHERN DISTRICT OF CALIFORNIA  
 16

17 J. DOE 1, et al.,  
 18 Plaintiffs,  
 19 v.  
 20 GITHUB, INC., MICROSOFT  
 CORPORATION, OPENAI, INC., et al.,  
 21 Defendants.  
 22

Case No. 4:22-cv-06823-JST  
 Case No. 4:22-cv-07074-JST

Hon. Jon S. Tigar

**OPENAI DEFENDANTS' NOTICE OF  
 SUPPLEMENTAL AUTHORITY  
 RELEVANT TO THE JOINT  
 DISCOVERY LETTER (ECF NO. 248)**

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1 Pursuant to Local Rule 7-3(d), Defendants OpenAI, Inc., OpenAI, L.P., OpenAI OpCo,  
 2 L.L.C., OpenAI GP, L.L.C., OpenAI Startup Fund GP I, L.L.C., OpenAI Startup Fund I, L.P.,  
 3 OpenAI Startup Fund Management, LLC, OpenAI, L.L.C., OpenAI Global, LLC, OAI  
 4 Corporation, OpenAI Holdings, LLC, OpenAI HoldCo, LLC, OpenAI Investment LLC, OpenAI  
 5 Startup Fund SPV I, L.P., and OpenAI Startup Fund SPV GP I, L.L.C. (“OpenAI Defendants”)  
 6 hereby notify the Court of newly issued authority relevant to the Parties’ joint discovery letter  
 7 filed on April 18, 2024 (ECF No. 248). On May 7, 2024, the United States District Court for the  
 8 Northern District of California issued an order granting in part and denying in part Plaintiffs’  
 9 motion to compel interrogatory responses. *In re OpenAI ChatGPT Litigation*, No. 23-cv-03223-  
 10 AMO (RMI), ECF No. 138 (N.D. Cal. May 7, 2024). In pertinent part, the Court denied  
 11 Plaintiffs’ request to compel “information about individuals and entities who possess or have  
 12 possessed stock or ownership interests in OpenAI greater than five percent” after concluding that  
 13 “this discovery appears to be more in the nature of a fishing expedition based on suspicion and  
 14 assumption rather than a request for discoverable material premised on concrete facts and  
 15 assertions.” *Id.* at 3-4. Specifically, the Court found that “[t]he asserted basis for compelling this  
 16 discovery appears to be purely speculative – as does the contention that the identities of these  
 17 shareholders would help Plaintiffs ‘understand the Defendants’ corporate relationship and  
 18 structure of relationship.” *Id.* at 4. A true and correct copy of the decision is attached as

19 **Exhibit A.**

20 Dated: May 8, 2024

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21 /s/ Allyson R. Bennett

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