

1 Joseph R. Saveri (State Bar No. 130064)
 Cadio Zirpoli (State Bar No. 179108)
 2 Christopher K.L. Young (State Bar No. 318371)
 David W. Lerch (State Bar No. 229411)
 3 Elissa A. Buchanan (State Bar No. 249996)
 Evan Creutz (State Bar No. 349728)
 4 Holden J. Benon (State Bar No. 325847)
 Louis A. Kessler (State Bar No. 243703)
 5 **JOSEPH SAVERI LAW FIRM, LLP**
 601 California Street, Suite 1505
 6 San Francisco, California 94108
 Telephone: (415) 500-6800
 7 Facsimile: (415) 395-9940
 Email: jsaveri@saverilawfirm.com
 8 czirpoli@saverilawfirm.com
 cyoung@saverilawfirm.com
 9 dlerch@saverilawfirm.com
 eabuchanan@saverilawfirm.com
 10 ecreutz@saverilawfirm.com
 hbenon@saverilawfirm.com
 11 lkessler@saverilawfirm.com

Matthew Butterick (State Bar No. 250953)
 1920 Hillhurst Avenue, 406
 Los Angeles, CA 90027
 Telephone: (323) 968-2632
 Facsimile: (415) 395-9940
 Email: mb@buttericklaw.com

12 *Counsel for Individual and Representative*
 13 *Plaintiffs and the Proposed Class*

14 [Additional counsel on signature page]

15 **UNITED STATES DISTRICT COURT**
 16 **NORTHERN DISTRICT OF CALIFORNIA**
 17 **SAN FRANCISCO DIVISION**

18 SARAH ANDERSEN, et al.,

19 *Individual and Representative Plaintiffs,*

20 v.

21 STABILITY AI, LTD., et al.,

22 *Defendants.*

Case No. 3:23-cv-00201-WHO

**MOTION TO STRIKE DEFENDANT
 MIDJOURNEY, INC'S REPLY IN
 SUPPORT OF ADMINISTRATIVE
 MOTION FOR CLARIFICATION
 [ECF 225]**

1 Pursuant to Civil L.R. 7-11(c), a Motion for Administrative Relief “is deemed submitted for
2 immediate determination ... on the day after the opposition is due.” The local rules do not provide for
3 a reply brief in support of a motion for administrative relief. Because the Court has not granted
4 Midjourney leave to file a motion for reconsideration, a reply in support of a request for leave to file a
5 motion for consideration is similarly inappropriate. Plaintiffs’ respectfully request that the Court strike
6 Midjourney’s improper reply.

7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

1 Dated: September 13, 2024

By: /s/ Joseph R. Saveri

Joseph R. Saveri

2
3 Joseph R. Saveri (State Bar No. 130064)
4 Cadio Zirpoli (State Bar No. 179108)
5 Christopher K.L. Young (State Bar No. 318371)
6 David W. Lerch (State Bar No. 229411)
7 Elissa A. Buchanan (State Bar No. 249996)
8 Evan Creutz (State Bar No. 349728)
9 Holden J. Benon (State Bar No. 325847)
10 Louis A. Kessler (State Bar No. 243703)
11 **JOSEPH SAVERI LAW FIRM, LLP**
12 601 California Street, Suite 1505
13 San Francisco, California 94108
14 Telephone: (415) 500-6800
15 Facsimile: (415) 395-9940
16 Email: jsaveri@saverilawfirm.com
17 czirpoli@saverilawfirm.com
18 cyoung@saverilawfirm.com
19 dlerch@saverilawfirm.com
20 eabuchanan@saverilawfirm.com
21 ecreutz@saverilawfirm.com
22 hbenon@saverilawfirm.com
23 lkessler@saverilawfirm.com

24 Matthew Butterick (State Bar No. 250953)
25 1920 Hillhurst Avenue, #406
26 Los Angeles, CA 90027
27 Telephone: (323) 968-2632
28 Facsimile: (415) 395-9940
Email: mb@buttericklaw.com

29 Brian D. Clark (*pro hac vice*)
30 Laura M. Matson (*pro hac vice*)
31 Eura Chang (*pro hac vice*)
32 **LOCKRIDGE GRINDAL NAUEN P.L.L.P.**
33 100 Washington Avenue South, Suite 2200
34 Minneapolis, MN 55401
35 Telephone: (612)339-6900
36 Facsimile: (612)339-0981
37 Email: bdclark@locklaw.com
38 lmmatson@locklaw.com
39 echang@locklaw.com

40 *Counsel for Individual and Representative*
41 *Plaintiffs and the Proposed Class*