

Lesley E. Weaver (SBN 191305)
Anne K. Davis (SBN 267909)
Joshua D. Samra (SBN 313050)
STRANCH, JENNINGS & GARVELY, PLLC
1111 Broadway, Suite 300
Oakland, CA 94607
Tel. (341) 217-0550
lweaver@stranchlaw.com
adavis@stranchlaw.com
jsamra@stranchlaw.com

Joseph R. Saveri (SBN 130064)
Cadio Zirpoli (SBN 179108)
Christopher K.L. Young (SBN 318371)
Elissa A. Buchanan (SBN 249996)
Evan A. Creutz (SBN 349728)
Aaron Cera (SBN 351163)
Louis Kessler (SBN 243703)
Alexander Y. Zeng (SBN 360220)
JOSEPH SAVERI LAW FIRM, LLP
601 California Street, Suite 1505
San Francisco, CA 94108
Telephone: (415) 500-6800
Facsimile: (415) 395-9940
jsaveri@saverilawfirm.com
czirpoli@saverilawfirm.com
cyoung@saverilawfirm.com
eabuchanan@saverilawfirm.com
ecreutz@saverilawfirm.com
acera@saverilawfirm.com
lkessler@saverilawfirm.com
azeng@saverilawfirm.com

Plaintiffs' Interim Co-Lead Counsel
[Additional Counsel on Signature Page]

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION**

In re Google Generative AI Copyright Litigation

Master File Case No.: 5:23-cv-03440-EKL
Consolidated with Case No.: 5:24-cv-02531-EKL

**PLAINTIFFS' STATEMENT OF
NON-OPPOSITION IN RESPONSE TO
HATCHETTE BOOK GROUP, INC. AND
CENGAGE LEARNING, INC.'S MOTION TO
INTERVENE**

Master File Case No.: 5:23-cv-03440-EKL
Consolidated Case No.: 5:24-cv-02531-EKL

1 TO THE HONORABLE COURT, ALL PARTIES, AND THEIR COUNSEL OF RECORD:

2 NOTICE IS HEREBY GIVEN by and through Plaintiffs' counsel of record that Plaintiffs do not
3 oppose the Motion to Intervene (ECF No. 342 ("Publishers' Intervention Mot.")) filed by Proposed
4 Intervenors Hachette Book Group, Inc. and Cengage Learning, Inc. (collectively, "Proposed Intervenors")
5 but respectfully submit the following clarification regarding their position, pursuant to Civil L.R. 7-3(b).

6 Plaintiffs agree with Proposed Intervenors that this matter raises issues of significant importance
7 with potentially industry-shaping consequences for copyright law, and that publishers—like authors—have
8 a strong and legitimate interest in the enforcement of copyright protections in the face of a mass scale
9 infringement by Google. Those interests are fully aligned with, and fully reflected in, the claim alleged
10 here. Plaintiffs note that publishers are encompassed within the defined Books Class and subclasses,¹ which
11 include "all legal or beneficial owners of registered copyrights" for works used to train Google's generative
12 AI models. The proposed class definitions are consistent with the copyright law and its remedial
13 framework. *See* 17 U.S.C. § 504(c) (limiting statutory damages to "an award . . . for all infringements
14 involved in the action, with respect to any one work").

15 Plaintiffs are authors and image creators whose copyrighted works were copied and exploited
16 without authorization to train Google's large language models at issue. They seek relief that vindicates the
17 exclusive rights guaranteed by the Copyright Act, and advance the same interests publishers seek to
18 represent. Therefore, class certification is appropriate regardless of whether publishers are permitted to
19 intervene as the named parties. *See, e.g., Bartz v. Anthropic PBC*, 791 F. Supp. 3d 1038, 1052 (N.D. Cal.
20 2025) (granting class certification before publishers intervened because "author has a definite state in the
21 royalties, so the author has standing to sue;" and class definition that binds "both the legal and beneficial
22 owner[]" avoids the "risk of double jeopardy of defendant because there will be only one recovery per
23 work").

24 If the Court determines that intervention is appropriate, Plaintiffs will work cooperatively to ensure
25 the full and effective vindication of all infringed copyrights for creators and publishers alike.
26
27

28 ¹ ECF No. 251 ("Class Cert. Mot."); ECF No. 324 ("Class Cert. Reply") at 5–6.

Master File Case No.: 5:23-cv-03440-EKL

Consolidated Case No.: 5:24-cv-02531-EKL

Dated: January 29, 2026

Respectfully submitted,

By: /s/ Lesley Weaver

By: /s/ Joseph R. Saveri

Lesley E. Weaver (SBN 191305)

Joseph R. Saveri (SBN 130064)

Anne K. Davis (SBN 267909)

Cadio Zirpoli (SBN 179108)

Joshua D. Samra (SBN 313050)

Christopher K.L. Young (SBN 318371)

STRANCH, JENNINGS & GARVEY, PLLC

Evan A. Creutz (SBN 349728)

1111 Broadway, Suite 300

Elissa A. Buchanan (SBN 249996)

Oakland, CA 94607

Aaron Cera (SBN 351163)

Tel. (341) 217-0550

Louis Kessler (SBN 243703)

lweaver@stranchlaw.com

Alexander Y. Zeng (SBN 360220)

adavis@stranchlaw.com

JOSEPH SAVERI LAW FIRM, LLP

jsamra@stranchlaw.com

601 California Street, Suite 1505

San Francisco, CA 94108

Telephone: (415) 500-6800

Facsimile: (415) 395-9940

jsaveri@saverilawfirm.com

czirpoli@saverilawfirm.com

cyoung@saverilawfirm.com

ecreutz@saverilawfirm.com

eabuchanan@saverilawfirm.com

acera@saverilawfirm.com

lkessler@saverilawfirm.com

azeng@saverilawfirm.com

Plaintiffs' Interim Co-Lead Counsel

Brian D. Clark (admitted *pro hac vice*)

Ryan J. Clarkson (SBN 257074)

Laura M. Matson (admitted *pro hac vice*)

Yana Hart (SBN 306499)

Arielle S. Wagner (admitted *pro hac vice*)

Mark I. Richards (SBN 321252)

Consuela Abotsi-Kowu (admitted *pro hac vice*)

CLARKSON LAW FIRM, P.C.

LOCKRIDGE GRINDAL NAUEN PLLP

22525 Pacific Coast Highway

100 Washington Avenue South, Suite 2200

Malibu, CA 90265

Minneapolis, MN 55401

Telephone: 213-788-4050

Telephone: (612) 339-6900

rclarkson@clarksonlawfirm.com

Facsimile: (612) 339-0981

yhart@clarksonlawfirm.com

bdclark@locklaw.com

mrichards@clarksonlawfirm.com

lmmatson@locklaw.com

Matthew Butterick (SBN 250953)

aswagner@locklaw.com

BUTTERICK LAW

cmabotsi-kowo@locklaw.com

1920 Hillhurst Avenue, #406

Stephen J. Teti (admitted *pro hac vice*)

Los Angeles, CA 90027

LOCKRIDGE GRINDAL NAUEN PLLP

Telephone: (323) 968-2632

265 Franklin Street, Suite 1702

Facsimile: (415) 395-9940

Boston, MA 02110

mb@buttericklaw.com

Telephone: (617) 456-7701

sjteti@locklaw.com

Additional Counsel for Individual and Representative Plaintiffs and the Proposed Class

Master File Case No.: 5:23-cv-03440-EKL

Consolidated Case No.: 5:24-cv-02531-EKL

ATTESTATION PURSUANT TO CIVIL LOCAL RULE 5-1(i)(3)

I, Lesley E. Weaver, attest that concurrence in the filing of this document has been obtained from the other signatories. I declare under penalty of perjury that the foregoing is true and correct.

Executed on January 29, 2026, at Oakland, California.

/s/ Lesley E. Weaver

Lesley E. Weaver