

## Chat GPT Is Eating the World

AI COPYRIGHT WARS, COPYRIGHT, LAWSUITS, STATUS, UNCATEGORIZED

# Status of all copyright lawsuits v. AI (Feb. 18 , 2024)

February 18, 2024

Here's the latest status report of the U.S. copyright lawsuits against AI companies as of Feb. 18, 2024. The biggest development was **Judge Araceli Martinez-Olguin's granting in part OpenAI's motion to dismiss** the vicarious infringement claims, Section 1202 copyright management information claims, and some state law claims.

## Status of U.S. Copyright Lawsuits v. AI Cos.

| Case name   | Jurisdiction | Judge | Latest status   |
|---|--------------|-------|---|
| <a href="#"><u>Thomson Reuters Enterprise Centre GmbH et al v. ROSS Intelligence Inc.</u></a> | D. Del.      | Bibas | Trial on the copyright issues will begin on <b>August 26, 2024, at 9:00 a.m.</b> in Wilmington, Delaware and will last five days. Jury selection on <b>August 23, 2024, at 10:00 a.m.</b><br>Pending motions for SJ on defendant's antitrust claims |
| <a href="#"><u>Doe 1 v. Github, Inc.</u></a>  | ND Cal.      | Tigar | <b>Stipulated order:</b><br>1. Plaintiffs' oppositions to any motion(s) filed by Defendants in response to the SAC shall be due <b>March 27, 2024</b> .<br>2. Defendants' replies to any such motions shall be due <b>April</b>                     |

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|   |         |                         | <p><b>10, 2024..</b><br/> Plaintiffs filed <b>Second Amended Complaint</b> (Jan. 24, 2024) after<br/> <b>Judge Tigar granted in part Github, Microsoft's motion to dismiss</b>, leaving only 3 claims for breach of contract and unfair competition. [<a href="#">Summary</a>]</p>  |
| <p><a href="#">Sarah Andersen v. Stability AI Ltd</a></p>   | ND Cal. | Orrick                  | <p><a href="#">Runway AI filed MTD</a> (Feb. 8, 2024).<br/> <a href="#">DeviantArt filed MTD</a> (Feb. 8, 2024).<br/> <a href="#">Stability AI filed MTD</a> (Feb. 8, 2024).<br/> <a href="#">Midjourney filed MTD</a> (Feb. 8, 2024).</p> <p>1) The deadline for Plaintiffs to respond to motions to dismiss is <b>March 21, 2024</b><br/> 2) The deadline for Defendants to file Replies in support of any motions to dismiss is <b>April 18, 2024</b>.<br/> 3) Hearing on any Motion to Dsmiss set for <b>5/8/2024 02:00 PM</b> via Videoconference before Judge William H. Orrick, regarding <a href="#">First Amended Complaint</a>.</p> |
| <p><a href="#">Getty Images (US), Inc. v. Stability AI Ltd</a></p>  | D. Del. | Hall                    | <p><a href="#">NOTICE to Take Deposition</a> of Peter O'Donoghue on February 22, 2024 filed by Getty Images. Defendants' Motion to Dismiss or Transfer (D.I. 16 ) is DISMISSED without prejudice to re-file after the conclusion of jurisdictional discovery. Case reassigned to Judge Jennifer Hall.</p>   |
| <p><a href="#">Richard Kadrey v. Meta Platforms, Inc.</a></p> <p><a href="#">Chabon v. Meta Platforms</a><br/> consolidated with Kadrey v. Meta Platforms above</p> | ND Cal. | Chhabria                | <p>For the reasons discussed at the 1/25/2024 hearing, the 65 Motion to Appoint Lead Plaintiff and Lead Counsel is denied without prejudice.<br/> <a href="#">First Amended Complaint</a> filed on Dec. 11, 2023.</p>   |
| <p><a href="#">Paul Tremblay v. OpenAI, Inc.</a></p> <p><a href="#">Sarah Silverman v. OpenAI, Inc.</a><br/> consolidated</p>                                       | ND Cal. | Araceli Martinez-Olguin | <p><a href="#">Order Granting in Part OpenAI's motion</a> to dismiss vicarious infringement claim, Section 1202 CMI claims, negligence,</p>   |

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| <p><u>Chabon v. OpenAI</u><br/>consolidated</p> <p>Three cases consolidated and recaptioned <b>In re OpenAI ChatGPT Litigation</b>, Case No. 23-cv-03223.</p> |                |                                | <p>and unjust enrichment.</p> <p>Granted leave to amend for the plaintiffs to file an amended complaint consolidating three cases into one proceeding now captioned <b>In re OpenAI ChatGPT Litigation</b>: the claims in 23-cv-3223-AMO (Tremblay et al. v. OpenAI, Inc. et al.), 23-cv-04625-AMO (Chabon et al. v. OpenAI, Inc. et al.), 23-cv-03416 (Silverman et al. v. OpenAI, Inc. et al.).</p> <p><u>Pretrial Order No. 1 with stipulation and Order to consolidate cases</u></p> |
| <p><u>J.L. v. Alphabet Inc</u></p>  | <p>ND Cal.</p> | <p>Araceli Martinez-Olguin</p> | <p><u>Google filed motion to dismiss</u> some claims (Feb. 9, 2024)</p> <p>ORDER GRANTING AS MODIFIED 31 STIPULATION to Continue Case Management Conference and Authorize Briefs in Excess of Default Page Limits. Case Management Statement due by noon on <b>5/30/2024</b>. Initial Case Management Conference set for <b>6/6/2024 at 10:00 AM</b> in San Francisco, Courtroom 10, 19th Floor.</p> <p><u>First Amended Complaint</u> filed on January 5, 2024.</p>                     |
| <p><u>Authors Guild v. Open AI</u></p> <p><u>Julian Sancton v. OpenAI, Microsoft</u><br/>consolidated with Authors Guild v. OpenAI</p>                        | <p>SNDY</p>    | <p>Stein</p>                   | <p><u>Answer filed by OpenAI</u> (Feb. 16, 2024)<br/><u>Answer filed by Microsoft</u> (Feb. 16, 2024)</p> <p><u>CONSOLIDATED COMPLAINT filed</u> (Feb. 2, 2024).</p> <p><u>Joint Stipulation re motions for SJ, class certification, and discovery schedule</u></p> <p>The Parties stipulate and agree, and upon entry of this stipulation by the Court, it is hereby ordered, that fact discovery, expert discovery, and the briefing of any motion for</p>                             |

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|   |                             |              | summary<br>judgment will be completed on<br>or before <b>February 28, 2025.</b>  |
| <u><a href="#">Huckabee v. Meta Platforms Inc</a></u>                       | SDNY transferred to ND Cal. | Tse          | Case transferred in from District<br>of New York Southern; Case<br>Number 1:23-cv-09152.<br>Case Management Statement<br>due by <b>3/22/2024.</b><br>Initial Case Management<br>Conference set for <b>3/29/2024</b><br><b>02:00 PM</b> in San Francisco,<br>Courtroom A, 15th Floor  |
| <u><a href="#">Concord Music Group, Inc. et al<br/>v. Anthropic PBC</a></u> | M.D. Tenn.                  | Crenshaw Jr. | ORDER SETTING CASE FOR<br>TRIAL: Jury Trial is set for<br><b>11/18/2025</b> at 09:00 AM in<br>Courtroom 6B before Chief<br>Judge Waverly D. Crenshaw Jr.<br>Exhibit List due by <b>11/3/2025.</b><br>Witness List due by<br><b>11/3/2025.</b><br>Pretrial Conference is set for<br><b>11/10/2025</b> at 10:00 AM in<br>Courtroom 6B before Chief<br>Judge Waverly D. Crenshaw Jr.<br>Proposed Pretrial Order due by<br><b>11/3/2025.</b><br><br><u><a href="#">Anthropic's Motion to Dismiss</a></u><br>(Nov. 22, 2023)<br><u><a href="#">Plaintiffs' Response</a></u> (Jan. 22,<br>2024)<br><u><a href="#">Anthropic's Reply</a></u> (Feb. 14,<br>2024)<br><br><u><a href="#">Plaintiffs' Motion for Preliminary<br/>Injunction</a></u> (Nov. 16, 2023)<br><u><a href="#">Anthropic's opposition</a></u> (Jan. 15,<br>2024)<br><u><a href="#">Plaintiffs' Reply</a></u> (Feb. 14, 2024) |
| <u><a href="#">New York Times v. Microsoft</a></u>                          | SDNY                        | Stein        | Defendants' lawyers filed notices<br>of appearances<br><u><a href="#">Complaint filed</a></u> (Dec. 28, 2023)  |

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