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(Additional counsel listed on the next page)

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

OAKLAND DIVISION

ELON MUSK et al.,

Plaintiffs,

v.

SAMUEL ALTMAN, et al.,

Defendants.

Case No. 4:24-cv-04722-YGR

JOINT STIPULATION RE: COUNTERCLAIM DEFENDANTS MUSK AND XAI'S TIME TO RESPOND TO OPENAI COUNTERCLAIMANTS' COUNTERCLAIMS

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Counterclaim Defendants Elon Musk and X.AI Corp. (collectively, the "Counterclaim Defendants") and Counterclaim Plaintiffs OpenAI, Inc., OpenAI OpCo, LLC, and OpenAI Global, LLC (collectively, the "OpenAI Counterclaimants" and with Counterclaim Defendants the "Parties"), by and through their counsel, pursuant to Northern District of California Local Rule 6-1(a), hereby stipulate as follows:

WHEREAS, on April 9, 2025, the OpenAI Counterclaimants filed their Counterclaims, Answer, and Defenses, Dkt. 147, asserting two counterclaims against Counterclaim Defendants ("Counterclaims");

WHEREAS, pursuant to Federal Rule of Civil Procedure 12, Counterclaim Defendants' response to the Counterclaims is due by April 30, 2025;

IT IS HEREBY STIPULATED AND AGREED, by the Parties that:

1. Counterclaim Defendants shall have until May 7, 2025 to respond to the Counterclaims.

Dated: April 29, 2025

TOBEROFF & ASSOCIATES, P.C.

By: */s/ Marc Toberoff*
Marc Toberoff (CA SBN 188547)

Attorneys for Elon Musk, Shivon Zilis, and X.AI Corp.

Dated: April 29, 2025

MORRISON & FOERSTER LLP

By: */s/ Jordan Eth*
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SIGNATURE ATTESTATION

I hereby attest that the signatories listed above, on whose behalf this stipulation is submitted, concur in the filing's content and have authorized the filing.

Dated: April 29, 2025

/s/ Marc Toberoff
Marc Toberoff (CA SBN 188547)