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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

Judge Yvonne Gonzalez Rogers

JOINT STIPULATION AND ~~[PROPOSED]~~ ORDER REGARDING DEFENDANT MICROSOFT CORPORATION AND PHASE ONE NON-PARTY REID HOFFMAN'S STIPULATED ADMINISTRATIVE MOTION TO FILE CORRECTED DECLARATION OF REID HOFFMAN

Action filed: August 5, 2024

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STIPULATION OF THE PARTIES

WHEREAS, on December 12, 2024, Phase One Non-Party Reid Hoffman executed the Declaration of Reid Hoffman in Support of Microsoft Corporation ("Microsoft"), Reid Hoffman, and Deannah Templeton's Opposition to Plaintiffs' Motion for a Preliminary Injunction ("December 12 Declaration") [Dkt. 65-21];

WHEREAS, Microsoft has notified Plaintiffs and the OpenAI Defendants (collectively, the "Parties") that the December 12 Declaration contains inadvertent errors that have recently come to light during discovery;

WHEREAS, Microsoft and Mr. Hoffman wish to correct the December 12 Declaration with a Corrected Declaration (attached as **Exhibit A** to Microsoft and Mr. Hoffman's Stipulated Motion for Administrative Relief) to ensure an accurate record;

NOW, THEREFORE, the Parties agree that Microsoft and Mr. Hoffman may file the Corrected Declaration.

IT IS SO STIPULATED.

DATED: September 24, 2025

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By: */s/ Russell P. Cohen*

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DATED: September 24, 2025

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Fund SPV GP I, L.L.C., OpenAI Startup Fund SPV GP II, L.L.C., OpenAI Startup Fund SPV GP III, L.L.C., OpenAI Startup Fund SPV GP IV, L.L.C., OpenAI Startup Fund SPV I, L.P., OpenAI Startup Fund SPV II, L.P., OpenAI Startup Fund SPV III, L.P., OpenAI Startup Fund SPV IV, L.P., Aestas Management Company, LLC, and Aestas LLC

DATED: September 24, 2025

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SIGNATURE ATTESTATION

Pursuant to Civil Local Rule 5.1 regarding signatures, I attest that concurrence in the filing of this document has been obtained from the other signatories.

Dated: September 24, 2025 *By: /s/ Russell P. Cohen*

~~[PROPOSED]~~ ORDER

GOOD CAUSE APPEARING, PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: September 29, 2025

Hon. Yvonne Gonzalez Rogers
United States District Judge