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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

SUPPLEMENT TO OMNIBUS SEALING STIPULATION ON UNDISPUTED SEALING REQUESTS

Judge: Hon. Yvonne Gonzalez Rogers

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Pursuant to Civil Local Rules 7-11 and 79-5, and Section 12 of this Court's Standing Order regarding Post-Briefing Omnibus Sealing Procedures, Plaintiff Elon Musk ("Plaintiff"), Defendants Samuel Altman, Gregory Brockman, OpenAI, Inc., OpenAI L.P., OpenAI, L.L.C., OpenAI GP, L.L.C., OpenAI OpCo, LLC, OpenAI Global, LLC, OAI Corporation, LLC, OpenAI Holdings, LLC, OpenAI Startup Fund Management, LLC, OpenAI Startup Fund GP I, L.L.C., OpenAI Startup Fund I, L.P., OpenAI Startup 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 (collectively, the "OpenAI Defendants"), and Defendant Microsoft Corporation ("Microsoft," and together with Plaintiff and the OpenAI Defendants, the "Parties") submit this Supplement to their Omnibus Sealing Stipulation concerning summary judgment submissions (Dkt. 368).

This Supplement concerns Exhibit 59 to the Declaration of Alexandra C. Eynon. The document was originally produced and designated confidential by one of the Parties, and was filed provisionally under seal at Dkt. 353-63. In connection with the Omnibus Sealing Stipulation concerning summary judgment submissions (Dkt. 368), all Parties agreed that the document could be made public, and the document was then publicly filed at Dkt. 379-106. Shortly after the document was publicly filed, a non-party notified the Parties that he asserts a confidentiality interest in certain personal financial information in the exhibit, but because that non-party did not originally produce the document, he had not been notified of the filing and had no prior opportunity to assert his personal confidentiality interest. *See* Civil Local Rule 79-5(f).

Under the circumstances, the Parties consent to supplementing the Omnibus Sealing Stipulation so that the Court may consider the non-party's redaction request. The Parties also do not oppose the non-party's redaction request, while reserving their rights with respect to the use of the information at trial. The publicly filed version of the exhibit at Dkt. 379-106 has been administratively sealed by the Clerk at the non-party's request pending the Court's determination of this request.

Additional Sealing Request

UNDISPUTED REQUESTS TO MAINTAIN A DOCUMENT UNDER SEAL OR WITH REDACTIONS				
Dkt. No. (Bates Identifier)	**Sealing Party**	**Portion to be Sealed**	**Description**	**Sealing Basis**
Dkt. 353-63 (OPENAI_MUSK00027460)	Ilya Sutskever	Redactions as indicated in the attached version	Ex. 59 to Eynon Declaration	The redacted portions of Exhibit 59 contain confidential information concerning the compensation of a former OpenAI executive.

Pursuant to the Post-Briefing Omnibus Sealing Procedures in Section 12 of the Court's Standing Order in Civil Cases, the Parties are submitting the following additional materials in connection herewith: (i) a Proposed Order on this additional Undisputed Sealing Request; (ii) a declaration supporting the request; and (iii) a proposed redacted version of the exhibit at issue.

IT IS SO STIPULATED.

Date: January 14, 2026

MORRISON & FOERSTER LLP

/s/ Jordan Eth
JORDAN ETH (CA SBN 121617)

Attorneys for the OpenAI Defendants

Date: January 14, 2026

DECHERT LLP

/s/ Russell P. Cohen
RUSSELL P. COHEN (SBN 213105)

Attorneys for Defendant Microsoft Corporation

Date: January 14, 2026

MOLOLAMKEN LLP

/s/ Robert K. Kry
ROBERT K. KRY (*pro hac vice*)

Attorneys for Plaintiffs Elon Musk and X.AI Corp.

ECF ATTESTATION

I, Jordan Eth, am the ECF User whose ID and password are being used to file this **SUPPLEMENT TO OMNIBUS SEALING STIPULATION ON UNDISPUTED SEALING REQUESTS**. In accordance with Civil Local Rule 5-1, concurrence in the filing of this document has been obtained from each of the other signatories, and I shall maintain records to support this concurrence for subsequent production for the Court if so ordered or for inspection upon request by a party.

Date: January 14, 2026

/s/ Jordan Eth
Jordan Eth