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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

AMENDED JOINT EXHIBIT LIST

Date: March 13, 2026
Time: 9:00 AM
Courtroom: 1 – 4th Floor
Judge: Hon. Yvonne Gonzalez Rogers

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Pursuant to Section 3(e) of the Court's Standing Order re: Pretrial Instructions in Civil Cases (last updated March 17, 2025), Plaintiff Elon Musk, the OpenAI Defendants, and Defendant Microsoft Corporation hereby submit this Amended Joint Exhibit List. This Amended Joint Exhibit List reflects the Parties' efforts to narrow the issues in dispute by engaging in a continued meet and confer process following the filing of the Joint Exhibit List on February 26, 2026.

The Parties have assigned the following numeric designations: Musk (Exhibits 1-499); OpenAI (Exhibits 500-1499); Microsoft (Exhibits 1500-1599).

Appendix A to this Amended Joint Exhibit List includes documents that the Parties agree may be admitted into evidence at any time after opening statements, without the need for a witness to furnish a predicate for their admission. The Parties expressly reserve the right to object to the questioning of a given witness—including the manner of such questioning—about any of the listed exhibits. For this set of documents, "Appendix A" will appear in the column for "sponsoring witness" on the Amended Joint Exhibit List. For the avoidance of doubt, the listing of a sponsoring witness in addition to "Appendix A" for this set of exhibits does not reflect agreement among the Parties that the listed witness may properly be questioned about the exhibit.

In filing this Amended Joint Exhibit List, the Parties reserve the right to amend, supplement, or otherwise modify their exhibits and objections if new or additional information is provided at any point.[1]

[1] FRE 105 objections in this Amended Joint Exhibit List use the following convention:

- "FRE 105 (as against [party])" denotes that the party objects to admission of the exhibit against them for any purpose.
- "FRE 105 (part as against [party])" denotes that party objects to admission against them of statements made by another party's agents or employees contained within the exhibit.
- "FRE 105 (not for truth)" denotes an objection to admission for the truth of the matter(s) asserted therein.
- "FRE 105 (part not for truth)" denotes an objection to admission of some statements within the document for the truth of the matter(s) asserted in those statements.

As discussed by the parties at a meet-and-confer on March 12, 2026, Microsoft intends and reserves its right to update its FRE 105 objections after the Pretrial Conference to reflect the categories discussed above. The OpenAI Defendants reserve the right to further update their FRE 105 objections as the Parties continue the meet-and-confer process.

Ex. No.	Description	Sponsoring Witness(es)	Stipulation to Admit	Objection	Date Admitted
1	3/3/2015 Email from E. Musk to S. Teller re: points for AI regulation (2024MUSK-0010154)	Elon Musk	Yes		
2	3/23/2015 Email from S. Altman to E. Musk re: AI (2024MUSK-0005555)	Elon Musk	Yes		
3	5/25/2015 Email from E. Musk to S. Altman re: question (2024MUSK-0010861)	Elon Musk	Yes		
4	(Intentionally Left Blank)				
5	6/25/2015 Email from E. Musk to S. Altman re: AI lab (2024MUSK-0008261)	Elon Musk	Yes		
6	7/21/2015 G. Brockman journal entry re post dinner (OPENAI_MUSK00029106)	Greg Brockman	Yes		
7	10/19/2015 Email from S. Altman to E. Musk re: followup (2024MUSK-0005439 - 2024MUSK-0005440)	Elon Musk	Yes		
8	10/26/2015 Email from G. Brockman to N. Jain and S. Altman re: yc ai ask (OPENAI_MUSK00021496 - OPENAI_MUSK00021497)	Greg Brockman	Yes		
9	11/19/2015 G. Brockman journal entry re phone call with S. Altman (OPENAI_MUSK00029118)	Greg Brockman	Yes		
10	11/22/2015 Email from G. Brockman to E. Gallagher re: one more AI intro (SPX-005733 - SPX-005734)	Greg Brockman	Yes		
11	11/22/2015 Email from G. Brockman to E. Musk re: follow up from call (2024MUSK-0009845 - 2024MUSK-0009846)	Elon Musk	Yes		
12	11/23/2015 Email from E. Musk to S. Altman re: Thought Summary (2024MUSK-0010041 - 2024MUSK-0010043)	Elon Musk	Yes		
13	12/7/2015 Email from E. Musk to G. Brockman, et al. re: updates (2024MUSK-0004680 - 2024MUSK-0004683)	Elon Musk	Yes		
14	12/8/2015 Email from S. Altman to E. Musk re: Draft opening paragraphs (2024MUSK-0000366- 2024MUSK-0000367)	Elon Musk	Yes		

Ex. No.	Description	Sponsoring Witness(es)	Stipulation to Admit	Objection	Date Admitted
15	12/8/2015 Email from S. Altman to G. Brockman re: thoughts? from Elon (OPENAI_MUSK00016993)	Greg Brockman	Yes		
16	12/8/2015 Delaware Certificate of Incorporation of a Non-Stock Corporation OpenAI, Inc. (OPENAI_MUSK00000416 - OPENAI_MUSK00000421)	Appendix A, Elon Musk, OpenAI 30(b)(6)	Yes		
17	12/11/2015 OpenAI blog post titled "Introducing OpenAI" (2024MUSK-0014466 - 2024MUSK-0014469)	Appendix A, Satya Nadella, Greg Brockman,	Yes		
18	12/11/2015 Email from S. Altman to E. Musk re: just got word… (2024MUSK-0008021 - 2024MUSK-0008022)	Elon Musk		OpenAI: FRE 801, 802	
19	1/4/2016 Email from I. Sutskever to S. Altman and G. Brockman re: introduction? (OPENAI_MUSK00006097)	Sam Altman, Greg Brockman	Yes		
20	4/27/2016 Email from E. Musk to S. Teller re: Maureen Dowd (2024MUSK-0000296 - 2024MUSK-0000301)	Elon Musk		OpenAI: FRE 401, 402, 403 Microsoft: FRE 402, 403	
21	5/3/2016 Article by G. Brockman titled "My Path to OpenAI" (2024MUSK-0013670 - 2024MUSK-0013675)	Greg Brockman	Yes		
22	8/28/2017 Initial Registration OpenAI, Inc. (2024MUSK-0003112 - 2024MUSK-0003133)	Appendix A, Elon Musk	Yes		
23	4/2/2018 Email from E. Musk to S. Altman and S. Zilis re: The OpenAI Charter (OPENAI_MUSK00000859 - OPENAI_MUSK00000860)	Elon Musk	Yes		
24	4/9/2018 OpenAI Charter (OPENAI_MUSK00012044 - OPENAI_MUSK00012048)	Appendix A, Elon Musk, Greg Brockman	Yes		
25-49	(Intentionally Left Blank)				

Ex. No.	Description	Sponsoring Witness(es)	Stipulation to Admit	Objection	Date Admitted
50	2016-2023 OpenAI Inc's Schedule Bs (Schedules of Contributors) from its IRS Form 990 filings from 2016 through 2023 (OPENAI_MUSK00004697 - OPENAI_MUSK00004700; OPENAI_MUSK00006060 - OPENAI_MUSK00006064; OPENAI_MUSK00005432 - OPENAI_MUSK00005436; OPENAI_MUSK00005482 - OPENAI_MUSK00005485; OPENAI_MUSK00005637 - OPENAI_MUSK00005640; OPENAI_MUSK00006003 - OPENAI_MUSK00006006)	Appendix A, OpenAI 30(b)(6), Paul Wazzan	Yes		
51	OpenAI Inc's 2016 Form 990 (OPENAI_MUSK00009189 - OPENAI_MUSK00009231)	Appendix A, Sam Altman, OpenAI 30(b)(6)	Yes		
52	OpenAI Inc's 2017 Form 990 (OPENAI_MUSK00006040 - OPENAI_MUSK00006083)	Appendix A, OpenAI 30(b)(6)	Yes		
53	OpenAI Inc's 2018 Form 990 (OPENAI_MUSK00005412 - OPENAI_MUSK00005453)	Appendix A, OpenAI 30(b)(6)	Yes		
54	OpenAI Inc's 2019 Form 990 (OPENAI_MUSK00005462 - OPENAI_MUSK00005505)	Appendix A, OpenAI 30(b)(6)	Yes		
55	OpenAI Inc's 2020 Form 990 (OPENAI_MUSK00005617 - OPENAI_MUSK00005661)	Appendix A, OpenAI 30(b)(6)	Yes		
56	OpenAI Inc's 2021 Form 990 (OPENAI_MUSK00005667 - OPENAI_MUSK00005704)	Appendix A, Paul Wazzan	Yes		
57	OpenAI Inc's 2022 Form 990 (OPENAI_MUSK00005934 - OPENAI_MUSK00005977)	Appendix A, Paul Wazzan	Yes		
58	OpenAI Inc's 2023 Form 990 (OPENAI_MUSK00005983 - OPENAI_MUSK00006034)	Appendix A, Paul Wazzan	Yes		
59	OpenAI Inc's 2024 Form 990 (2024MUSK-0014413 - 2024MUSK-0014448)	Appendix A, Sam Altman, Jared Birchall	Yes		
60	7/10/2014 Vanguard Charitable Grant Confirmations (VC000240 - VC000308)	Appendix A, Jared Birchall	Yes		

Ex. No.	Description	Sponsoring Witness(es)	Stipulation to Admit	Objection	Date Admitted
61	8/16/2015 Email from S. Altman to I. Sutskever re: Follow-up (OPENAI_MUSK00016833 - OPENAI_MUSK00016834)	Ilya Sutskever	Yes		
62	9/17/2015 Notes from I. Sutskever re meeting with E. Musk (SUTSKEVER_MUSKSUB_00000430 - SUTSKEVER_MUSKSUB_00000432)	Ilya Sutskever		OpenAI: FRE 106	
63	11/19/2015 Email from E. Musk to I. Sutskever, et al. re: YC AI/Google (2024MUSK-0005305)	Elon Musk	Yes		
64	11/20/2015 Email from E. Musk to S. Altman and E. Gallagher re: YC AI/Google (2024MUSK-0005266)	Elon Musk	Yes		
65	11/20/2015 Email from E. Gallagher to E. Musk re: intro (2024MUSK-0005185)	Elon Musk		OpenAI: FRE 105 (not for truth)	
66	12/6/2015 Email from G. Brockman to S. Altman re: Decision (OPENAI_MUSK00016951 - OPENAI_MUSK00016956)	Greg Brockman, Sam Altman	Yes		
67	12/11/2015 Email from E. Musk to I. Sutskever, et al. re: The OpenAI Company (2024MUSK-0009787)	Ilya Sutskever	Yes		
68	2/18/2016 Email from E. Musk to I. Sutskever, et al. re: Regular infrequent meetings with Elon (2024MUSK-0006119)	Elon Musk, Greg Brockman, Ilya Sutskever	Yes		
69	2/25/2016 Email from R. Gong to E. Musk, et al. re: cash (2024MUSK-0004930)	Elon Musk	Yes		
70	4/20/2016 Email from E. Musk to J. Huang re: DGX-1 (2024MUSK-0004103)	Elon Musk	Yes		
71	5/21/2016 Email from C. Clark to R. Gong, et al. re: cash; attachment titled "YC.org (Sponsor) Letter OpenAI Donors May 2016" (BMO_00000120 - BMO_00000131)	Appendix A, Jared Birchall	Yes		
72	5/27/2016 Email from T. Holland to C. Clark et al. re: cash (BMO_00000153 - BMO_00000160)	Jared Birchall	Yes		

Ex. No.	Description	Sponsoring Witness(es)	Stipulation to Admit	Objection	Date Admitted
73	5/27/2016 Donor letter to E. Musk re: May 2016 $500k contribution (BMO_00000172)	Appendix A, Jared Birchall	Yes		
74	5/31/2016 Email from E. Musk to G. Brockman re: visa letter (OPENAI_MUSK00000114)	Elon Musk, Greg Brockman	Yes		
75	6/13/2016 Email from J. Birchall to myCFO re: Pioneer Building Open AI lease comments (BMO_00000192 - BMO_00000203)	Jared Birchall	Yes		
76	6/15/2016 Email from J. Birchall to T. Holland re: OpenAI wire -ok to process today (BMO_00000238 - BMO_00000239)	Jared Birchall	Yes		
77	6/17/2016 The Pioneer Building Office Lease Agreement (2024MUSK-0000519 - 2024MUSK-0000567)	Appendix A, Elon Musk, Jared Birchall	Yes		
78	6/22/2016 Email from C. Clark to J. Birchall re: Pioneer Building Lease (OPENAI_MUSK00017240 - OPENAI_MUSK00017242)	Jared Birchall	Yes		
79	7/1/2016 Email from J. Birchall to E. Musk and S. Teller re: Pioneer Building Lender Approval (SPX-002475 - SPX-002525)	Elon Musk, Jared Birchall	Yes		
80	7/10/2016 Email from E. Musk to J. Birchall re: Weekly Update (2024MUSK-0009632 - 2024MUSK-0009634)	Elon Musk, Jared Birchall	Yes		
81	7/26/2016 Email from J. Huang to E. Musk, et al. re: DGX-1 for OpenAI (SPX-003210 - SPX-003211)	Elon Musk		OpenAI: FRE 602, 901	
82	9/14/2016 Email from R. Gong to J. Birchall, et al. re: Pioneer Building Lease Payments (BMO_00000529)	Jared Birchall	Yes		
83	9/24/2016 Email from I. Sutskever to E. Musk re: BTW (OPENAI_MUSK00000214)	Elon Musk	Yes		
84	11/9/2016 Email from J. Birchall to P. Lo re: projected giving - Update (EXMF-0003982 - EXMF-0003989)	Jared Birchall	Yes		
85	2/15/2017 Email from P. Lo to J. Birchall, et al. re: OpenAI Rent (BMO_00000369)	Jared Birchall	Yes		

Ex. No.	Description	Sponsoring Witness(es)	Stipulation to Admit	Objection	Date Admitted
86	3/1/2017 Donor letter to E. Musk re: Feb. 2017 $5M contribution (2024Foundation-0000001)	Appendix A, Elon Musk, Jared Birchall	Yes		
87	6/1/2017 Donor letter re: May 2017 $5M contribution (2024Foundation-0000002)	Appendix A, Elon Musk, Jared Birchall	Yes		
88	6/20/2017 Email from E. Musk to G. Brockman re: Dota Compute Needs (OPENAI_MUSK00000304 - OPENAI_MUSK00000306)	Elon Musk	Yes		
89	6/28/2017 Email from E. Musk to I. Sutskever, et al. re: The 10,000 (2024MUSK-0008617)	Elon Musk	Yes		
90	6/28/2017 Email from G. Brockman to E. Musk re: The 10,000 (OPENAI_MUSK00000308)	Elon Musk	Yes		
91	7/18/2017 - 9/14/2020 Fidelity Charitable Grant Confirmations (FIDCHAR-OPENAI-000761 - FIDCHAR-OPENAI-000842)	Appendix A, Jared Birchall	Yes		
92	7/19/2017 E-mail from leeder.hsu to J. Birchall re: YCR Basic Income Grant (EXMF-0000102 - EXMF-0000103)	Jared Birchall	Yes		
93	7/21/2017 Email from J. Birchall to E. Musk, et al. re: Beijing Wants A.I. to Be Made in China by 2030 (2024MUSK-0006126 - 2024MUSK-0006127)	Elon Musk, Jared Birchall	Yes		
94	7/21/2017 Email from G. Brockman to E. Musk, et al. re: Beijing Wants A.I. to Be Made in China by 2030 (2024MUSK-0006120 - 2024MUSK-0006121)	Elon Musk, Greg Brockman	Yes		
95	9/29/2017 Email from J. Birchall to C. Clark re: 3180 18th Street. October rent Statement (OPENAI_MUSK00023784 - OPENAI_MUSK00023785)	Jared Birchall	Yes		
96	12/22/2017 Email From C. Clark to J. Birchall re: 3180 Parking Lot (EXMF-0003109 - EXMF-0003111)	Jared Birchall	Yes		
97	1/1/2018 and 1/1/2019 Cost Sharing Agreements between OpenAI, Inc. and Neuralink Corp. (EXMF-0001571 - EXMF-0001577)	Jared Birchall	Yes		

Ex. No.	Description	Sponsoring Witness(es)	Stipulation to Admit	Objection	Date Admitted
98	1/1/2018 Email from I. Sutskever to E. Musk, et al. re: Note (OPENAI_MUSK00007198)	Elon Musk	Yes		
99	1/1/2018 Email from G. Brockman to E. Musk, et al. re: thank you (OPENAI_MUSK00000814)	Elon Musk, Greg Brockman	Yes		
100	1/24/2018 Donor letter from OpenAI to E. Musk re: Teslas (2024Excession-0000002)	Appendix A, Elon Musk, Jared Birchall	Yes		
101	1/30/2018 Email from C. Clark to J. Birchall re: Security Install (EXMF-0003025)	Jared Birchall	Yes		
102	6/9/2020 Short Message Report between J. Birchall and E. Musk re: financial support (BIRCHALL-0000078 - BIRCHALL-0000079)	Elon Musk, Jared Birchall	Yes		
103	7/22/2020 Email from C. Clark to J. Birchall re: OpenAI Update (EXMF-0003682)	Jared Birchall	Yes		
104	7/26/2020 Email from J. Birchall to L. Hsu re: OpenAI Donations from the DAF (EXMF-0003867)	Jared Birchall	Yes		
105	10/1/2020 Texts between S. Altman and E. Musk (2024MUSK-0006301 - 2024MUSK-0006303)	Elon Musk	Yes		
106	2/9/2023 Text from S. Altman to S. Zilis (ZILIS-0000371 - ZILIS-0000372)	Shivon Zilis	Yes		
107	2/18/2023 Text thread between E. Musk and S. Altman (2024MUSK-0006237 - 2024MUSK-0006238)	Elon Musk	Yes		
108	7/5/2023 OpenAI press release re Introducing Superalignment (2024MUSK-0014167 - 2024MUSK-0014174)	Ilya Sutskever	Yes		
109	9/25/2025 Exhibit 1 to Interrogatory Responses of Elon Musk and verification page	Elon Musk		OpenAI: FRE 801, 802	
110	Other Donations Reflected on OpenAI, Inc.'s Form 990	OpenAI 30(b)(6)	Yes		
111	Plaintiff Musk's Alleged Monetary and In-Kind Donations to OpenAI, Inc.	OpenAI 30(b)(6)	Yes		

Ex. No.	Description	Sponsoring Witness(es)	Stipulation to Admit	Objection	Date Admitted
112	Summary Exhibit showing Musk's contributions to OpenAI	Elon Musk, Jared Birchall		OpenAI: Objections TBD Microsoft: Objections TBD	
113-149	(Intentionally Left Blank)				
150	7/12/2017 Email from I. Sutskever to E. Musk, et al. re: The business of building AGI (2024MUSK-0006991 - 2024MUSK-0006992)	Elon Musk	Yes		
151	8/21/2017 Journal entry authored by G. Brockman (OPENAI_MUSK00029507)	Greg Brockman	Yes		
152	8/28/2017 Email from E. Musk to S. Zilis re: OpenAI notes (2024MUSK-0005521 - 2024MUSK-0005522)	Elon Musk, Shivon Zilis	Yes		
153	9/11/2017 Email from J. Birchall to E. Musk re: OpenAI Cap Table (EXMF-0003257 - EXMF-0003258)	Elon Musk, Jared Birchall	Yes		
154	9/12/2017 Journal Entry authored by G. Brockman re: Elon call (OPENAI_MUSK00029624 - OPENAI_MUSK00029631)	Greg Brockman	Yes		
155	9/13/2017 Email from S. Altman to M. Krisiloff re: Elon notes (OPENAI_MUSK00017450 - OPENAI_MUSK00017454)	Sam Altman, Greg Brockman		OpenAI: FRE 602, 901	
156	9/13/2017 Email from E. Musk to I. Sutskever re: Current State (2024MUSK-0009240 - 2024MUSK-0009241)	Elon Musk	Yes		
157	9/20/2017 Email from E. Musk to I. Sutskever, et al. re: Honest Thoughts (2024MUSK-0005100 - 2024MUSK-0005101)	Elon Musk	Yes		
158	9/21/2017 Email from S. Altman to E. Musk and I. Sutskever, et al. re: Honest Thoughts (2024MUSK-0005049 - 2024MUSK-0005050)	Elon Musk, Sam Altman	Yes		
159	9/22/2017 Email from S. Zilis to E. Musk, et al. re: Non-profit (2024MUSK-0010384 - 2024MUSK-0010385)	Elon Musk, Shivon Zilis	Yes		

Ex. No.	Description	Sponsoring Witness(es)	Stipulation to Admit	Objection	Date Admitted
160	11/4/2017 2017 PowerPoint (OPENAI_MUSK00037648 - OPENAI_MUSK00037713)	Greg Brockman	Yes		
161	11/6/2017 Journal entry authored by G. Brockman (OPENAI_MUSK00029720 - OPENAI_MUSK00029728)	Greg Brockman	Yes		
162	11/6/2017 Email from S. Teller to S. Zilis re: Fwd deck (OPENAI_MUSK00023954)	Greg Brockman		OpenAI: FRE 602, 901	
163	11/12/2017 Journal entry authored by G. Brockman (OPENAI_MUSK00029733 - OPENAI_MUSK00029740)	Greg Brockman	Yes		
164	1/31/2018 Email from G. Brockman to E. Musk, et al. re: Top AI institutions today (2024MUSK-0004593 - 2024MUSK-0004596)	Greg Brockman	Yes		
165	2/11/2018 Email from S. Zilis to E. Musk and S. Teller re: OpenAI and this upcoming week (2024MUSK-0004516)	Elon Musk, Shivon Zilis	Yes		
166	2/20/2018 OpenAI blog post titled "OpenAI supporters" (OPENAI_MUSK00037070 - OPENAI_MUSK00037071)	Appendix A, Greg Brockman, Sam Altman	Yes		
167-199	(Intentionally Left Blank)				
200	10/10/2018 Limited Partnership Agreement of OpenAI, L.P., A Delaware Limited Partnership (OPENAI_MUSK00013411 - OPENAI_MUSK00013478)	Appendix A, OpenAI 30(b)(6)	Yes		
201	7/2/2019 Amended and Restated Limited Partnership Agreement of Open AI, L.P., A Delaware Limited Partnership (MSFT_MUSK000059951 - MSFT_MUSK000060043)	Appendix A, OpenAI 30(b)(6)	Yes		
202	7/2/2019 Joint Development and Collaboration Agreement between Microsoft, OpenAI Inc., and OpenAI, L.P (MSFT_MUSK000055169 - MSFT_MUSK000055204)	Appendix A, OpenAI 30(b)(6)	Yes		

Ex. No.	Description	Sponsoring Witness(es)	Stipulation to Admit	Objection	Date Admitted
203	3/6/2021 Second Amended and Restated Limited Partnership Agreement of Open AI, L.P., A Delaware Limited Partnership (MSFT_MUSK000064573 - MSFT_MUSK000064684)	Appendix A, OpenAI 30(b)(6)	Yes		
204	3/6/2021 Amended and Restated Joint Development and Collaboration Agreement between Microsoft, OpenAI Inc., and OpenAI, L.P. (OPENAI_MUSK00010268 - OPENAI_MUSK00010331)	Appendix A, OpenAI 30(b)(6), Microsoft 30(b)(6)	Yes		
205	(Intentionally Left Blank)				
206	1/23/2023 Amended and Restated Limited Liability Company Agreement of OpenAI Global, LLC, a Delaware Limited Liability Company (MSFT_MUSK000055001 - MSFT_MUSK000055091)	Appendix A, OpenAI 30(b)(6)	Yes		
207	1/23/2023 Second Amended Joint Development and Collaboration Agreement (Argos II) between Microsoft, OpenAI Inc., and OpenAI OpCo, LLC (OPENAI_MUSK00010528 - OPENAI_MUSK00010597)	Appendix A, OpenAI 30(b)(6) Microsoft 30(b)(6)	Yes		
208	(Intentionally Left Blank)				
209	4/10/2023 Second Amended and Restated Limited Liability Company Agreement of OpenAI Global, LLC, a Delaware Limited Liability Company (MSFT_MUSK000063039 - MSFT_MUSK000063131)	Appendix A, OpenAI 30(b)(6)	Yes		
210	(Intentionally Left Blank)				
211	9/11/2025 Memorandum of Understanding between OpenAI and Microsoft regarding a Proposed Recapitalization of the OpenAI For-Profit Enterprise (OPENAI_MUSK00037469 - OPENAI_MUSK00037482)	Appendix A, OpenAI 30(b)(6), Microsoft 30(b)(6), Satya Nadella	Yes		
212	9/11/2025 ARGOS 3 Term Sheet (OPENAI_MUSK00037449 - OPENAI_MUSK00037468)	Appendix A, OpenAI 30(b)(6), Satya Nadella,	Yes		
213	Intentionally Left Blank				

Ex. No.	Description	Sponsoring Witness(es)	Stipulation to Admit	Objection	Date Admitted
214	10/28/2025 Third Amended and Restated Limited Liability Company Agreement of OpenAI Global, LLC, a Delaware Limited Liability Company (OPENAI_MUSK00037823 - OPENAI_MUSK00037913)	Appendix A, OpenAI 30(b)(6)	Yes		
215	10/28/2025 Framework Agreement by and among OpenAI, Inc., OpenAI Global, LLC, and Microsoft Corporation (OPENAI_MUSK00037914 - OPENAI_MUSK00037951)	Paul Wazzan		OpenAI: FRE 602, 901 Microsoft: FRE 602, 901	
216	10/28/2025 OpenAI Group PBC Warrant to Purchase Stock issued to OpenAI Foundation (OPENAI_MUSK00038056 - OPENAI_MUSK00038069)	Paul Wazzan		OpenAI: FRE 602, 901 Microsoft: FRE 601, 901; If offered against MSFT: FRE 105, 401, 402, 403	
217	10/28/2025 Certificate of Incorporation of OpenAI Group PBC (OPENAI_MUSK00037952 - OPENAI_MUSK00037981)	Appendix A, David Schizer	Yes		
218	10/28/2025 Bylaws of OpenAI Group PBC (OPENAI_MUSK00037982 - OPENAI_MUSK00038004)	Appendix A, David Schizer	Yes		
219	10/27/2025 Third Amended & Restated Joint Development and Collaboration Agreement (Argos III) between Microsoft, OpenAI PBC, and OpenAI OpCo, LLC (OPENAI_MUSK00038105 - OPENAI_MUSK00038195)	Appendix A, OpenAI 30(b)(6)	Yes		

Ex. No.	Description	Sponsoring Witness(es)	Stipulation to Admit	Objection	Date Admitted
220	4/17/2015 Email from S. Altman to S. Nadella re: AI (OPENAI_MUSK00016768 - OPENAI_MUSK00016769)	Sam Altman, Satya Nadella		OpenAI: FRE 401, 402, 403 Microsoft: If Altman's statements are offered against MSFT: FRE 105, 401, 402, 403, 801, 802, 805	
221	12/12/2015 Email from S. Nadella to H. Shum, et al. re: OpenAI (MSFT_MUSK000044294)	Satya Nadella		OpenAI: FRE 105 (not for truth), 401, 402, 403	
222	9/1/2016 Tax exemption application of OpenAI, Inc. (MSFT_MUSK000036519 - MSFT_MUSK000036571)	Microsoft 30(b)(6)	Yes		
223	9/16/2016 Email from S. Altman to E. Musk and S. Teller re: MSFT hosting deal (2024MUSK-0004477 - 2024MUSK-0004478)	Elon Musk, Sam Altman	Yes		
224	9/21/2016 Email from E. Musk to S. Teller re: MSFT hosting deal (2024MUSK-0000492 - 2024MUSK-0000515)	Elon Musk		OpenAI: FRE 401, 402, 403 Microsoft: FRE 401, 402, 403	
225	11/8/2016 Amendment to Contract Documents (OPENAI_MUSK00022264 - OPENAI_MUSK00022267)	OpenAI 30(b)(6)	Yes		
226	11/10/2016 Program Signature Form (MSFT_MUSK000055346 - MSFT_MUSK000055347)	OpenAI 30(b)(6)	Yes		

Ex. No.	Description	Sponsoring Witness(es)	Stipulation to Admit	Objection	Date Admitted
227	11/15/2016 Email from Microsoft Daily News Digest to Microsoft Daily News Digest (MSFT_MUSK000049318 - MSFT_MUSK000049320)	Microsoft 30(b)(6)		OpenAI: FRE 105, 401, 402, 403, 602, 801, 802, 805, 901 Microsoft: FRE 401, 402, 403, 602, 801, 802, 805	
228	8/11/2017 Email from E. Musk to S. Nadella re: Congrats (2024MUSK-0000669 - 2024MUSK-0000671)	Satya Nadella	Yes		
229	1/12/2018 Email from B. Tanzer to A. Hood, S. Nadella, et al. re: Update on OpenAI (MSFT_MUSK000000150 - MSFT_MUSK000000159)	Satya Nadella		OpenAI: FRE, 401, 402, 403, 602, 901 Microsoft: FRE 402, 403, 602	
230	3/7/2018 Email from K. Scott to S. Nadella, et al. re: Info ahead of your call with Sam Altman tomorrow (MSFT_MUSK000044183 - MSFT_MUSK000044185)	Satya Nadella		OpenAI: FRE 105, 401, 402, 403, 801, 802	
231	3/19/2018 Email from K. Scott to B. Tanzer, et al. re: Summary of Meeting with Open AI on AGI (MSFT_MUSK000001461 - MSFT_MUSK000001464)	Kevin Scott		OpenAI: FRE 401, 402, 403	
232	4/13/2018 Email from S. Altman to B. Tanzer and K. Scott re: our latest structure thoughts (MSFT_MUSK000001445 - MSFT_MUSK000001448)	Sam Altman, Kevin Scott		OpenAI: FRE 602, 901 Microsoft: If Altman and OpenAI's statements are offered against MSFT: FRE 105, 402, 403, 602, 901	
233	4/23/2018 Email from E. Musk to S. Zilis, et al. re: AI updates (2024MUSK-0005604 - 2024MUSK-0005605)	Elon Musk, Shivon Zilis	Yes		

Ex. No.	Description	Sponsoring Witness(es)	Stipulation to Admit	Objection	Date Admitted
234	5/9/2018 OpenAI Charter (MSFT_MUSK000036394 - MSFT_MUSK000036395)	Appendix A, Satya Nadella	Yes		
235	5/18/2018 Email from S. Altman to R. Hoffman re: OpenAI (HOFFMAN_000000001)	Sam Altman		Microsoft: If offered against MSFT: FRE 105, 401, 402, 403	
236	8/31/2018 Email from S. Altman to E. Musk, et al. re: OpenAI_LP_-_Summary_of_Principal_Terms.pdf (SPX-001642 - SPX-001647)	Elon Musk	Yes		
237	11/9/2018 Email from K. Scott to S. Nadella re: Open AI (MSFT_MUSK000000993 - MSFT_MUSK000000994)	Satya Nadella		OpenAI: FRE 401, 402, 403	
238	2/19/2019 Hemming Morse Valuation of Selected Assets of OpenAI, Inc. (OPENAI_MUSK00009845 - OPENAI_MUSK00009913)	Sam Altman, Chris Clark	Yes		
239	3/6/2019 Email from S. Altman to E. Musk, et al. re: OpenAI (2024MUSK-0005585 - 2024MUSK-0005588)	Elon Musk	Yes		
240	3/7/2019 Document titled "Microsoft Memo" and addressed to "Board of Directors" from Kevin Scott and Amy Hood (MSFT_MUSK000083882 - MSFT_MUSK000083890)	Kevin Scott, Amy Hood		OpenAI: FRE 401, 402, 403	
241	3/11/2019 OpenAI blog post titled "OpenAI LP" (2024MUSK-0014452 - 2024MUSK-0014457)	Appendix A, Sam Altman, Greg Brockman	Yes		
242	3/27/2019 Chart re OpenAI Structure Overview (MSFT_MUSK000053363)	Appendix A, OpenAI 30(b)(6)	Yes		
243	4/14/2019 Document titled "Microsoft & OpenAI – Summary Term Sheet" (MSFT_MUSK000018616 - MSFT_MUSK000018620)	Satya Nadella	Yes		
244	5/11/2019 Email from M. Murati to P. Waymouth re: OpenAI Edits (MSFT_MUSK000015915)	Mira Murati		Microsoft: If offered against MSFT: FRE 105, 402, 403, 602	

Ex. No.	Description	Sponsoring Witness(es)	Stipulation to Admit	Objection	Date Admitted
245	6/10/2019 Memo from A. Hood and K. Scott to Board of Directors re: Investment in OpenAI (MSFT_MUSK000083907 - MSFT_MUSK000083916)	Satya Nadella		OpenAI: FRE 401, 402, 403	
246	6/16/2019 Document titled "Memorandum: OpenAI LP and Microsoft Partnership" (HOFFMAN_000000051 - HOFFMAN_000000053)	Sam Altman, Chris Clark		Microsoft: If offered against MSFT: FRE 105, 402, 403	
247	7/15/2019 Email from M. Brown to S. Nadella, et al. re: Open AI (MSFT_MUSK000000387 - MSFT_MUSK000000391)	Satya Nadella		OpenAI: FRE 105, 401, 402, 403, 801, 802	
248	7/17/2019 Hemming Morse Valuation of Selected Assets of OpenAI, Inc. (OPENAI_MUSK00009914 - OPENAI_MUSK00009984)	Chris Clark		Microsoft: If offered against MSFT: FRE 105, 402, 403	
249	7/18/2019 PricewaterhouseCoopers, OpenAI GP, L.L.C. and OpenAI, L.P.: Estimate of the Fair Value of Certain Equity Classes of OpenAI, LP as of March 1, 2019 (OPENAI_MUSK00025055 - OPENAI_MUSK00025104)	Appendix A, Paul Wazzan	Yes		
250	7/22/2019 OpenAI blog post titled "Microsoft invests in and partners with OpenAI to support us building beneficial AGI" (OPENAI_MUSK00037558 - OPENAI_MUSK00037560)	Appendix A, Mira Murati	Yes		
251	9/24/2020 Tweet from the user @WholeMarsBlog (MSFT_MUSK000085666)	Elon Musk	Yes		
252	10/28/2020 S. Altman - E. Musk text (2024MUSK-0006317 - 2024MUSK-0006318)	Elon Musk	Yes		

Ex. No.	Description	Sponsoring Witness(es)	Stipulation to Admit	Objection	Date Admitted
253	2/25/2021 Email from M. Wetter to J. Tinter re: [EXTERNAL] deal (MSFT_MUSK000068284 - MSFT_MUSK000068289)	Mira Murati		OpenAI: FRE 401, 402, 403, 602, 901 Microsoft: FRE 602, 901; If Altman's statements are offered against MSFT: FRE 105, 402, 403	
254	3/5/2021 Side Letter Agreement (MSFT_MUSK000002098 - MSFT_MUSK000002102)	Satya Nadella	Yes		
255	4/16/2021 OpenAI GP, L.L.C. and OpenAI, L.P. Estimation of the Fair Market Value of OpenAI, LP and OpenAI Holdings, LP as of March 5, 2021 (OPENAI_MUSK00025684 - OPENAI_MUSK00025733)	Appendix A, Paul Wazzan	Yes		
256	6/22/2021 Email from N. Friedman to S. Nadella, et al. re: Path forward with GitHub Co-Pilot and Open AI APIs (MSFT_MUSK000068399 - MSFT_MUSK000068400)	Satya Nadella		OpenAI: FRE 401, 402, 403	
257	2/13/2022 Email from C. Young to A. Hood and K. Dolliver re: OpenAI restructure and attachment (MSFT_MUSK000054860 - MSFT_MUSK000054865)	Microsoft 30(b)(6)		OpenAI: FRE 401, 402, 403 Microsoft: FRE 602, 901; If Altman, Lightcap, or OAI's statements are offered against MSFT: FRE 105, 402, 403	

Ex. No.	Description	Sponsoring Witness(es)	Stipulation to Admit	Objection	Date Admitted
258	2/16/2022 Email from M. Wetter to C. Young, et al. re: OpenAI restructure (MSFT_MUSK000035611 - MSFT_MUSK000035612)	OpenAI 30(b)(6), Michael Wetter, Sam Altman		OpenAI: FRE 401, 402, 403 Microsoft: If Altman and Lightcap's statements are offered against MSFT: FRE 105, 402, 403	
259	4/28/2022 Email from S. Nadella to J. Tinter, et al. re: two documents for tomorrow (MSFT_MUSK000054738 - MSFT_MUSK000054739) & Proposal re Microsoft funds OpenAI (MSFT_MUSK000054742 - MSFT_MUSK000054743)	Satya Nadella		OpenAI: FRE 105, 401, 402, 403, 801, 802 Microsoft: FRE 602 If Altman's statements are offered against MSFT: FRE 105, 402, 403	
260	(Intentionally Left Blank)				
261	7/13/2022 Email from M. Wetter to K. Dolliver re: deal thoughts (MSFT_MUSK000035590 - MSFT_MUSK000035593)	Satya Nadella		OpenAI: FRE 105, 401, 402, 403, 801, 802 Microsoft: If Altman's statements are offered against MSFT: FRE 105, 402, 403	
262	7/19/2022 Email from S. Nadella to R. Jha, et al. re: Possible OAI construct (MSFT_MUSK000001632 - MSFT_MUSK000001635)	Satya Nadella		OpenAI: FRE 105, 401, 402, 403, 801, 802	

Ex. No.	Description	Sponsoring Witness(es)	Stipulation to Admit	Objection	Date Admitted
263	7/28/2022 Email from M. Parakhin to K. Scott, et al. re: OAI update (MSFT_MUSK000000131 - MSFT_MUSK000000134)	Satya Nadella		OpenAI: FRE 105, 401, 402, 403, 801, 802 Microsoft: FRE 402, 403	
264	10/28/2022 Direct message thread between S. Altman, G. Brockman, and I. Sutskever (OPENAI_MUSK00015262)	Greg Brockman		Microsoft: If offered against MSFT: FRE 105, 401, 402, 403, 801, 802	
265	(Intentionally Left Blank)				
266	12/5/2022 Email from S. Nadella to K. Scott, et al. re: ACP (MSFT_MUSK000000001)	Satya Nadella		OpenAI: FRE 401, 402, 403, 602, 901 Microsoft: FRE 401, 402, 403	
267	1/11/2023 Memorandum from S. Nadella et al. to Board of Directors re OpenAI Strategic Investment (MSFT_MUSK000051723 - MSFT_MUSK000051731)	Satya Nadella		OpenAI: FRE 401, 402, 403	
268	1/11/2023 Excerpt of Memorandum from S. Nadella - OpenAI Org Chart (MSFT_MUSK00051724)	Satya Nadella		OpenAI: FRE 105, 106, 401, 402, 403, 801, 802 Microsoft: FRE 106, 402, 403, 602, 901	
269	1/14/2023 Text thread between S. Altman and S. Nadella (OPENAI_MUSK00026473 - OPENAI_MUSK00026474)	Sam Altman, Satya Nadella		Microsoft: If Altman's statements are offered against MSFT: FRE 105, 402, 403	

Ex. No.	Description	Sponsoring Witness(es)	Stipulation to Admit	Objection	Date Admitted
270	1/15/2023 Excerpts of a text thread between S. Altman and S. Nadella (OPENAI_MUSK00026475 - OPENAI_MUSK00026476)	Sam Altman, Satya Nadella		Microsoft: If Altman's statements are offered against MSFT: FRE 105, 402, 403	
271	1/22/2023 Document titled "Microsoft Memo" re: "OpenAI Strategic Investment and Partnership - Summary of Key Terms: and addressed to "Senior Leadership Team" from Brad Smith (MSFT_MUSK000001168 - MSFT_MUSK000001178)	Satya Nadella		OpenAI: FRE 105, 401, 402, 403, 801, 802	
272	1/29/2023 Excerpts of a text thread between S. Altman and S. Nadella (OPENAI_MUSK00026550 - OPENAI_MUSK00026551)	Sam Altman, Satya Nadella		Microsoft: If Altman's statements are offered against MSFT: FRE 105, 401, 402, 403	
273	4/6/2023 Direct message thread between G. Brockman, I. Sutskever, and M. Murati and others (OPENAI_MUSK00016609 - OPENAI_MUSK00016626)	Greg Brockman		OpenAI: FRE 401, 402, 403 Microsoft: If offered against MSFT: FRE 105, 401, 402, 403	
274	7/10/2023 Excerpts of a document titled "An Inflection Point," with authors identified as "Satya Nadella and Macro Iansiti," (MSFT_MUSK000001480 - MSFT_MUSK000001494)	Satya Nadella		OpenAI: FRE 105, 401, 402, 403, 801, 802, 805 Microsoft: FRE 401, 402, 403, 801, 802, 805	

Ex. No.	Description	Sponsoring Witness(es)	Stipulation to Admit	Objection	Date Admitted
275	12/16/2023 Email from D. Templeton to S. Nadella, et al. re: OpenAI Board Meeting 12/14 (MSFT_MUSK000056537 - MSFT_MUSK000056539)	Satya Nadella		OpenAI: FRE 105, 401, 402, 403, 801, 802 Microsoft: FRE 401, 402, 403	
276	3/11/2024 Document titled "Microsoft Memo" and addressed to "Board of Directors" from S. Nadella, Amy Hood, and Brad Smith (MSFT_MUSK000083532 - MSFT_MUSK000083533)	Microsoft 30(b)(6)		OpenAI: FRE 105, 401, 402, 403 Microsoft: FRE 401, 402, 403	
277	6/21/2024 Organizational Chart of OpenAI, Inc., and its related entities (OPENAI_MUSK00037714)	Appendix A, OpenAI 30(b)(6)	Yes		
278	9/1/2024 Presentation re Project Watershed: Microsoft Analysis Response (OPENAI_MUSK00037265 - OPENAI_MUSK00037279)	OpenAI 30(b)(6)		Microsoft: FRE 401, 402, 403	
279	9/9/2024 Microsoft Memo from S. Nadella et al. to Board of Directors (MSFT_MUSK000040990 - MSFT_MUSK000040999)	Microsoft 30(b)(6)		OpenAI: FRE 401, 402, 403	
280	2/6/2025 Email from C. Jackson to M. Wetter and C. Staples re: OpenAI Investment and Presentation re OpenAI Update (MSFT_MUSK000088870 - MSFT_MUSK000088886)	Microsoft 30(b)(6)		OpenAI: FRE 105, 401, 402, 403, 801, 802	
281	2/12/2025 Email from S. Nadella to J. Tinter, et al. re: [MSFT INTERNAL] Argos // Draft Terms Sheet (MSFT_MUSK000084085 - MSFT_MUSK000084087)	Satya Nadella		OpenAI: FRE 401, 402, 403	
282	3/28/2025 Presentation re Updated Perspectives Based on Revised Watershed Forecast (MSFT_MUSK000084040 - MSFT_MUSK000084050)	Microsoft 30(b)(6)		OpenAI: FRE 105, 401, 402, 403, 801, 802 Microsoft: FRE 402, 403	
283	(Intentionally Left Blank)				

Ex. No.	Description	Sponsoring Witness(es)	Stipulation to Admit	Objection	Date Admitted
284	10/17/2025 Declaration of Robert Wu	OpenAI 30(b)(6)		Microsoft: If offered against MSFT: FRE 105, 402, 403, 801, 802	
285	10/28/2025 OpenAI blog post titled "The next chapter of the Microsoft-OpenAI partnership" (2024MUSK-0014401 - 2024MUSK-0014402)	Appendix A, Greg Brockman	Yes		
286	10/28/2025 OpenAI PBC Cap Table (full table) (OPENAI_MUSK00038352)	Appendix A, Paul Wazzan	Yes		
287	10/28/2025 OpenAI Summary Post-Recapitalization Cap Table Excerpt (OPENAI_MUSK00038352)	Appendix A, Paul Wazzan	Yes		
288	Summary Exhibit showing Microsoft - OpenAI deal terms	Summary Witness		OpenAI: Objections TBD Microsoft: Objections TBD	
289	3/11/2019 Email from E. Musk to S. Altman re Bloomberg: AI Research Group (OPENAI_MUSK00017939)	Elon Musk, Sam Altman	Yes		
290	7/2/2019 Side Letter Agreement (MSFT_MUSK000055475 - MSFT_MUSK000055479)	Sam Altman, Satya Nadella	Yes		
291	1/12/2018 Presentation re OpenAI on Azure Big Compute (MSFT_MUSK000000159)	Microsoft 30(b)(6)		OpenAI: FRE 401, 402, 403, 602 Microsoft: FRE 401, 402, 403, 602	
292	3/13/2023 Andersen Valuation re OpenAI, L.P.	Appendix A, Paul Wazzan	Yes		
293-299	Intentionally Left Blank				

Ex. No.	Description	Sponsoring Witness(es)	Stipulation to Admit	Objection	Date Admitted
300	11/1/2023 Altman Memo prepared by I. Sutskever (SUTSKEVER_MUSKSUB_00000528 - SUTSKEVER_MUSKSUB_00000580)	Ilya Sutskever		OpenAI: FRE 105, 401, 402, 403, 801, 802, 805 Microsoft: If offered against MSFT: FRE 105, 402, 403, 801, 802, 805	
301	11/1/2023 Excerpt of Altman Memo prepared by I. Sutskever (SUTSKEVER_MUSKSUB_00000532 - SUTSKEVER_MUSKSUB_00000533)	Ilya Sutskever, Mira Murati		OpenAI: FRE 105, 106, 401, 402, 403, 801, 802, 805 Microsoft: FRE 106, 402, 403; If offered against MSFT: FRE 105, 402, 403, 801, 802, 805	
302	11/1/2023 Excerpt of Altman Memo prepared by I. Sutskever (SUTSKEVER_MUSKSUB_00000565 - SUTSKEVER_MUSKSUB_00000566)	Ilya Sutskever, Mira Murati		OpenAI: FRE 105, 106, 401, 402, 403, 801, 802, 805 Microsoft: FRE 106, 402, 403; If offered against MSFT: FRE 105, 402, 403, 801, 802, 805	
303	(Intentionally Left Blank)				
304	11/16/2023 Unanimous Written Consent of the Board of Directors of OpenAI (OPENAI_MUSK00027400 - OPENAI_MUSK00027404)	Helen Toner	Yes		

Ex. No.	Description	Sponsoring Witness(es)	Stipulation to Admit	Objection	Date Admitted
305	11/17/2023 OpenAI blog post titled "OpenAI announces leadership transition" (2024MUSK-0014150 - 2024MUSK-0014155)	Appendix A, Ilya Sutskever	Yes		
306	11/17/2023 Text thread between S. Nadella and Mira Murati (MSFT_MUSK000065692)	Mira Murati, Satya Nadella		Microsoft: If Murati's statements are offered against MSFT: FRE 105, 402, 403	
307	11/17/2023 Text thread between M. Murati and D. Templeton (MSFT_MUSK000067086 - MSFT_MUSK000067087)	Mira Murati		Microsoft: If Murati's statements are offered against MSFT: FRE 105, 402, 403	
308	11/17/2023 Email from I. Sutskever to S. Altman, et al. re: Board Update (SUTSKEVER_MUSKSUB_00000527)	Ilya Sutskever	Yes		
309	11/17/2023 Text message chain between K. Scott and M. Murati re something extremely urgent (MSFT_MUSK000056765 - MSFT_MUSK000056766)	Mira Murati		Microsoft: If Murati's statements are offered against MSFT: FRE 105, 402, 403	
310	11/17/2023 Message chain between M. Murati and D. Templeton (MSFT_MUSK000067087)	Satya Nadella, Mira Murati		Microsoft: Duplicative; If Murati's statements are offered against MSFT: FRE 105, 402, 403	

Ex. No.	Description	Sponsoring Witness(es)	Stipulation to Admit	Objection	Date Admitted
311	11/18/2023 Text thread between S. Altman and S. Nadella (OPENAI_MUSK00027413 - OPENAI_MUSK00027414)	Satya Nadella		Microsoft: FRE 602, 801, 802, 805 (as to "the text from Brad"); If Altman's statements are offered against MSFT: FRE 105, 402, 403	
312	11/19/2023 Text thread between B. Taylor, S. Altman, and S. Nadella (OPENAI_MUSK00027433 - OPENAI_MUSK00027436)	Sam Altman, Satya Nadella, Bret Taylor		Microsoft: If Altman or Taylor's statements are offered against MSFT: FRE 105, 402, 403, 801, 802, 805	
313	11/19/2023 Text thread between S. Altman, S. Nadella (OPENAI_MUSK00027423 - OPENAI_MUSK00027424)	Sam Altman, Satya Nadella, Bret Taylor		Microsoft: If Altman's statements are offered against MSFT: FRE 105, 402, 403	
314	11/19/2023 Meeting of the Board of Directors of OpenAI (OPENAI_MUSK00027411 - OPENAI_MUSK00027412)	Tasha McCauley		Microsoft: If offered against MSFT: FRE 105, 402, 403	
315	11/19/2023 Short Message Report between S. Altman and M. Murati re please officially invite me (OPENAI_MUSK00027451 - OPENAI_MUSK00027457)	Mira Murati, Sam Altman		Microsoft: If Altman or Murati's statements are offered against MSFT: FRE 105, 402, 403, 801, 802, 805	

Ex. No.	Description	Sponsoring Witness(es)	Stipulation to Admit	Objection	Date Admitted
316	11/20/2023 Email from C. McCabe to A. Hood, et al. re: Draft (MSFT_MUSK000054866 - MSFT_MUSK000054871)	Amy Hood, Satya Nadella		OpenAI: FRE 105, 401, 402, 403, 801, 802 Microsoft: FRE 402, 403	
317	11/20/2023 Tweet from the user @satyanadella (MSFT_MUSK000058711)	Satya Nadella		OpenAI: FRE 401, 402, 403 Microsoft: FRE 402, 403	
318	11/20/2023 Text thread between Brad Lightcap, S. Altman, and S. Nadella (OPENAI_MUSK00027459 - OPENAI_MUSK00027461)	Sam Altman, Satya Nadella		Microsoft: If Altman or Lightcap's statements are offered against MSFT: FRE 105, 402, 403	
319	11/20/2023 Email from H. Toner to I. Sutskever et al. re: Slack message (SUTSKEVER_MUSKSUB_00000525 - SUTSKEVER_MUSKSUB_00000526)	Tasha McCauley		Microsoft: If offered against MSFT: FRE FRE 105, 402, 403	
320	11/21/2023 Message chain between S. Altman and S. Nadella et al. re board (MSFT_MUSK000057808 MSFT_MUSK000057809 MSFT_MUSK000057810 MSFT_MUSK000057811 MSFT_MUSK000057806 MSFT_MUSK000057807)	Sam Altman, Satya Nadella, Kevin Scott		Microsoft: FRE 401; If Altman's statements are offered against MSFT: FRE 105, 402, 403	
321	11/21/2023 Text thread between K. Scott, S. Altman, B. Smith, and S. Nadella (OPENAI_MUSK00027478 - OPENAI_MUSK00027483)	Sam Altman, Satya Nadella, Kevin Scott		Microsoft: FRE 401, Duplicative; If Altman's statements are offered against MSFT: FRE 105, 402, 403	

Ex. No.	Description	Sponsoring Witness(es)	Stipulation to Admit	Objection	Date Admitted
322	11/21/2023 Article titled "Satya Nadella on Hiring the Most Powerful Man in AI," published in New York Magazine's "Intelligencer," (2024MUSK-0013912 - 2024MUSK-0013919)	Satya Nadella		OpenAI: FRE 401, 402, 403, 801, 802, 805 Microsoft: FRE 402, 403, 801, 802, 805, 901	
323	11/29/2023 OpenAI blog post titled "Sam Altman returns as CEO, OpenAI has a new initial board" (2024MUSK-0014458 - 2024MUSK-0014463)	Appendix A, Sam Altman	Yes		
324	3/28/2025 Wall Street Journal article titled "The Secrets and Misdirection Behind S. Altman's Firing" (2024MUSK-0011437 - 2024MUSK-0011445)	Tasha McCauley (for identification only)		OpenAI: FRE 801, 802, 805 Subject to OpenAI Defendants' MIL #2 Microsoft: FRE 801, 802, 805 Subject to OAI MIL #2; If OAI's embedded statements are offered against MSFT: FRE 105, 402, 403, 801, 802, 805	
325-349	(Intentionally Left Blank)				
350	8/18/2017 Email from G. Brockman to I. Sutskever re: OpenAI (OPENAI_MUSK00023430 - OPENAI_MUSK00023431)	Greg Brockman	Yes		
351	1/14/2020 OpenAI's Am. & Restated Certificate of Incorporation of a Nonprofit Non-Stock Corp. (OPENAI_MUSK00000419 - OPENAI_MUSK00000421)	Appendix A, OpenAI 30(b)(6)	Yes		

Ex. No.	Description	Sponsoring Witness(es)	Stipulation to Admit	Objection	Date Admitted
352	8/8/2022 Email from S. Zilis to H. Toner, et al. re: Follow up (OPENAI_MUSK00014959 - OPENAI_MUSK00014960)	Shivon Zilis	Yes		
353	1/3/2023 Email from S. Altman to H. Toner, et al. re: helion deal (OPENAI_MUSK00016165 - OPENAI_MUSK00016168)	Sam Altman	Yes		
354	4/30/2023 Text messages between E. Musk, A. Spiro, S. Altman (2024MUSK-0010925 - 2024MUSK-0010926)	Elon Musk	Yes		
355	5/1/2023 Text messages between E. Musk, A. Spiro, S. Altman (2024MUSK-0006349 - 2024MUSK-0006351)	Elon Musk		Microsoft: FRE 402, 403, 801, 802; If Altman's statements are offered against MSFT: FRE 105, 402, 403, 801, 805	
356	5/24/2023 U.S. SEC Form D Notice of Exempt Offering of Securities (2024MUSK-0011596 - 2024MUSK-0011600)	Sam Altman	Yes		
357	(Intentionally Left Blank)				
358	12/29/2023 Email from B. Taylor to L. Summers re: outside activities (OPENAI_MUSK00030765 - OPENAI_MUSK00030766)	Sam Altman, Bret Taylor		OpenAI: FRE 602, 901	
359	12/30/2023 Email from G. Brockman to J. Kwon, et al. re: Benefit corp (OPENAI_MUSK00030769 - OPENAI_MUSK00030770)	Greg Brockman	Yes		
360	4/23/2024 Meeting Minutes of Mission & Strategy Committee of OpenAI BOD (OPENAI_MUSK00010958 - OPENAI_MUSK00010961)	Greg Brockman	Yes		
361	5/13/2024 Meeting Minutes of Mission & Strategy Committee of OpenAI BOD (OPENAI_MUSK00010962 - OPENAI_MUSK00010963)	Greg Brockman	Yes		

Ex. No.	Description	Sponsoring Witness(es)	Stipulation to Admit	Objection	Date Admitted
362	5/17/2024 X Posts by J. Leike (2024MUSK-0013709 - 2024MUSK-0013711)	Ilya Sutskever		OpenAI: FRE 401, 402, 602, 801, 802, 901 Subject to OpenAI Defendants' MIL #2 Microsoft: FRE 401, 402, 403, 602, 801, 802, 902, Subject to OAI MIL #2	
363	5/26/2024 Economist article titled "AI firms mustn't govern themselves, say ex-members of OpenAI's board" (MSFT_MUSK000056581 - MSFT_MUSK000056587)	Helen Toner (for identification only)		OpenAI: FRE 401, 402, 801, 802, 805 Subject to OpenAI Defendants' MIL #2 Microsoft: FRE 401, 402, 403, 801, 802, 805, Subject to OAI MIL #2	
364	3/31/2025 OpenAI press release re New funding to build towards AGI (2024MUSK-0014464 - 2024MUSK-0014465)	Sam Altman	Yes		
365	8/19/2025 Article re OpenAI in Deal Talks That Would Value the Company $500 Billion (2024MUSK-0011867 - 2024MUSK-0011870)	Sam Altman		OpenAI: FRE 801, 802, 805 Microsoft: FRE 801, 802, 805	
366	9/15/2025 S. Altman's Amended Supplemental Responses and Objections to Interrogatories	Sam Altman	Yes		
367	9/21/2025 G. Brockman's Second Amended Supplemental Responses to Interrogatories	Greg Brockman	Yes		

Ex. No.	Description	Sponsoring Witness(es)	Stipulation to Admit	Objection	Date Admitted
368	9/22/2025 X post from G. Brockman re: Announcing strategic partnership with nvidia (2024MUSK-0014122)	Greg Brockman		OpenAI: FRE 401, 402	
369	10/29/2025 Exhibit 3 to P. Wazzan Expert Report	Paul Wazzan		OpenAI: FRE 801, 802 Microsoft: FRE 801, 802	
370	10/29/2025 Exhibit 4 to P. Wazzan Expert Report	Paul Wazzan		OpenAI: FRE 801, 802 Microsoft: FRE 801, 802	
371	10/29/2025 Exhibit 5 to P. Wazzan Expert Report	Paul Wazzan		OpenAI: FRE 801, 802 Microsoft: FRE 801, 802	
372	10/29/2025 Exhibit 6 to P. Wazzan Expert Report	Paul Wazzan		OpenAI: FRE 801, 802 Microsoft: FRE 801, 802	
373	10/29/2025 Exhibit 9 to P. Wazzan Expert Report	Paul Wazzan		OpenAI: FRE 702, 801, 802 Subject to Defendants' Daubert motion Microsoft: FRE 702, 801, 802 Subject to Defendants' Daubert Motion	

Ex. No.	Description	Sponsoring Witness(es)	Stipulation to Admit	Objection	Date Admitted
374	10/29/2025 Exhibit 14 to P. Wazzan Expert Report	Paul Wazzan		OpenAI: FRE 702, 801, 802 Subject to Defendants' Daubert motion Microsoft: FRE 702, 801, 802, Subject to Defendants' Daubert Motion	
375	10/29/2025 Exhibit 15 (corrected) to P. Wazzan Expert Report	Paul Wazzan		OpenAI: FRE 702, 801, 802 Subject to Defendants' Daubert motion Microsoft: FRE 402, 403, 702, 801, 802, Subject to Defendants' Daubert Motion, Subject to MSFT MIL #3	
376	(Intentionally Left Blank)				
377	12/2/2025 Exhibit 18 to P. Wazzan Supplemental Expert Report	Paul Wazzan		OpenAI: FRE 702, 801, 802 Subject to Defendants' Daubert motion Microsoft: FRE 702, 801, 802, Subject to Defendants' Daubert Motion	

Ex. No.	Description	Sponsoring Witness(es)	Stipulation to Admit	Objection	Date Admitted
378	12/2/2025 Exhibit 19 to P. Wazzan Supplemental Expert Report	Paul Wazzan		OpenAI: FRE 702, 801, 802 Subject to Defendants' Daubert motion Microsoft: FRE 702, 801, 802, Subject to Defendants' Daubert Motion	
379	12/2/2025 Exhibit 20 to P. Wazzan Supplemental Expert Report	Paul Wazzan		OpenAI: FRE 702, 801, 802 Subject to Defendants' Daubert motion Microsoft: FRE 402, 403, 702, 801, 802, Subject to Defendants' Daubert Motion, Subject to MSFT MIL #3	
380	8/3/2014 Verge article re Elon Musk says artificial intelligence is 'potentially more dangerous than nukes' (2024MUSK-0014449 - 2024MUSK-0014451)	Elon Musk		OpenAI: FRE 401, 402, 403, 602, 801, 802, 805, 901 Microsoft: FRE 401, 402, 403, 602, 801, 802, 805, 901, Subject to OAI MIL #2	
381-499	(Intentionally Left Blank)				

Ex. No.	Description	Sponsoring Witness	Stipulation to Admit	Objection	Date Admitted
500	02/18/2015 Email from Musk to Altman re points for AI regulation (2024MUSK-0005909)	Sam Altman; Elon Musk	Yes		
501	05/25/2015 Email from Musk to Altman re question (2024MUSK-0010861)	Sam Altman; Elon Musk	Yes		
502	06/24/2015 Email from Musk to Altman re AI lab (2024MUSK-0001230)	Sam Altman; Elon Musk	Yes		
503	07/15/2015 Email from Altman to Sutskever re AI (OPENAI_MUSK00016785)	Sam Altman; Ilya Sutskever	Yes	FRE 105 (not for truth)	
504	07/19/2015 Email from Gallagher to Altman re quick update (SPX-005755)	Sam Altman; Elon Musk	Yes	FRE 105 (not for truth)	
505	10/31/2015 Email from Musk to Salamy, Geshuri re YCombinator and Tesla + Spacex Resumes (2024MUSK-0003724)	Elon Musk	Yes		
506	11/20/2015 Email from Gallagher to Altman re YC AI/Google (TESLA_000000143)	Sam Altman; Elon Musk	Yes		
507	11/20/2015 Email from Musk to Altman re AI docs (2024MUSK-0009963)	Sam Altman; Elon Musk	Yes		
508	11/21/2015 Text message between Brockman and Sutskever (OPENAI_MUSK00021615)	Greg Brockman; Ilya Sutskever	Yes		
509	11/24/2015 Email from Musk to Brockman, Altman re follow up from call (2024MUSK-0000384)	Sam Altman; Greg Brockman; Elon Musk	Yes		
510	11/25/2015 Text message between Brockman and Sutskever (OPENAI_MUSK00021642)	Greg Brockman; Ilya Sutskever	Yes		
511	12/08/2015 Certificate of Incorporation of OpenAI, Inc. (OPENAI_MUSK00000416)	Sam Altman; Chris Clark; Appendix A	Yes		
512	12/11/2015 OpenAI blog post re Introducing OpenAI (OPENAI_MUSK00039198)	Sam Altman; Greg Brockman; Chris Clark; Appendix A	Yes		

Ex. No.	Description	Sponsoring Witness	Stipulation to Admit	Objection	Date Admitted
513	12/11/2015 Email from Musk to Sutskever, Vagata, Cheung, Kingma, Karpathy, Schulman, Blackwell, Brockman, Zaremba, Altman re The OpenAI Company (2024MUSK-0009787)	Sam Altman; Greg Brockman; Elon Musk; Ilya Sutskever	Yes		
514	12/14/2015 Email from Altman to Musk re questions (2024MUSK-0010077)	Sam Altman; Elon Musk	Yes		
515	12/17/2015 Email from Gong to Musk, Lo, Holland re 2015 Year End Tax Planning (BMO_00001436)	Elon Musk		FRE 403; FRE 402	
516	01/02/2016 Email from Musk to Sutskever, Altman, Brockman re congrats on the falcon 9 (2024MUSK-0005755)	Sam Altman; Greg Brockman; Elon Musk; Ilya Sutskever	Yes		
517	01/25/2016 Musk Foundation Form 990 Return of Private Foundation for the tax year beginning July 1, 2014 and ending June 30, 2015 (2024Foundation-0000680)	Jared Birchall; Elon Musk		FRE 402	
518	02/19/2016 Email from Sutskever to Musk, Brockman, Altman re Followup thoughts (2024MUSK-0009991)	Sam Altman; Greg Brockman; Elon Musk; Ilya Sutskever	Yes		
519	02/22/2016 Email from Brockman to Musk, Altman re compensation framework (2024MUSK-0005038)	Sam Altman; Greg Brockman; Elon Musk	Yes		
520	02/25/2016 Email from Gong to Musk, Altman, Lo, Holland re cash (2024MUSK-0000411)	Sam Altman; Elon Musk	Yes		
521	03/01/2016 Email from Teller to Altman, Gallagher, Brockman, Sutskever re OpenAI - Weekly Visit (OPENAI_MUSK00029161)	Sam Altman; Greg Brockman; Ilya Sutskever; Sam Teller	Yes		
522	03/08/2016 Email from Musk to Altman, Brockman re recruiting (2024MUSK-0001124)	Sam Altman; Greg Brockman; Elon Musk	Yes		
523	03/11/2016 Email from Gong to Clark, Harris myCFO, Birchall re cash	Jared Birchall	Yes		

Ex. No.	Description	Sponsoring Witness	Stipulation to Admit	Objection	Date Admitted
	(BMO_00000102)				
524	03/13/2016 Email from Brockman to Musk re Recruiter for OpenAI (2024MUSK-0004614)	Greg Brockman; Elon Musk	Yes		
525	03/21/2016 Email from Musk to Brockman, Teller re wired article (2024MUSK-0005540)	Greg Brockman; Elon Musk; Sam Teller	Yes		
526	03/27/2016 Email from Musk to Brockman, Musk, Teller re btw (OPENAI_MUSK00020254)	Greg Brockman; Elon Musk	Yes		
527	04/26/2016 OpenAI blog post re Welcome, Pieter and Shivon! (OPENAI_MUSK00038353)	Sam Altman; Greg Brockman; Elon Musk; Shivon Zilis; Appendix A	Yes		
528	05/14/2016 Email from Musk to Birchall re Weekly Update (2024MUSK-0009022)	Jared Birchall; Elon Musk	Yes		
529	05/15/2016 May 2016 OpenAI Grant Proposal (OPENAI_MUSK00018907)	Sam Altman; Chris Clark; Appendix A	Yes		
530	05/20/2016 Letter from Clark to Gong re YC.org fiscal sponsorship of OpenAI, Inc. (Catalyst0000192)	Chris Clark; Appendix A	Yes		
531	05/20/2016 May 2016 Fiscal Sponsorship Agreement between YC.Org and OpenAI, Inc. (OPENAI_MUSK00018902)	Chris Clark; Appendix A	Yes		
532	05/21/2016 Email from Brockman to Musk, Teller, Altman, Sutskever re google policy conversation (OPENAI_MUSK00000088)	Sam Altman; Greg Brockman; Elon Musk; Ilya Sutskever; Sam Teller	Yes		
533	05/23/2016 Email from Holland to Birchall, Gong, Harris myCFO re cash - OpenAI/YC.org (BMO_00000133)	Jared Birchall	Yes		
534	05/27/2016 Letter from Clark to Musk re gift acknowledgment (YCORG_0000001)	Jared Birchall; Elon Musk; Appendix A	Yes		

Ex. No.	Description	Sponsoring Witness	Stipulation to Admit	Objection	Date Admitted
535	06/01/2016 Email from Lo to Birchall re did the invite go out? (BMO_00000788)	Jared Birchall		FRE 402; FRE 403	
536	06/01/2016 Email from Holland to Birchall, Gong, Lo re The Musk Foundation (BMO_00001450)	Jared Birchall	Yes		
537	06/02/2016 Email from Musk to Brockman re games group (OPENAI_MUSK00000542)	Greg Brockman; Elon Musk	Yes		
538	06/06/2016 Letter from Clark to OpenAI, Inc. re Notification of Grant(s) (YCORG_0000002)	Chris Clark; Appendix A	Yes		
539	06/10/2016 Email from Musk to Birchall re A few things (2024MUSK-0005224)	Jared Birchall; Elon Musk		FRE 402	
540	06/14/2016 Email from Birchall to Gong, Harris myCFO, Poon re Pioneer building lease (BMO_00000798)	Jared Birchall	Yes		
541	06/14/2016 Email from Gong to Holland, Lo re Fw: Pioneer building lease (BMO_00000234)	Jared Birchall	Yes		
542	06/14/2016 Email from Birchall to Musk re Pioneer building lease (2024MUSK-0011157)	Jared Birchall; Elon Musk	Yes		
543	06/15/2016 Email from Birchall to Holland, Gong, Harris myCFO re OpenAI wire - ok to process today (BMO_00000238)	Jared Birchall	Yes		
544	06/17/2016 Office Lease Agreement between Bridgeton Pioneer Property LLC and Musk Industries LLC (2024MUSK-0000519)	Elon Musk; Appendix A	Yes		
545	06/22/2016 Email from Clark to Birchall, Imhof, Altman re Pioneer Building Lease (OPENAI_MUSK00017240 through OPENAI_MUSK00017242)	Sam Altman; Jared Birchall	Yes		
546	07/01/2016 Email from Birchall to Musk, Teller re Pioneer Building Lender Approval (SPX-002475 through SPX-002525)	Jared Birchall; Elon Musk; Sam Teller	Yes		
547	07/10/2016 Email from Musk to Birchall re Weekly Update (2024MUSK-0009632)	Jared Birchall; Elon Musk	Yes		

Ex. No.	Description	Sponsoring Witness	Stipulation to Admit	Objection	Date Admitted
548	07/11/2016 Email from Gallagher to Teller, Butterfield re Neuralink (SPX-002456)	Elon Musk; Sam Teller	Yes		
549	07/13/2016 Email from Gong to Birchall, Cody, Lo, Holland re FW: Foundation (BMO_00000816)	Jared Birchall	Yes		
550	07/18/2016 Email from Gallagher to Teller, Butterfield re Tomorrow - Neural Lace (TESLA_000000518)	Sam Teller	Yes		
551	07/22/2016 Email from Gallagher to Teller re FW: EM Pioneer Building Visit this week (SPX-001585)	Jared Birchall; Elon Musk; Sam Teller	Yes		
552	08/01/2016 Email from Brockman to Altman, Sutskever re Fwd: jared <> kate intro (OPENAI_MUSK00020555)	Sam Altman; Jared Birchall; Greg Brockman; Ilya Sutskever	Yes		
553	08/04/2016 Email from Teller to Birchall re OpenAI (SPX-002388)	Jared Birchall; Sam Teller	Yes		
554	08/05/2016 Email from Birchall to Imhof, Teller, Altman re OpenAI (OPENAI_MUSK00017260)	Sam Altman; Jared Birchall; Sam Teller	Yes		
555	08/22/2016 Email from Musk to Gallagher re OpenAI tomorrow? (2024MUSK-0004855)	Elon Musk	Yes		
556	08/30/2016 Email from Musk to Altman re microsoft/openAI (2024MUSK-0005033)	Sam Altman; Elon Musk	Yes		
557	11/08/2016 Amendment to Server and Cloud Enrollment Agreement between Microsoft Corporation and OpenAI, Inc. (OPENAI_MUSK00022264)	Sam Altman; Chris Clark	Yes		
558	11/15/2016 OpenAI blog post re OpenAI and Microsoft (OPENAI_MUSK00038355)	Sam Altman; Greg Brockman; Appendix A	Yes		
559	12/12/2016 Email from Musk to Merolla, Sabes, Hanson, Hodak, Seo, Teller re Communicative rhesus? (2024MUSK-0003264)	Elon Musk; Sam Teller	Yes		

Ex. No.	Description	Sponsoring Witness	Stipulation to Admit	Objection	Date Admitted
560	12/22/2016 Letter from Clark to OpenAI, Inc. re Response to Grant Agreement Extension Request (OPENAI_MUSK00020201)	Sam Altman; Chris Clark; Appendix A	Yes		
561	12/29/2016 Email from Holland to Simon-Ferrigno, Harris myCFO, Birchall re Musk Foundation/DAF (BMO_00000889 through BMO_00000890)	Jared Birchall	Yes		
562-599	(Intentionally Left Blank)				
600	01/18/2017 Email from Teller to Birchall re Pioneer (TESLA_000000897)	Jared Birchall; Sam Teller	Yes		
601	02/08/2017 Email from Clark to Birchall re OpenAI Q1 2017 Funding (EXMF-0000120 through EXMF-0000121)	Jared Birchall	Yes		
602	02/14/2017 Musk Foundation Form 990 Return of Private Foundation for the tax year beginning July 1, 2015 and ending June 30, 2016 (2024Foundation-0000763)	Jared Birchall; Elon Musk	Yes		
603	02/16/2017 Email from Brockman to Teller, Sutskever re OpenAI team (OPENAI_MUSK00003412)	Greg Brockman; Ilya Sutskever; Sam Teller	Yes		
604	02/22/2017 Email from Gu to Teller, Brockman, Sutskever, Gray re ML inference SW discussion with Scott Gray (OPENAI_MUSK00029324)	Greg Brockman; Ilya Sutskever; Sam Teller		FRE 802; FRE 402; FRE 403	
605	02/22/2017 Email from Lattner to Musk, Teller re OpenAI Guys (2024MUSK-0010330)	Elon Musk; Sam Teller		FRE 402; FRE 403	
606	03/01/2017 Email from Pham to Brockman, Sutskever, Karpathy, Gray, Nii re Tesla / OpenAI (OPENAI_MUSK00029329)	Greg Brockman; Ilya Sutskever; Sam Teller		FRE 402; FRE 403	
607	03/01/2017 Email from Clark to Kim, Brockman, Teller re fyi (OPENAI_MUSK00003482)	Greg Brockman; Sam Teller		FRE 402; FRE 403	
608	03/01/2017 Letter from Clark to Musk re gift acknowledgment (YCORG_0000004)	Jared Birchall; Elon Musk; Appendix A	Yes		

Ex. No.	Description	Sponsoring Witness	Stipulation to Admit	Objection	Date Admitted
609	03/27/2017 "Elon Musk Launches Neuralink to Connect Brains With Computers," The Wall Street Journal (OPENAI_MUSK00039067)	Identification Only		FRE 802; FRE 402; FRE 403; FRE 602	
610	03/28/2017 Email from Musk to Teller, Birchall re Open Philanthropy Grant to OpenAI (2024MUSK-0004912)	Jared Birchall; Elon Musk; Sam Teller	Yes		
611	05/06/2017 Email from Teller to Clark re Shivon Zilis (OPENAI_MUSK00029475)	Sam Teller	Yes		
612	05/10/2017 Email from Brockman to Teller re Shivon Zilis (OPENAI_MUSK00029477)	Greg Brockman; Sam Teller	Yes		
613	05/15/2017 Email from Teller to Zilis re Tesla/ Neuralink / OpenAI docs (TELLER00000397)	Sam Teller; Shivon Zilis	Yes		
614	05/19/2017 Email from Teller to Musk re Google Rattles the Tech World With a New AI Chip for All | WIRED (2024MUSK-0000350)	Elon Musk; Sam Teller	Yes		
615	06/01/2017 Letter from Clark to Musk re gift acknowledgment (YCORG_0000005)	Jared Birchall; Elon Musk; Appendix A	Yes		
616	06/08/2017 Email from Nicola to Zilis, Gallagher re Tesla (TESLA_000001384)	Shivon Zilis		FRE 802; FRE 403; FRE 402	
617	06/09/2017 Email from Teller to Zilis re Tesla priorities 6/6 (TESLA_000001348)	Sam Teller; Shivon Zilis		FRE 403; FRE 402	
618	06/09/2017 Text message between Nicola and Musk (2024MUSK-0014397)	Elon Musk		FRE 402; FRE 403	
619	06/09/2017 Text message between Gallagher, Zilis, and Teller (GALLAGHER00000166 through GALLAGHER00000165)	Sam Teller; Shivon Zilis		FRE 402; FRE 403	
620	06/20/2017 Email from O'Brien to Clark, Teller, Arnold, Sulprizio re Dave at Quartz query re Karpathy (TESLA_000001463)	Sam Teller		FRE 402; FRE 403; FRE 602	

Ex. No.	Description	Sponsoring Witness	Stipulation to Admit	Objection	Date Admitted
621	06/21/2017 Fidelity Charitable Investment Advisor Program Application (FIDCHAR-OPENAI-000751)	Jared Birchall; Elon Musk; Appendix A	Yes		
622	07/03/2017 Email from Musk to Sutskever, Brockman, Altman re openai biweekly update (2024MUSK-0009473)	Sam Altman; Greg Brockman; Elon Musk; Ilya Sutskever	Yes		
623	07/03/2017 Email from Musk to Altman, Sutskever, Brockman re openai biweekly update (2024MUSK-0009462)	Sam Altman; Greg Brockman; Elon Musk; Ilya Sutskever	Yes		
624	07/03/2017 Email from Musk to Keller re openai biweekly update (2024MUSK-0008496)	Elon Musk	Yes		
625	07/12/2017 Email from Sutskever to Musk, Brockman re The business of building AGI (2024MUSK-0008915)	Greg Brockman; Elon Musk; Ilya Sutskever	Yes		
626	07/13/2017 Text message between Zilis and Brockman (ZILIS-0001517)	Greg Brockman; Shivon Zilis	Yes	FRE 105 (part not for truth)	
627	07/18/2017 Email from Zilis to Musk, Teller re OpenAI notes in advance of tonight's meeting (2024MUSK-0010721)	Elon Musk; Sam Teller; Shivon Zilis	Yes		
628	07/21/2017 Email from Zilis to Teller re Notes on Cerebras visit (TESLA_000001679)	Elon Musk; Sam Teller; Shivon Zilis	Yes		
629	07/21/2017 Email from Birchall to Musk, Sutskever, Brockman, Schulman, Zaremba re Beijing Wants A.I. to Be Made in China by 2030 - NYTimes.com (2024MUSK-0006126)	Jared Birchall; Greg Brockman; Elon Musk; Ilya Sutskever	Yes		
630	07/21/2017 Email from Musk to Sutskever, Brockman re biweekly update (2024MUSK-0008733)	Greg Brockman; Elon Musk; Ilya Sutskever	Yes		
631	07/22/2017 Email from Musk to Zaremba re Beijing Wants A.I. to Be Made in China by 2030 - NYTimes.com (2024MUSK-0006089)	Elon Musk	Yes		

Ex. No.	Description	Sponsoring Witness	Stipulation to Admit	Objection	Date Admitted
632	07/22/2017 Email from Gallagher to Brockman, Sutskever re Beijing Wants A.I. to Be Made in China by 2030 - NYTimes.com (OPENAI_MUSK00008719)	Greg Brockman; Ilya Sutskever	Yes		
633	07/25/2017 Email from Field to Keller re training computer (TESLA_000001714)	Elon Musk		FRE 602	
634	07/27/2017 Email from Gallagher to Altman re big progress: https://youtu.be/gVtmVUnqy0M (SPX-000185)	Sam Altman		FRE 402; FRE 403	
635	08/01/2017 Email from Musk to Zilis, Teller re Chip notes (2024MUSK-0004479)	Elon Musk; Sam Teller; Shivon Zilis	Yes	FRE 105 (part not for truth)	
636	08/04/2017 Text message between Zilis and Teller (ZILIS-0000205)	Sam Teller; Shivon Zilis		FRE 402	
637	08/07/2017 Email from Musk to Brockman, Józefowicz, Sutskever, Altman re dota unveiling (2024MUSK-0009198)	Sam Altman; Greg Brockman; Elon Musk; Ilya Sutskever	Yes		
638	08/08/2017 Fidelity Charitable Account Contribution Form and Letter of Instruction (FIDCHAR-OPENAI-000876)	Jared Birchall; Elon Musk; Appendix A	Yes		
639	08/10/2017 Email from Musk to Brockman re dota progress (2024MUSK-0009102)	Greg Brockman; Elon Musk	Yes		
640	08/11/2017 OpenAI blog post re Dota 2 (OPENAI_MUSK00038357)	Sam Altman; Greg Brockman	Yes		
641	08/11/2017 Email from Musk to Nadella, Altman, Brockman, Sutskever, Teller re Congrats (2024MUSK-0000669)	Sam Altman; Greg Brockman; Elon Musk; Satya Nadella; Ilya Sutskever	Yes		
642	08/12/2017 Email from Brockman to Musk, Zilis, Sutskever, Altman, Teller re Tomorrow afternoon (2024MUSK-0005629)	Sam Altman; Greg Brockman; Elon Musk; Ilya Sutskever; Shivon Zilis		FRE 403	

Ex. No.	Description	Sponsoring Witness	Stipulation to Admit	Objection	Date Admitted
643	08/12/2017 Email from Zilis to Teller, Gallagher re Decisions and Notes (TESLA_000002038)	Sam Teller; Shivon Zilis	Yes		
644	08/15/2017 Text message between Zilis, Teller, and Gallagher (ZILIS-0002719)	Sam Teller; Shivon Zilis	Yes		
645	08/15/2017 Text message between Birchall and Zilis (ZILIS-0007134)	Jared Birchall; Shivon Zilis	Yes		
646	08/16/2017 Email from Zilis to Birchall, Teller re OpenAI conversion (OPENAI_MUSK00003808)	Jared Birchall; Sam Teller; Shivon Zilis	Yes		
647	08/18/2017 Email from Birchall to Zilis, Teller re Collective intel on OpenAI (OPENAI_MUSK00023432)	Jared Birchall; Sam Teller; Shivon Zilis	Yes	FRE 105 (part not for truth)	
648	08/19/2017 Email from Zilis to Teller re Fwd: Re: (OPENAI_MUSK00023438)	Sam Teller; Shivon Zilis	Yes	FRE 105 (part not for truth)	
649	08/21/2017 Text message between Zilis and Teller (ZILIS-0000858)	Sam Teller; Shivon Zilis	Yes		
650	08/21/2017 Text message between Zilis and Birchall (ZILIS-0000944)	Jared Birchall; Shivon Zilis	Yes		
651	08/21/2017 Email from Zilis to Birchall re Fwd: OpenAI possible notes (OPENAI_MUSK00023469)	Jared Birchall; Shivon Zilis	Yes	FRE 105 (part not for truth)	
652	08/22/2017 Text message between Zilis and Birchall (ZILIS-0000955)	Jared Birchall; Shivon Zilis	Yes		
653	08/22/2017 Text message between Brockman and Sutskever (OPENAI_MUSK00023473)	Greg Brockman; Ilya Sutskever	Yes		
654	08/23/2017 Text message between Zilis and Birchall (ZILIS-0000975)	Jared Birchall; Shivon Zilis	Yes		
655	08/24/2017 Email from Han to Teller, Birchall, McNeill, Ho, Guillen, Carroll re Model 3 priority (TESLA_000002125)	Jared Birchall; Sam Teller	Yes		
656	08/27/2017 Email from Clark to Sutskever, Brockman re OpenAI Org Info (OPENAI_MUSK00029509 through	Greg Brockman; Ilya Sutskever	Yes		

Ex. No.	Description	Sponsoring Witness	Stipulation to Admit	Objection	Date Admitted
	OPENAI_MUSK00029562)				
657	08/27/2017 Email from Zilis to Teller, Birchall re OpenAI Notes from Today (Neuralink_0000744)	Jared Birchall; Sam Teller; Shivon Zilis	Yes	FRE 105 (part not for truth)	
658	08/28/2017 Text message between Zilis and Teller (ZILIS-0000914)	Sam Teller; Shivon Zilis		FRE 802	
659	08/28/2017 OpenAI, Inc.'s Initial Registration Form with the Attorney General of California (2024MUSK-0003112)	Sam Altman; Greg Brockman; Appendix A	Yes		
660	08/28/2017 Email from Musk to Zilis, Teller re OpenAI notes (2024MUSK-0005521)	Elon Musk; Sam Teller; Shivon Zilis	Yes		
661	08/29/2017 Email from Musk to Han, Teller re Status on 4 M3 OpenAI (2024MUSK-0010865)	Elon Musk; Sam Teller	Yes		
662	08/29/2017 Email from Musk to Birchall re Q3 2017 Grant (2024MUSK-0009625)	Jared Birchall; Elon Musk	Yes		
663	08/30/2017 Email from Teller to Zilis re Fwd: (OPENAI_MUSK00023511)	Sam Altman; Sam Teller; Shivon Zilis		FRE 802	
664	08/30/2017 Email from Zilis to Teller re OpenAI starting sketch (Neuralink_0000729)	Sam Teller; Shivon Zilis	Yes		
665	08/31/2017 Text message between Zilis and Teller (ZILIS-0000923)	Sam Teller; Shivon Zilis	Yes	FRE 105 (part not for truth)	
666	08/31/2017 Email from Musk to Zilis re Last one (TESLA_000002144)	Elon Musk; Shivon Zilis		FRE 402; FRE 403	
667	08/31/2017 Text message between Brockman and Zilis (OPENAI_MUSK00023517)	Greg Brockman; Shivon Zilis	Yes	FRE 105 (part not for truth)	
668	09/01/2017 Email from Clark to Birchall re Q3 2017 Grant (EXMF-0003122)	Jared Birchall; Chris Clark		FRE 802	
669	09/01/2017 Text message between Zilis and Teller (ZILIS-0000932)	Sam Teller; Shivon Zilis	Yes		
670	09/05/2017 Text message between Zilis and Teller (ZILIS-0000959)	Sam Teller; Shivon Zilis		FRE 402; FRE 403	
671	09/05/2017 Text message between Zilis and Brockman (ZILIS-0001351)	Greg Brockman; Shivon Zilis		FRE 802	

Ex. No.	Description	Sponsoring Witness	Stipulation to Admit	Objection	Date Admitted
672	09/05/2017 Text message between Brockman and Zilis (OPENAI_MUSK00023542)	Greg Brockman; Shivon Zilis		FRE 802	
673	09/06/2017 Email from Zilis to Teller re Notes from our text thread (Neuralink_0000722)	Sam Teller; Shivon Zilis	Yes	FRE 105 (part not for truth)	
674	09/07/2017 Email from Teller to Zilis re Mueller (OPENAI_MUSK00023574)	Sam Teller; Shivon Zilis	Yes		
675	09/08/2017 Email from Teller to Zilis re OpenAI Notes from Today (OPENAI_MUSK00003854)	Sam Teller; Shivon Zilis	Yes	FRE 105 (part not for truth)	
676	09/09/2017 Email from Teller to Zilis, Birchall re State of OpenAIgotiations (OPENAI_MUSK00008799)	Jared Birchall; Sam Teller; Shivon Zilis	Yes	FRE 105 (part not for truth)	
677	09/10/2017 Email from Teller to Zilis re State of OpenAIgotiations (OPENAI_MUSK00008803)	Sam Teller; Shivon Zilis	Yes	FRE 105 (part not for truth)	
678	09/10/2017 Email from Teller to Zilis re State of OpenAIgotiations (SPX-003911)	Sam Teller; Shivon Zilis	Yes		
679	09/11/2017 Email from Musk to Brockman, Altman, Sutskever re proposed cap table (2024MUSK-0009373)	Sam Altman; Greg Brockman; Elon Musk; Ilya Sutskever	Yes		
680	09/11/2017 Email from Birchall to Musk re OpenAI Cap Table (EXMF-0003257 through EXMF-0003258)	Jared Birchall; Elon Musk	Yes		
681	09/11/2017 Text message between Musk and Altman (2024MUSK-0014319)	Sam Altman; Elon Musk	Yes	FRE 105 (part not for truth)	
682	09/11/2017 Email from Zilis to Birchall re OpenAI notes (OPENAI_MUSK00003857)	Jared Birchall; Shivon Zilis	Yes	FRE 105 (part not for truth)	
683	09/12/2017 Text message between Zilis and Teller (ZILIS-0001036)	Sam Teller; Shivon Zilis	Yes		
684	09/12/2017 Email from Musk to Brockman, Sutskever re Fw: cap table (2024MUSK-0009261)	Greg Brockman; Elon Musk; Ilya Sutskever	Yes		
685	09/12/2017 Email from Gallagher to Musk re Follow up	Elon Musk	Yes		

Ex. No.	Description	Sponsoring Witness	Stipulation to Admit	Objection	Date Admitted
	call (2024MUSK-0003755)				
686	09/13/2017 Email from Musk to Sutskever, Brockman re Current State (2024MUSK-0009240)	Greg Brockman; Elon Musk; Ilya Sutskever	Yes		
687	09/13/2017 Text message between Birchall and Zilis (ZILIS-0001022)	Jared Birchall; Shivon Zilis		FRE 802; FRE 402; FRE 403	
688	09/13/2017 Text message between Musk and Altman (OPENAI_MUSK00017448)	Sam Altman; Elon Musk	Yes		
689	09/13/2017 Email from Altman to Teller re Gwynne (SPX-001945)	Sam Altman; Sam Teller	Yes	FRE 105 (not for truth)	
690	09/13/2017 Email from Musk to Teller, Zilis re Sam A (2024MUSK-0004702)	Elon Musk; Sam Teller; Shivon Zilis	Yes	FRE 105 (part not for truth)	
691	09/13/2017 Text message between Musk, Birchall, Teller, and Zilis (2024MUSK-0014185)	Jared Birchall; Elon Musk; Sam Teller; Shivon Zilis	Yes		
692	09/14/2017 Email from Musk to Altman, Brockman, Sutskever re openai.com (2024MUSK-0004658)	Sam Altman; Greg Brockman; Elon Musk; Ilya Sutskever	Yes	FRE 105 (part not for truth)	
693	09/15/2017 Certificate of Incorporation of Open Artifical Intelligence Technologies, Inc., a Public Benefit Corporation (OPENAI_MUSK00038360)	Jared Birchall	Yes		
694	09/15/2017 Email from Birchall to Clark re FW: Model 3 priority (OPENAI_MUSK00008848)	Jared Birchall	Yes		
695	09/15/2017 Email from Altman to Musk, Brockman, Sutskever re (2024MUSK-0004607)	Sam Altman; Greg Brockman; Elon Musk; Ilya Sutskever	Yes	FRE 105 (not for truth)	
696	09/16/2017 Text message between Zilis and Teller (ZILIS-0001093)	Sam Teller; Shivon Zilis	Yes	FRE 105 (part not for truth)	
697	09/18/2017 Email from Zilis to Gallagher re Fwd: Sam A (TESLA_000002243)	Shivon Zilis	Yes	FRE 105 (part not for truth)	

Ex. No.	Description	Sponsoring Witness	Stipulation to Admit	Objection	Date Admitted
698	09/19/2017 Text message between Zilis and Birchall (ZILIS-0001032)	Jared Birchall; Shivon Zilis	Yes	FRE 105 (part not for truth)	
699	09/19/2017 Email from Musk to Zilis re Ran into Sam A at OpenAI building (2024MUSK-0005838)	Elon Musk; Shivon Zilis	Yes	FRE 105 (part not for truth)	
700	09/19/2017 Email from Brockman to Musk, Sutskever re Idea (OPENAI_MUSK00023700)	Greg Brockman; Elon Musk; Ilya Sutskever		FRE 802	
701	09/20/2017 Text message between Zilis and Brockman (ZILIS-0001452)	Greg Brockman; Shivon Zilis	Yes	FRE 105 (part not for truth)	
702	09/20/2017 Email from Teller to Birchall re Fwd: Honest Thoughts (SPX-003903)	Jared Birchall; Sam Teller	Yes		
703	09/20/2017 Text message between Brockman, Altman, and Sutskever (OPENAI_MUSK00023706)	Sam Altman; Greg Brockman; Ilya Sutskever	Yes		
704	09/20/2017 Email from Musk to Sutskever, Altman, Brockman, Teller, Zilis re Honest Thoughts (2024MUSK-0000224 through 2024MUSK-0000226)	Sam Altman; Greg Brockman; Elon Musk; Ilya Sutskever; Sam Teller; Shivon Zilis	Yes		
705	09/21/2017 Email from Altman to Musk, Sutskever, Brockman, Teller, Zilis re Honest Thoughts (2024MUSK-0000218 through 2024MUSK-0000220)	Sam Altman; Greg Brockman; Elon Musk; Ilya Sutskever; Sam Teller; Shivon Zilis	Yes		
706	09/25/2017 Email from Zilis to Teller re Sam and Shivon list of topics (OPENAI_MUSK00023733)	Sam Teller; Shivon Zilis		FRE 402	
707	09/27/2017 Email from Musk to Teller, Zilis, Birchall re OpenAI Board Update (2024MUSK-0008757)	Jared Birchall; Elon Musk; Sam Teller; Shivon Zilis	Yes	FRE 105 (part not for truth)	
708	09/28/2017 Email from Teller to Zilis re Greg and Ilya (TESLA_000002281)	Sam Teller; Shivon Zilis	Yes	FRE 105 (part not for truth)	

Ex. No.	Description	Sponsoring Witness	Stipulation to Admit	Objection	Date Admitted
709	09/28/2017 Text message between Birchall and Zilis (BIRCHALL-0000025)	Jared Birchall; Shivon Zilis	Yes	FRE 105 (part not for truth)	
710	09/28/2017 Email from Zilis to Birchall re OpenAI (OPENAI_MUSK00023783)	Jared Birchall; Shivon Zilis	Yes	FRE 105 (part not for truth)	
711	09/29/2017 Email from Birchall to Clark re 3180 18th Street . October rent Statement (OPENAI_MUSK00023784)	Jared Birchall	Yes		
712	10/02/2017 Email from Teller to Zilis re OpenAI notes (Question for Sam on top!) (OPENAI_MUSK00003882)	Sam Teller; Shivon Zilis	Yes	FRE 105 (part not for truth)	
713	10/02/2017 Email from Musk to Zilis, Teller, Gallagher re OpenAI (OPENAI_MUSK00023802)	Elon Musk; Sam Teller; Shivon Zilis	Yes	FRE 105 (part not for truth)	
714	10/08/2017 Email from Musk to Zilis, Teller re Google / DeepMind (2024MUSK-0004932)	Elon Musk; Sam Teller; Shivon Zilis	Yes		
715	10/20/2017 Email from Teller to Zilis re Ilya (OPENAI_MUSK00023876)	Sam Teller; Shivon Zilis	Yes	FRE 105 (part not for truth)	
716	10/22/2017 Email from Teller to Zilis re Greg + Ilya (OPENAI_MUSK00023889)	Sam Teller; Shivon Zilis	Yes	FRE 105 (part not for truth)	
717	10/24/2017 Email from Brockman to Altman, Sutskever re Machine Learning at Neuralink (OPENAI_MUSK00020851)	Sam Altman; Greg Brockman; Ilya Sutskever		FRE 402; FRE 403	
718	10/30/2017 Email from Zilis to Teller re Quick items and reminders (Neuralink_0000579)	Sam Teller; Shivon Zilis	Yes	FRE 105 (part not for truth)	
719	10/31/2017 Email from Zilis to Teller re Minimally Invasive Neural Arrays Update (Neuralink_0000549)	Sam Teller; Shivon Zilis		FRE 402	
720	11/01/2017 Text message between Altman and Teller (OPENAI_MUSK00023911)	Sam Altman; Sam Teller	Yes	FRE 105 (part not for truth)	
721	11/07/2017 Text message between Altman and Zilis (OPENAI_MUSK00017488)	Sam Altman; Shivon Zilis	Yes		
722	11/09/2017 Email from Gallagher to Zilis, Teller re Building Dota Bots That Beat Pros – OpenAI's Greg Brockman, Szymon Sidor, and	Sam Teller; Shivon Zilis	Yes		

Ex. No.	Description	Sponsoring Witness	Stipulation to Admit	Objection	Date Admitted
	Sam Altman (Neuralink_0000506)				
723	11/14/2017 Text message between Zilis and Birchall (ZILIS-0007121)	Jared Birchall; Shivon Zilis	Yes		
724	11/27/2017 Email from Zilis to O'Brien re Tesla AI Event (First Draft of FAQs) (TESLA_000002597)	Shivon Zilis	Yes		
725	11/28/2017 Text message between Zilis and Teller (ZILIS-0002612)	Sam Teller; Shivon Zilis	Yes		
726	12/02/2017 Email from Clark to Zilis re EM OpenAI Hours (OPENAI_MUSK00004047)	Shivon Zilis	Yes		
727	12/09/2017 Text message between Brockman and Altman (OPENAI_MUSK00024114)	Sam Altman; Greg Brockman	Yes		
728	12/22/2017 Email from Teller to Zilis re Update (OPENAI_MUSK00024218)	Sam Teller; Shivon Zilis	Yes	FRE 105 (part not for truth)	
729	12/25/2017 Email from Musk to Zilis re Update (2024MUSK-0005746)	Elon Musk; Shivon Zilis	Yes		
730	12/25/2017 Email from Musk to Brockman, Altman, Sutskever, Zilis, Teller re compute (2024MUSK-0004689)	Sam Altman; Greg Brockman; Elon Musk; Ilya Sutskever; Sam Teller; Shivon Zilis	Yes		
731	12/26/2017 Email from Brockman to Musk re Fwd: openai q1 2018 (2024MUSK-0000725)	Greg Brockman; Elon Musk	Yes		
732	01/06/2018 Email from Musk to Zilis re Quick OpenAI Notes (2024MUSK-0005675)	Elon Musk; Shivon Zilis	Yes	FRE 105 (part not for truth)	
733	01/07/2018 Email from Zilis to Teller re OpenAI this week (SPX-001865)	Sam Teller; Shivon Zilis	Yes		
734	01/08/2018 Email from Brockman to Musk, Sutskever, Altman re biweekly update (2024MUSK-0005513)	Sam Altman; Greg Brockman; Elon Musk; Ilya Sutskever	Yes		
735	01/12/2018 Email from Brockman to Newell re follow-	Greg Brockman	Yes		

Ex. No.	Description	Sponsoring Witness	Stipulation to Admit	Objection	Date Admitted
	up (OPENAI_MUSK00009109)				
736	01/14/2018 Email from Musk to Zilis re OpenAI ICO (2024MUSK-0008564)	Elon Musk; Shivon Zilis	Yes		
737	01/15/2018 Text message between Altman and Zilis (OPENAI_MUSK00017540)	Sam Altman; Shivon Zilis	Yes		
738	01/16/2018 Text message between Teller and Zilis (ZILIS-0002435)	Sam Teller; Shivon Zilis	Yes		
739	01/21/2018 Email from Birchall to Zilis re Monday at OpenAI (OPENAI_MUSK00024469)	Jared Birchall; Shivon Zilis	Yes		
740	01/21/2018 Email from Musk to Altman, Brockman, Sutskever, Teller, Zilis re ICO (2024MUSK-0004613)	Sam Altman; Greg Brockman; Elon Musk; Ilya Sutskever; Sam Teller; Shivon Zilis	Yes		
741	01/23/2018 Email from Zilis to Birchall re Let's talk about AI (Neuralink_0000455)	Jared Birchall; Shivon Zilis	Yes		
742	01/23/2018 Email from Zilis to Teller re Inputs (ZILIS-0006960)	Sam Teller; Shivon Zilis	Yes		
743	01/24/2018 Letter from Clark to Musk re gift acknowledgment (OPENAI_MUSK00028000)	Jared Birchall; Elon Musk; Appendix A	Yes		
744	01/29/2018 Text message between Teller and Zilis (ZILIS-0002490)	Sam Teller; Shivon Zilis		FRE 802	
745	01/29/2018 Text message between Sutskever, Altman, and Brockman (OPENAI_MUSK00024514)	Sam Altman; Greg Brockman; Ilya Sutskever	Yes		
746	01/30/2018 Text message between Teller and Zilis (ZILIS-0002493)	Sam Teller; Shivon Zilis		FRE 802	
747	01/31/2018 Text message between Altman and Zilis (OPENAI_MUSK00017586)	Sam Altman; Shivon Zilis	Yes	FRE 105 (part not for truth)	

Ex. No.	Description	Sponsoring Witness	Stipulation to Admit	Objection	Date Admitted
748	02/01/2018 Email from Brockman to Musk, Sutskever, Altman, Teller, Zilis re Top AI institutions today (2024MUSK-0004547)	Sam Altman; Greg Brockman; Elon Musk; Ilya Sutskever; Sam Teller; Shivon Zilis	Yes		
749	02/01/2018 Email from Musk to Sutskever, Brockman re Fwd: Top AI institutions today (2024MUSK-0005444)	Greg Brockman; Elon Musk; Ilya Sutskever	Yes		
750	02/01/2018 Email from Altman to Teller, Zilis re feedback on this? (OPENAI_MUSK00020930)	Sam Altman; Sam Teller; Shivon Zilis	Yes	FRE 105 (not for truth)	
751	02/02/2018 Text message between Teller and Zilis (ZILIS-0002508)	Sam Teller; Shivon Zilis	Yes	FRE 105 (part not for truth)	
752	02/02/2018 Text message between Altman and Zilis (ZILIS-0002071)	Sam Altman; Shivon Zilis	Yes		
753	02/03/2018 Text message between Altman and Zilis (ZILIS-0002089)	Sam Altman; Shivon Zilis	Yes	FRE 105 (not for truth)	
754	02/03/2018 Email from Zilis to Teller re So far (SPX-006856)	Sam Teller; Shivon Zilis	Yes	FRE 105 (part not for truth)	
755	02/04/2018 Text message between Teller and Zilis (ZILIS-0002525)	Sam Teller; Shivon Zilis	Yes	FRE 105 (part not for truth)	
756	02/09/2018 Email from Teller to Zilis re A few things (OPENAI_MUSK00004332)	Sam Teller; Shivon Zilis	Yes	FRE 105 (part not for truth)	
757	02/11/2018 Email from Musk to Zilis, Teller re OpenAI and this upcoming week (2024MUSK-0004497)	Elon Musk; Sam Teller; Shivon Zilis	Yes		
758	02/13/2018 Email from Zilis to Musk, Teller re OpenAI / Possible AI scenarios (SPX-006748 through SPX-006752)	Elon Musk; Sam Teller; Shivon Zilis	Yes		
759	02/13/2018 Email from Musk to Teller, Zilis, Gallagher re OpenAI / Possible AI scenarios (2024MUSK-0005669)	Elon Musk; Sam Teller; Shivon Zilis	Yes		
760	02/15/2018 Text message between Karpathy and Zilis (ZILIS-0001163)	Shivon Zilis		FRE 105 (part not for truth); FRE 402	

Ex. No.	Description	Sponsoring Witness	Stipulation to Admit	Objection	Date Admitted
761	02/15/2018 Text message between Musk and Zilis (ZILIS-0002324)	Elon Musk; Shivon Zilis		FRE 105 (part not for truth); FRE 402; FRE 403	
762	02/16/2018 Email from Brockman to Newell, Altman re update (OPENAI_MUSK00020933)	Sam Altman; Greg Brockman	Yes		
763	02/16/2018 Email from Sutskever to Brockman, Jack Clark, Dario Amodei, Luan, Karnofsky, Altman re feedback please (HKARNOFSKY_4722_0000528)	Sam Altman; Greg Brockman; Ilya Sutskever		FRE 802	
764	02/17/2018 Email from Teller to O'Brien, Zilis re thoughts? (OPENAI_MUSK00004385)	Sam Teller; Shivon Zilis	Yes	FRE 105 (part not for truth)	
765	02/17/2018 Text message between Altman and Zilis (ZILIS-0002197)	Sam Altman; Shivon Zilis		FRE 802; FRE 402; FRE 403	
766	02/17/2018 Text message between Teller and Zilis (ZILIS-0002599)	Sam Teller; Shivon Zilis	Yes		
767	02/19/2018 Email from Karpathy to Zilis, Musk re A few people from OpenAl who might be a fit at Tesla (2024MUSK-0010864)	Elon Musk; Shivon Zilis		FRE 105 (not for truth); FRE 402; FRE 403	
768	02/20/2018 Email from Zilis to O'Brien re Fwd: OpenAI all-hands and updated post (SPX-006746)	Shivon Zilis	Yes		
769	02/20/2018 Email from Gallagher to Musk, Teller, Lanou re Tuesday 2/20 (2024MUSK-0004000)	Elon Musk; Sam Teller		FRE 402; FRE 403	
770	02/20/2018 OpenAI blog post re OpenAI supporters (OPENAI_MUSK00037070)	Sam Altman; Greg Brockman; Chris Clark; Appendix A	Yes		
771	02/20/2018 Text message between Teller and Zilis (ZILIS-0002619)	Sam Teller; Shivon Zilis		FRE 402*	
772	02/21/2018 Letter from Musk to Board of Directors of OpenAI, Inc. re Resignation from the OpenAI Board of Directors (2024MUSK-0000303)	Sam Altman; Greg Brockman; Elon Musk; Ilya Sutskever	Yes		

Ex. No.	Description	Sponsoring Witness	Stipulation to Admit	Objection	Date Admitted
773-799	(Intentionally Left Blank)				
800	02/27/2018 Email from Teller to Zilis re lab spec (TESLA_000002970)	Sam Teller; Shivon Zilis		FRE 402; FRE 403	
801	03/02/2018 Email from Pachocki to Sidor, Altman re OpenAI meeting? (in Seattle March 13) (OPENAI_MUSK00029929)	Sam Altman	Yes		
802	03/12/2018 Email from Teller to Zilis re adam d'angelo (Neuralink_0000431)	Sam Teller; Shivon Zilis	Yes	FRE 105 (part not for truth)	
803	03/23/2018 Email from Teller to Zilis re follow up. (ZILIS-0004238)	Sam Teller; Shivon Zilis	Yes		
804	04/02/2018 Email from Musk to Altman, Zilis re The OpenAI Charter (2024MUSK-0009026)	Sam Altman; Elon Musk; Shivon Zilis	Yes		
805	04/09/2018 OpenAI Charter (OPENAI_MUSK00039196)	Sam Altman; Greg Brockman; Chris Clark; Appendix A	Yes		
806	04/23/2018 Email from Musk to Zilis, Teller re AI updates (2024MUSK-0005604)	Elon Musk; Sam Teller; Shivon Zilis	Yes	FRE 105 (part not for truth)	
807	04/24/2018 Text message between Altman and Zilis (OPENAI_MUSK00017678)	Sam Altman; Shivon Zilis	Yes		
808	04/25/2018 Text message between Altman and Zilis (OPENAI_MUSK00017686)	Sam Altman; Shivon Zilis	Yes		
809	04/30/2018 Text message between Zilis and Gallagher (GALLAGHER00000112)	Shivon Zilis	Yes		
810	05/03/2018 Musk Foundation Form 990 Return of Private Foundation for the tax year beginning July 1, 2016 and ending June 30, 2017 (BMO_00001865)	Jared Birchall; Elon Musk	Yes		
811	05/05/2018 Email from Zilis to Musk re google heads up (2024MUSK-0006192)	Elon Musk; Shivon Zilis	Yes		
812	05/23/2018 Email from Ponde de Oliveira Pinto to Powell et al. re Introducing ... (SCHULMAN_000164)	Mira Murati	Yes		

Ex. No.	Description	Sponsoring Witness	Stipulation to Admit	Objection	Date Admitted
813	06/08/2018 OpenAI article re Improving Language Understanding by Generative Pre-Training (OPENAI_MUSK00038374)	Sam Altman; Greg Brockman; Chris Clark	Yes	FRE 105 (not for truth)	
814	06/25/2018 OpenAI blog post re OpenAI Five (OPENAI_MUSK00038364)	Sam Altman; Greg Brockman; Chris Clark	Yes	FRE 402; FRE 105 (not for truth)	
815	06/26/2018 Email from Teller to Sulprizio re CORRECTION (TESLA_000003138)	Elon Musk; Sam Teller		FRE 602	
816	06/29/2018 Email from Teller to Tsukayama re OpenAI article (SPX-001758)	Elon Musk; Sam Teller		FRE 602; FRE 402	
817	06/29/2018 Text message between Baker and Musk (2024MUSK-0014330)	Elon Musk	Yes		
818	07/05/2018 Text message between Butterfield and Zilis (ZILIS-0002335)	Shivon Zilis	Yes		
819	07/05/2018 Email from Zilis to Musk, Teller re AI Updates (2024MUSK-0009985)	Elon Musk; Sam Teller; Shivon Zilis	Yes	FRE 105 (part not for truth)	
820	07/20/2018 Email from Gallagher to Zilis, Teller re FW: OpenAI (SPX-001697)	Sam Teller; Shivon Zilis	Yes		
821	08/05/2018 X post by Musk (OPENAI_MUSK00038386)	Elon Musk	Yes		
822	08/20/2018 Email from Zilis to Teller, Ortiz, Afshar re Considerations for this week (TESLA_000003293)	Sam Teller; Shivon Zilis	Yes	FRE 105 (part not for truth)	
823	08/27/2018 Email from Afshar to Teller, Zilis, Ortiz, Butterfield, Balajadia re Considerations for Deer Creek and Pioneer (TESLA_000003337)	Sam Teller; Shivon Zilis	Yes	FRE 105 (part not for truth)	
824	08/27/2018 Text message between Ortiz and Zilis (ZILIS-0000500)	Shivon Zilis	Yes		
825	08/29/2018 Text message between Ortiz and Zilis (ZILIS-0000510)	Shivon Zilis	Yes		
826	08/29/2018 Email from Zilis to Altman re Docs (Neuralink_0000317)	Sam Altman; Shivon Zilis	Yes		

Ex. No.	Description	Sponsoring Witness	Stipulation to Admit	Objection	Date Admitted
827	08/31/2018 Email from Altman to Musk, Teller, Zilis re OpenAI term sheet (SPX-001642 through SPX-001647)	Sam Altman; Elon Musk; Sam Teller; Shivon Zilis	Yes		
828	08/31/2018 Email from Birchall to Zilis re OpenAI term sheet (ZILIS-0004162)	Jared Birchall; Shivon Zilis		FRE 105 (part not for truth); FRE 402	
829	09/01/2018 Text message between Altman and Zilis (OPENAI_MUSK00017763)	Sam Altman; Shivon Zilis	Yes	FRE 105 (part not for truth)	
830	09/01/2018 Email from Zilis to Birchall, Teller, Ortiz re AI decisions (SPX-003576)	Jared Birchall; Sam Teller; Shivon Zilis	Yes	FRE 105 (part not for truth)	
831	09/04/2018 Text message between Ortiz and Zilis (ZILIS-0002377)	Shivon Zilis	Yes		
832	09/04/2018 Text message between Teller and Zilis (ZILIS-0000101)	Sam Teller; Shivon Zilis		FRE 403; FRE 105 (part not for truth)	
833	09/06/2018 Email from Zilis to Teller re OpenAI term sheet (TESLA_000003385)	Sam Teller; Shivon Zilis		FRE 802	
834	09/07/2018 Text message between Teller and Zilis (ZILIS-0000109)	Sam Teller; Shivon Zilis	Yes		
835	09/11/2018 Email from Teller to Zilis, Afshar, Ortiz, Balajadia re Considerations for Deer Creek and Pioneer this week (TESLA_000003416)	Sam Teller; Shivon Zilis	Yes		
836	09/12/2018 Email from Altman to Schulman, McGrew, Brockman, Dario Amodei, Luan, Sutskever, Zaremba re (OPENAI_MUSK00004593)	Sam Altman; Greg Brockman; Ilya Sutskever		FRE 602; FRE 802	
837	09/19/2018 Certificate of Limited Partnership of Summersafe, L.P. (OPENAI_MUSK00028676)	Sam Altman	Yes		
838	09/21/2018 Minutes of a meeting of the Board of Directors of OpenAI, Inc. (OPENAI_MUSK00024864)	Sam Altman; Greg Brockman; Chris Clark	Yes		
839	10/10/2018 Limited Partnership Agreement of OpenAI, L.P. (OPENAI_MUSK00013341)	Sam Altman; Appendix A	Yes		

Ex. No.	Description	Sponsoring Witness	Stipulation to Admit	Objection	Date Admitted
840	10/10/2018 Collaboration Agreement by and between OpenAI, Inc. and OpenAI, L.P. (MSFT_MUSK000085095)	Sam Altman; Chris Clark	Yes		
841	10/16/2018 Email from Altman to Lutgen, Lightcap, Levy re OpenAI (OPENAI_MUSK00021077)	Sam Altman	Yes	FRE 105 (not for truth)	
842	10/17/2018 Text message between Altman and Zilis (OPENAI_MUSK00017782)	Sam Altman; Shivon Zilis	Yes	FRE 105 (part not for truth)	
843	10/20/2018 Action by Unanimous Written Consent of the Board of Directors of OpenAI, Inc. (OPENAI_MUSK00024875)	Sam Altman; Greg Brockman; Chris Clark	Yes		
844	11/02/2018 Email from Newell to Musk re Two things (2024MUSK-0010577)	Elon Musk	Yes		
845	11/05/2018 Email from Zilis to Ortiz, Teller, Afshar re Considerations for Deer Creek and Neuralink (TESLA_000003501)	Sam Teller; Shivon Zilis	Yes	FRE 105 (part not for truth)	
846	11/08/2018 Email from Clark to Zilis re Elon + OpenAI, language for blog post (TESLA_000003507)	Shivon Zilis	Yes	FRE 105 (not for truth)	
847	11/13/2018 Email from Zilis to Teller re OpenAI Bullets (SPX-001618)	Sam Teller; Shivon Zilis	Yes		
848	11/30/2018 Minutes of meeting of the Board of Directors of OpenAI, Inc. (OPENAI_MUSK00009567)	Sam Altman; Greg Brockman; Chris Clark	Yes		
849	11/30/2018 Text message between Birchall and Smithies (BIRCHALL-0000061)	Jared Birchall	Yes	FRE 105 (part not for truth)	
850	12/15/2018 Text message between Altman and Zilis (OPENAI_MUSK00017801)	Sam Altman; Shivon Zilis		FRE 802	
851	12/18/2018 Email from Ortiz to Altman, Zilis re OpenAI update (OPENAI_MUSK00017807)	Sam Altman; Shivon Zilis	Yes	FRE 105 (not for truth)	
852	12/30/2018 Text message between Altman and Zilis (OPENAI_MUSK00017813)	Sam Altman; Shivon Zilis	Yes	FRE 105 (part not for truth)	

Ex. No.	Description	Sponsoring Witness	Stipulation to Admit	Objection	Date Admitted
853	12/31/2018 Email from Musk to Altman, Musk, Brockman, Sutskever, Zilis re I feel I should reiterate (2024MUSK-0009072)	Sam Altman; Greg Brockman; Elon Musk; Ilya Sutskever; Shivon Zilis	Yes		
854	01/03/2019 Amended and Restated Operating Agreement of OpenAI GP, L.L.C. (OPENAI_MUSK00005408)	Sam Altman	Yes		
855	01/03/2019 Certificate of Amendment to the Certificate of Limited Partnership of Summersafe, L.P. (OPENAI_MUSK00013310)	Sam Altman	Yes		
856	01/03/2019 Certificate of Amendment to the Certificate of Formation of Summersafe GP, L.L.C. (OPENAI_MUSK00013314)	Sam Altman	Yes		
857	01/22/2019 Email from Musk to Birchall re Update (2024MUSK-0008904)	Jared Birchall; Elon Musk	Yes		
858	02/11/2019 Action by Unanimous Written Consent of the Reorganization Committee of the Board of Directors of OpenAI, Inc. (OPENAI_MUSK00009587)	Sam Altman; Chris Clark	Yes		
859	02/16/2019 X post by Musk (OPENAI_MUSK00038977)	Elon Musk	Yes		
860	02/28/2019 Resolutions of the Valuation and Contribution Committee of the Board of Directors of OpenAI, Inc. (OPENAI_MUSK00025045)	Sam Altman; Chris Clark	Yes		
861	03/05/2019 Text message between Altman and Zilis (OPENAI_MUSK00017874)	Sam Altman; Shivon Zilis	Yes		
862	03/08/2019 Email from Zilis to Musk re Fwd: OpenAI (2024MUSK-0006183)	Elon Musk; Shivon Zilis	Yes	FRE 105 (not for truth)	
863	03/10/2019 Text message between Altman and Musk (2024MUSK-0014335)	Sam Altman; Elon Musk	Yes		
864	03/11/2019 Text message between Altman and Zilis (ZILIS-0001676)	Sam Altman; Shivon Zilis	Yes	FRE 105 (part not for truth)	

Ex. No.	Description	Sponsoring Witness	Stipulation to Admit	Objection	Date Admitted
865	03/11/2019 OpenAI blog post re OpenAI LP (OPENAI_MUSK00039145)	Sam Altman; Greg Brockman; Chris Clark; Appendix A	Yes		
866	03/11/2019 Text message between Teller and Zilis (ZILIS-0000039)	Sam Teller; Shivon Zilis	Yes	FRE 105 (part not for truth)	
867	03/11/2019 Email from Altman to Musk re Bloomberg: AI Research Group Co-Founded by Elon Musk Starts For-Profit Arm (2024MUSK-0001477)	Sam Altman; Elon Musk	Yes		
868	03/11/2019 Email from Teller to Altman re OpenAI (OPENAI_MUSK00017931)	Sam Altman; Sam Teller		FRE 802	
869	04/03/2019 Text message between Altman and Musk (2024MUSK-0014343)	Sam Altman; Elon Musk	Yes	FRE 105 (not for truth)	
870	04/14/2019 Summary Non-Binding Term Sheet re proposed transaction between Microsoft Corporation and OpenAI, L.P. (MSFT_MUSK000018616)	Sam Altman	Yes		
871	04/29/2019 Text message between Altman and Zilis (OPENAI_MUSK00017965)	Sam Altman; Shivon Zilis	Yes	FRE 105 (not for truth)	
872	05/02/2019 Email from Altman to Zilis re (Neuralink_0000235)	Sam Altman; Shivon Zilis		FRE 802	
873	05/16/2019 Musk Foundation Form 990 Return of Private Foundation for the tax year beginning July 1, 2017 and ending June 30, 2018 (2024Foundation-0000708)	Jared Birchall; Elon Musk	Yes		
874	07/02/2019 Joint Development and Collaboration Agreement among Microsoft Corporation, OpenAI, Inc., and OpenAI, L.P. (OPENAI_MUSK00011872)	Sam Altman; Chris Clark; Appendix A	Yes		
875	07/02/2019 Amended & Restated Limited Partnership Agreement of OpenAI, L.P. (MSFT_MUSK000059951)	Sam Altman; Appendix A	Yes		
876	07/17/2019 Valuation of Selected Assets of OpenAI, Inc. for the Purpose of Transferring those Assets to a For Profit Entity, prepared by Hemming Morse, LLP (OPENAI_MUSK00009914)	Sam Altman; Chris Clark	Yes		

Ex. No.	Description	Sponsoring Witness	Stipulation to Admit	Objection	Date Admitted
877	07/22/2019 OpenAI blog post re Microsoft invests in and partners with OpenAI to support us building beneficial AGI (OPENAI_MUSK00037558)	Sam Altman; Greg Brockman; Chris Clark; Appendix A	Yes		
878-899	(Intentionally Left Blank)				
900	07/22/2019 Text message between Altman and Zilis (OPENAI_MUSK00018000)	Sam Altman; Shivon Zilis	Yes		
901	08/03/2019 Email from Zilis to Musk re OpenAI / climate change questions (2024MUSK-0006147)	Elon Musk; Shivon Zilis	Yes		
902	08/13/2019 Unanimous Written Consent of the Board of Directors of OpenAI, Inc. (OPENAI_MUSK00010062)	Sam Altman	Yes		
903	10/29/2019 Email from Sutskever to Altman, Hoffman, D'Angelo, McCauley, Karnofsky, Brockman re Shivon (OPENAI_MUSK00014122)	Sam Altman; Greg Brockman; Tasha McCauley; Ilya Sutskever		FRE 402; FRE 608; FRE 802	
904	10/29/2019 Email from Altman to McCauley re Shivon (OPENAI_MUSK00025225)	Sam Altman; Tasha McCauley		FRE 402; FRE 403; FRE 608; FRE 802	
905	11/04/2019 Email from Altman to Sutskever, D'Angelo, Hoffman, McCauley, Karnofsky, Brockman re Shivon (OPENAI_MUSK00014145)	Sam Altman; Greg Brockman; Tasha McCauley; Ilya Sutskever		FRE 402; FRE 608; FRE 802	
906	11/05/2019 OpenAI blog post re GPT-2: 1.5B release (OPENAI_MUSK00038389)	Sam Altman; Greg Brockman; Chris Clark	Yes		
907	12/19/2019 Text message between Altman and Zilis (ZILIS-0002962)	Sam Altman; Shivon Zilis	Yes		
908	01/14/2020 Amended and Restated Certificate of Incorporation of OpenAI, Inc. (OPENAI_MUSK00000470)	Sam Altman; Chris Clark; Appendix A	Yes		
909	01/20/2020 Text message between Altman and Zilis (OPENAI_MUSK00018086)	Sam Altman; Shivon Zilis		FRE 802	

Ex. No.	Description	Sponsoring Witness	Stipulation to Admit	Objection	Date Admitted
910	01/22/2020 Email from Stoll to Musk, Zilis re [EXTERNAL] OpenAI or Nueralink story? (2024MUSK-0010332)	Elon Musk; Shivon Zilis	Yes		
911	05/15/2020 Musk Foundation Form 990 Return of Private Foundation for the tax year beginning July 1, 2018 and ending June 30, 2019 (2024Foundation-0000732)	Jared Birchall; Elon Musk	Yes		
912	05/28/2020 OpenAI blog post re Language models are few-shot learners (OPENAI_MUSK00039143)	Sam Altman; Greg Brockman; Chris Clark	Yes		
913	05/28/2020 OpenAI publication re Language Models are Few-Shot Learners (OPENAI_MUSK00039071)	Sam Altman; Greg Brockman; Chris Clark	Yes		
914	06/09/2020 Text message between Birchall and Musk (BIRCHALL-0000078)	Jared Birchall; Elon Musk	Yes		
915	07/20/2020 Email from Musk to Zilis re Graphcore's 2nd gen (2024MUSK-0003286)	Elon Musk; Shivon Zilis	Yes	FRE 105 (part not for truth)	
916	07/22/2020 Text message between Altman and Zilis (OPENAI_MUSK00025463)	Sam Altman; Shivon Zilis		FRE 403; FRE 404; FRE 802	
917	07/27/2020 Email from Hsu to Birchall re OpenAI Donations from the DAF (EXMF-0003866)	Jared Birchall	Yes		
918	07/29/2020 Email from Clark to Birchall re Updated Pioneer Estimates (OPENAI_MUSK00003372)	Jared Birchall; Chris Clark		FRE 802	
919	08/04/2020 Email from Birchall to Cuccinello re Forbes: Philanthropy Score (EXMF-0003841 through EXMF-0003848)	Jared Birchall	Yes		
920	08/14/2020 X post by Musk (OPENAI_MUSK00038393)	Elon Musk		FRE 402; FRE 403	
921	09/22/2020 OpenAI blog post re OpenAI licenses GPT-3 technology to Microsoft (OPENAI_MUSK00039065)	Sam Altman; Greg Brockman; Chris Clark; Appendix A	Yes		
922	09/24/2020 X post by Musk (OPENAI_MUSK00038394)	Elon Musk	Yes		

Ex. No.	Description	Sponsoring Witness	Stipulation to Admit	Objection	Date Admitted
923	10/01/2020 Text message between Musk and Altman (2024MUSK-0006301)	Sam Altman; Elon Musk	Yes		
924	10/03/2020 Text message between Altman and Zilis (OPENAI_MUSK00018199)	Sam Altman; Shivon Zilis	Yes	FRE 105 (not for truth)	
925	10/18/2020 Text message between Altman and Zilis (OPENAI_MUSK00018211)	Sam Altman; Shivon Zilis	Yes	FRE 105 (not for truth)	
926	10/19/2020 Text message between Altman and Zilis (OPENAI_MUSK00018213)	Sam Altman; Shivon Zilis		FRE 402; FRE 403	
927	10/28/2020 Text message between Musk and Altman (2024MUSK-0006317)	Sam Altman; Elon Musk	Yes		
928	11/12/2020 Text message between Altman and Zilis (OPENAI_MUSK00018221)	Sam Altman; Shivon Zilis	Yes	FRE 105 (part not for truth)	
929	11/30/2020 OpenAI, Inc.'s Annual Registration Renewal Fee Report to the Attorney General of California (2024MUSK-0002986)	Sam Altman; Chris Clark; Appendix A	Yes		
930	12/13/2020 Email from Zilis to Altman, McCauley, Clark re committee for MSFT deal approval (OPENAI_MUSK00014760)	Sam Altman; Tasha McCauley; Shivon Zilis	Yes	FRE 105 (not for truth)	
931	12/15/2020 Email from Clark to Clark, Lansky, Lightcap, Altman re OpenAI Board Negotiation Authorization (OPENAI_MUSK00030220)	Sam Altman	Yes		
932	12/29/2020 OpenAI blog post re Organizational update from OpenAI (OPENAI_MUSK00039063)	Sam Altman; Greg Brockman; Chris Clark; Appendix A	Yes		
933	01/20/2021 Text message between Altman and Zilis (OPENAI_MUSK00018277)	Sam Altman; Shivon Zilis		FRE 802	
934	03/05/2021 X post by Musk (OPENAI_MUSK00038397)	Elon Musk	Yes		
935	03/05/2021 Amended and Restated Joint Development and Collaboration Agreement among Microsoft Corporation, OpenAI, Inc., and OpenAI, L.P. (OPENAI_MUSK00010268)	Sam Altman; Chris Clark; Appendix A	Yes		

Ex. No.	Description	Sponsoring Witness	Stipulation to Admit	Objection	Date Admitted
936	03/05/2021 Second Amended and Restated Limited Partnership Agreement of OpenAI, L.P. (OPENAI_MUSK00005506)	Sam Altman; Chris Clark; Appendix A	Yes		
937	03/05/2021 Text message between Altman and Zilis (OPENAI_MUSK00018304)	Sam Altman; Shivon Zilis		FRE 802	
938	03/06/2021 Email from Altman to Hoffman, D'Angelo, Karnofsky, Zilis, McCauley, Brockman, Sutskever, Lightcap, Murati, Clark re MSFT investment and commercial deal (OPENAI_MUSK00030225)	Sam Altman; Greg Brockman; Tasha McCauley; Mira Murati; Ilya Sutskever; Shivon Zilis		FRE 802	
939	05/14/2021 Musk Foundation Form 990 Return of Private Foundation for the tax year beginning July 1, 2019 and ending June 30, 2020 (2024Foundation-0000780)	Jared Birchall; Elon Musk	Yes		
940	06/24/2021 Email from Korovesis to Schrier, Clark re Musk-Fidelity Grant (OPENAI_MUSK00014852)	Chris Clark		FRE 402; FRE 802	
941	07/29/2021 X post by Musk (OPENAI_MUSK00038399)	Elon Musk	Yes		
942	08/10/2021 OpenAI blog post re OpenAI Codex (OPENAI_MUSK00038401)	Sam Altman; Greg Brockman; Chris Clark	Yes		
943	09/08/2021 OpenAI blog post re Helen Toner joins OpenAI's board of directors (OPENAI_MUSK00039210)	Sam Altman; Greg Brockman; Chris Clark; Appendix A	Yes		
944	09/27/2021 Text message between Musk and Altman (2024MUSK-0006363 through 2024MUSK-0006366)	Sam Altman; Elon Musk	Yes		
945	11/18/2021 OpenAI, Inc.'s Annual Registration Renewal Fee Report to the Attorney General of California (2024MUSK-0003069)	Sam Altman; Chris Clark; Appendix A	Yes		
946	12/20/2021 Musk Foundation Form 990 Return of Private Foundation for the tax year beginning July 1, 2020 and ending June 30, 2021	Jared Birchall; Elon Musk	Yes		

Ex. No.	Description	Sponsoring Witness	Stipulation to Admit	Objection	Date Admitted
	(2024Foundation-0000797)				
947	01/19/2022 X post by Musk (OPENAI_MUSK00038404)	Elon Musk	Yes		
948	02/21/2022 Text message between Altman and Musk (OPENAI_MUSK00018364)	Sam Altman; Elon Musk		FRE 402; FRE 403; FRE 105 (not for truth)	
949	04/12/2022 Text message between Altman and Zilis (OPENAI_MUSK00018387)	Sam Altman; Shivon Zilis		FRE 402; FRE 403; FRE 105 (not for truth)	
950	05/05/2022 OpenAI blog post re OpenAI leadership team update (OPENAI_MUSK00038405)	Sam Altman; Greg Brockman; Chris Clark	Yes		
951	06/03/2022 X post by Musk (OPENAI_MUSK00038407)	Elon Musk		FRE 402	
952	07/08/2022 Email from Hoffman to McCauley, D'Angelo, Brockman, Toner, Sutskever, Altman, Hurd re shivon (OPENAI_MUSK00014948)	Sam Altman; Greg Brockman; Tasha McCauley; Ilya Sutskever		FRE 403; FRE 802	
953	08/05/2022 Text message between Altman and Zilis (OPENAI_MUSK00018411)	Sam Altman; Shivon Zilis		FRE 402; FRE 403; FRE 802	
954	08/08/2022 Email from Zilis to Toner, Brockman, Sutskever, Hoffman, McCauley, D'Angelo, Hurd, Altman re Follow up (OPENAI_MUSK00014959)	Sam Altman; Greg Brockman; Tasha McCauley; Ilya Sutskever; Shivon Zilis	Yes		
955	08/14/2022 Text message between Altman and Zilis (OPENAI_MUSK00018417)	Sam Altman; Shivon Zilis		FRE 403; FRE 802	
956	08/31/2022 Text message between Altman and Sutskever (OPENAI_MUSK00026136)	Sam Altman; Ilya Sutskever	Yes		

Ex. No.	Description	Sponsoring Witness	Stipulation to Admit	Objection	Date Admitted
957	10/06/2022 Email from McCauley to Toner, Altman, Hoffman, D'Angelo, Sutskever, Hurd, Brockman, Zilis re OpenAI topics (OPENAI_MUSK00015245)	Sam Altman; Greg Brockman; Tasha McCauley; Ilya Sutskever; Shivon Zilis	Yes	FRE 105 (not for truth)	
958	10/23/2022 Text message between Musk and Altman (2024MUSK-0006375)	Sam Altman; Elon Musk	Yes		
959	10/23/2022 Text message between Musk and Zilis (ZILIS-0002319)	Elon Musk; Shivon Zilis		FRE 402*	
960	10/27/2022 United States Securities and Exchange Commission Schedule 13D for Twitter, Inc. (OPENAI_MUSK00038970)	Jared Birchall; Elon Musk	Yes		
961	11/07/2022 Text message between Altman and Zilis (OPENAI_MUSK00018451)	Sam Altman; Shivon Zilis		FRE 402; FRE 403; FRE 404; FRE 105 (not for truth)	
962	11/30/2022 OpenAI blog post re Introducing ChatGPT (OPENAI_MUSK00039200)	Sam Altman; Greg Brockman; Chris Clark	Yes		
963-999	(Intentionally Left Blank)				
1000	12/04/2022 Email from Musk to Bauch re Things are getting weird (2024MUSK-0004189)	Elon Musk		FRE 402; FRE 403	
1001	12/04/2022 X post by Musk (OPENAI_MUSK00038409)	Elon Musk		FRE 402; FRE 403	
1002	12/05/2022 Text message between Musk and Altman (2024MUSK-0006401)	Sam Altman; Elon Musk	Yes	FRE 105 (part not for truth)	
1003	12/06/2022 Email from McCauley to Altman, Brockman, Toner, Hurd, D'Angelo, Sutskever re Shivon decision process-- Result (OPENAI_MUSK00016153)	Sam Altman; Greg Brockman; Tasha McCauley; Ilya Sutskever	Yes		
1004	12/06/2022 Text message between Altman and Sutskever (OPENAI_MUSK00026269)	Sam Altman; Ilya Sutskever		FRE 402; FRE 403; FRE 802	

Ex. No.	Description	Sponsoring Witness	Stipulation to Admit	Objection	Date Admitted
1005	12/07/2022 Instructions for Form 990 Return of Organization Exempt from Income Tax (OPENAI_MUSK00038412)	Sam Altman; Chris Clark; Appendix A	Yes		
1006	12/30/2022 Text message between Musk and Babuschkin (2024MUSK-0010945)	Elon Musk	Yes	FRE 105 (part not for truth)	
1007	01/20/2023 Unanimous Written Consent of the Board of Directors of OpenAI, Inc. (OPENAI_MUSK00026481)	Sam Altman; Chris Clark	Yes		
1008	01/23/2023 OpenAI blog post re OpenAI and Microsoft extend partnership (OPENAI_MUSK00038514)	Sam Altman; Greg Brockman; Chris Clark; Appendix A	Yes	FRE 105 (not for truth)	
1009	01/23/2023 Second Amended and Restated Joint Development and Collaboration Agreement among Microsoft Corporation, OpenAI, Inc., and OpenAI OpCo, LLC (OPENAI_MUSK00010528)	Sam Altman; Chris Clark; Appendix A	Yes		
1010	01/23/2023 Amended and Restated Limited Liability Company Agreement of OpenAI Global, LLC (OPENAI_MUSK00016184)	Sam Altman; Chris Clark; Appendix A	Yes		
1011	01/23/2023 Limited Liability Company Agreement of OpenAI OpCo, LLC (OPENAI_MUSK00016275)	Sam Altman; Chris Clark	Yes		
1012	01/30/2023 Text message between Altman and Zilis (OPENAI_MUSK00018486)	Sam Altman; Shivon Zilis	Yes	FRE 105 (not for truth)	
1013	02/09/2023 Text message between Altman and Zilis (OPENAI_MUSK00026564 through OPENAI_MUSK00026567)	Sam Altman; Shivon Zilis	Yes		
1014	02/14/2023 Email from Birchall to Clark re Docs (OPENAI_MUSK00030331)	Jared Birchall	Yes		
1015	02/14/2023 Text message between Altman and Zilis (OPENAI_MUSK00018503)	Sam Altman; Shivon Zilis		FRE 802; FRE 402	
1016	02/18/2023 Text message between Altman and Zilis (OPENAI_MUSK00018510 through OPENAI_MUSK00018514)	Sam Altman; Shivon Zilis		FRE 403	

Ex. No.	Description	Sponsoring Witness	Stipulation to Admit	Objection	Date Admitted
1017	02/25/2023 Text message between "Shahini Rubicon Fluffer" and Zilis (ZILIS-0000937)	Shivon Zilis		FRE 402; FRE 403; FRE 802; Musk MIL 4	
1018	02/26/2023 Email from Altman to Zilis re Formal resignation (OPENAI_MUSK00016381)	Sam Altman; Shivon Zilis	Yes		
1019	02/28/2023 Text message between Altman and Zilis (OPENAI_MUSK00018518)	Sam Altman; Shivon Zilis		FRE 402; FRE 802	
1020	03/06/2023 Text message between Altman and Zilis (OPENAI_MUSK00018526)	Sam Altman; Shivon Zilis		FRE 802; FRE 602	
1021	03/09/2023 Articles of Formation of X.AI Corp. (OPENAI_MUSK00037172)	Jared Birchall		FRE 402; FRE 403; Musk MIL 3	
1022	03/09/2023 Text message between Rotio and Zilis (ZILIS-0000702)	Shivon Zilis	Yes		
1023	03/10/2023 GPT-4 System Card (OPENAI_MUSK00018832)	Sam Altman; Greg Brockman; Chris Clark		FRE 802	
1024	03/14/2023 OpenAI blog post re GPT-4 (OPENAI_MUSK00038518)	Sam Altman; Greg Brockman; Chris Clark	Yes		
1025	03/15/2023 X post by Musk (OPENAI_MUSK00039675)	Elon Musk	Yes		
1026	03/22/2023 Letter from Future of Life Institute re Pause Giant AI Experiments: An Open Letter (OPENAI_MUSK00037184)	Elon Musk		FRE 402; FRE 403; Musk MIL 3	
1027	03/23/2023 Email from Tegmark to Musk re Elon: #stopGPT5 open letter (2024MUSK-0004629)	Elon Musk		FRE 402; FRE 802	
1028	03/26/2023 X post by Musk (OPENAI_MUSK00038516)	Elon Musk	Yes		
1029	04/07/2023 Unanimous Written Consent of the Board of Directors of OpenAI, Inc. (OPENAI_MUSK00026653)	Sam Altman; Greg Brockman; Chris Clark	Yes		
1030	04/10/2023 Second Amended and Restated Limited Liability Company Agreement of OpenAI Global, LLC (OPENAI_MUSK00005825)	Sam Altman; Greg Brockman; Chris Clark; Appendix A	Yes		

Ex. No.	Description	Sponsoring Witness	Stipulation to Admit	Objection	Date Admitted
1031	04/18/2023 X post by Musk (OPENAI_MUSK00038544)	Elon Musk		FRE 402; FRE 403; Musk MIL 4	
1032	04/20/2023 Certificate of Amendment to Articles of Incorporation of X.AI Corp. (OPENAI_MUSK00037178)	Jared Birchall; Elon Musk		FRE 402; Musk MIL 3	
1033	04/30/2023 Text message between Spiro, Musk, Birchall, and Altman (2024MUSK-0010925)	Sam Altman; Jared Birchall; Elon Musk		FRE 402; FRE 403; FRE 802	
1034	05/01/2023 Text message between Birchall, Musk, Altman, and Spiro (OPENAI_MUSK00027085)	Sam Altman; Jared Birchall; Elon Musk	Yes		
1035	05/12/2023 Minutes of a meeting of the Board of Directors of OpenAI, Inc. (OPENAI_MUSK00010851)	Sam Altman; Chris Clark	Yes		
1036	05/16/2023 Interview of Musk re I Created AI (OPENAI_MUSK00037486)	Elon Musk		FRE 402; FRE 403	
1037	05/16/2023 Interview of Musk re I Created AI (https://www.youtube.com/watch?v=k2PynmefVC4)	Elon Musk		FRE 402; FRE 403	
1038	07/12/2023 X post by Musk (OPENAI_MUSK00038990)	Elon Musk		FRE 402; FRE 403	
1039	10/20/2023 "Decoding Intentions: Artificial Intelligence and Costly Signals" by Imbrie, Daniels, and Toner (2024MUSK-0014031)	Sam Altman		FRE 402; FRE 105 (not for truth)	
1040	11/17/2023 OpenAI blog post re OpenAI announces leadership transition (OPENAI_MUSK00039061)	Sam Altman; Greg Brockman; Chris Clark; Appendix A	Yes		
1041	11/17/2023 Email from Sutskever to Altman, McCauley, Toner, D'Angelo re Board Update (SUTSKEVER_MUSKSUB_00000527)	Sam Altman; Tasha McCauley; Ilya Sutskever	Yes		
1042	11/17/2023 Text message between Murati and Nadella (MSFT_MUSK000065691)	Mira Murati; Satya Nadella		FRE 106; FRE 802	
1043	11/18/2023 Text message between Musk and Sutskever (2024MUSK-0006413)	Elon Musk; Ilya Sutskever	Yes		

Ex. No.	Description	Sponsoring Witness	Stipulation to Admit	Objection	Date Admitted
1044	11/19/2023 Text message between Toner and Musk (2024MUSK-0010950)	Elon Musk	Yes	FRE 105 (not for truth)	
1045	11/19/2023 Minutes of a meeting of the Board of Directors of OpenAI, Inc. (OPENAI_MUSK00027411)	Sam Altman; Chris Clark	Yes		
1046	11/20/2023 Letter from OpenAI employees to Board of Directors at OpenAI (OPENAI_MUSK00037737)	Mira Murati; Ilya Sutskever	Yes	FRE 105 (not for truth)	
1047	11/20/2023 Text message between Altman and Murati (OPENAI_MUSK00027451 through OPENAI_MUSK00027458)	Sam Altman; Mira Murati	Yes		
1048	11/20/2023 Text message between Nadella and Murati (MSFT_MUSK000065692)	Mira Murati; Satya Nadella	Yes		
1049	11/20/2023 Email from Toner to Sutskever, D'Angelo, McCauley re Slack message (SUTSKEVER_MUSKSUB_00000525)	Tasha McCauley; Ilya Sutskever		FRE 802	
1050	11/20/2023 X post by Sutskever (OPENAI_MUSK00039066)	Ilya Sutskever	Yes	FRE 105 (not for truth)	
1051	11/20/2023 Email from Welinder to D'Angelo, Toner, Sutskever, McCauley re please reconsider (OPENAI_MUSK00027462)	Tasha McCauley; Ilya Sutskever		FRE 402; FRE 403; FRE 802; FRE 602	
1052	11/20/2023 Text message between Murati and Templeton (MSFT_MUSK000067093)	Mira Murati		FRE 802	
1053	11/21/2023 Text message between Murati and Scott (MSFT_MUSK000056765)	Mira Murati; Kevin Scott		FRE 802	
1054	11/21/2023 X post by Musk (OPENAI_MUSK00038982)	Elon Musk	Yes		
1055	11/22/2023 X post by Sutskever (OPENAI_MUSK00039672)	Ilya Sutskever	Yes		
1056	11/29/2023 OpenAI blog post re Sam Altman returns as CEO, OpenAI has a new initial board (OPENAI_MUSK00039056)	Sam Altman; Chris Clark; Appendix A	Yes		
1057	11/29/2023 Resolutions of the Board of Directors of OpenAI, Inc. (OPENAI_MUSK00027549)	Bret Taylor	Yes		

Ex. No.	Description	Sponsoring Witness	Stipulation to Admit	Objection	Date Admitted
1058	02/18/2024 X post by Musk (OPENAI_MUSK00039194)	Elon Musk	Yes		
1059	02/18/2024 X post by Musk (OPENAI_MUSK00038975)	Elon Musk	Yes		
1060	03/06/2024 X post by Musk (OPENAI_MUSK00038548)	Elon Musk	Yes	FRE 105 (part not for truth)	
1061	03/08/2024 OpenAI blog post re Review completed & Altman, Brockman to continue to lead OpenAI (OPENAI_MUSK00037731)	Chris Clark; Bret Taylor	Yes		
1062	03/08/2024 OpenAI blog post re OpenAI announces new members to board of directors (OPENAI_MUSK00039205)	Chris Clark; Bret Taylor	Yes		
1063	03/08/2024 Minutes of a meeting of the Board of Directors of OpenAI, Inc. (OPENAI_MUSK00027797)	Bret Taylor	Yes		
1064	03/08/2024 X post by Murati (OPENAI_MUSK00039060)	Mira Murati		FRE 106; FRE 403; FRE 802; MIL 2	
1065	03/12/2024 X post by Musk (OPENAI_MUSK00038551)	Elon Musk	Yes		
1066	03/14/2024 Resolutions of the Board of Directors of OpenAI, Inc. (OPENAI_MUSK00030934 through OPENAI_MUSK00030939)	Bret Taylor	Yes		
1067	03/14/2024 Minutes of a meeting of the Board of Directors of OpenAI, Inc. (OPENAI_MUSK00010954)	Bret Taylor	Yes		
1068	04/23/2024 Minutes of meetings of the Mission & Strategy Committee of the Board of Directors of OpenAI, Inc. (OPENAI_MUSK00010958)	Bret Taylor	Yes		
1069	05/03/2024 Certificate of Amendment to Articles of Incorporation of X.AI Corp. (OPENAI_MUSK00037075)	Jared Birchall; Elon Musk	Yes		
1070	05/09/2024 Certificate of Amendment to Articles of Incorporation of X.AI Corp. (OPENAI_MUSK00037110)	Jared Birchall; Elon Musk	Yes		

Ex. No.	Description	Sponsoring Witness	Stipulation to Admit	Objection	Date Admitted
1071	05/13/2024 OpenAI blog post re Introducing GPT-4o and More Tools to ChatGPT Free Users (OPENAI_MUSK00038560)	Sam Altman; Greg Brockman; Chris Clark	Yes		
1072	05/14/2024 OpenAI blog post re Ilya Sutskever to leave OpenAI, Jakub Pachocki announced as Chief Scientist (OPENAI_MUSK00038552)	Sam Altman; Greg Brockman; Chris Clark	Yes		
1073	05/14/2024 X post by Sutskever (OPENAI_MUSK00039673)	Ilya Sutskever		FRE 802	
1074	05/14/2024 Text message between Musk and Sutskever (2024MUSK-0006196)	Elon Musk; Ilya Sutskever		FRE 402; FRE 403; Musk MIL 3	
1075	05/26/2024 xAI blog post re Series B funding round (OPENAI_MUSK00037145)	Jared Birchall; Elon Musk		FRE 402; FRE 403; FRE 802; Musk MIL 3	
1076	05/28/2024 OpenAI blog post re OpenAI Board Forms Safety and Security Committee (OPENAI_MUSK00038553)	Zico Kolter; Bret Taylor	Yes		
1077	06/24/2024 X post by Musk (OPENAI_MUSK00038556)	Elon Musk	Yes		
1078	08/08/2024 OpenAI blog post re Zico Kolter Joins OpenAI's Board of Directors (OPENAI_MUSK00038558)	Zico Kolter; Bret Taylor	Yes		
1079	08/08/2024 OpenAI Investment Term Sheet for Convertible Membership Interests in OpenAI Global, LLC between Thrive Capital Partners IX Growth, L.P. and OpenAI Global, LLC (MSFT_MUSK000091184)	Sam Altman; Bret Taylor	Yes		
1080	09/13/2024 Minutes of a meeting of the Board of Directors of OpenAI, Inc. (OPENAI_MUSK00011262)	Sam Altman; Bret Taylor	Yes		
1081	09/16/2024 OpenAI blog post re An update on our safety & security practices (OPENAI_MUSK00038564)	Zico Kolter; Bret Taylor	Yes		
1082	09/25/2024 X post by Murati (OPENAI_MUSK00038569)	Mira Murati		FRE 802	
1083	12/13/2024 Text message between Musk and Zuckerberg (2024MUSK-0006235)	Elon Musk		FRE 402; FRE 403; Musk MIL	

Ex. No.	Description	Sponsoring Witness	Stipulation to Admit	Objection	Date Admitted
				4	
1084	12/19/2024 X post by Musk (OPENAI_MUSK00038570)	Elon Musk		FRE 403; Musk MIL 4	
1085	12/23/2024 X post by Musk (OPENAI_MUSK00038572)	Elon Musk		FRE 402; FRE 403; Musk MIL 3	
1086-1149	(Intentionally Left Blank)				
1150	12/27/2024 OpenAI blog post re Why OpenAI's structure must evolve to advance our mission (OPENAI_MUSK00038574)	Sam Altman; Bret Taylor	Yes		
1151	12/30/2024 Minutes of a meeting of the Board of Directors of OpenAI, Inc. (OPENAI_MUSK00011869)	Sam Altman; Bret Taylor	Yes		
1152	12/31/2024 Valuation of Certain Equity Classes of OpenAI Global, LLC as of December 31, 2024, prepared by Andersen Tax LLC (OPENAI_MUSK00028387)	Sam Altman; Bret Taylor	Yes		
1153	01/07/2025 Letter from Toberoff to Attorneys General of California and Delaware re Proposed Changes to Ownership and Control of OpenAI, Inc.'s Assets (OPENAI_MUSK00038578)	Elon Musk		FRE 402; FRE 403; Musk MIL 3	
1154	01/21/2025 X post by Musk (OPENAI_MUSK00038579)	Elon Musk	Yes		
1155	01/22/2025 X post by Musk (OPENAI_MUSK00038581)	Elon Musk	Yes		
1156	02/03/2025 Text message between Musk and Zuckerberg (2024MUSK-0006248)	Elon Musk		FRE 402; FRE 403; Musk MIL 4	
1157	02/10/2025 Letter of Intent from Toberoff to Members of the Board of OpenAI, Inc. (OPENAI_MUSK00038583)	Elon Musk		FRE 402; FRE 403; Musk MIL 3	
1158	02/10/2025 X post by Musk (OPENAI_MUSK00038587)	Elon Musk		FRE 402; FRE 403	
1159	02/11/2025 X post by Musk (OPENAI_MUSK00038589)	Elon Musk		FRE 402; FRE 403	

Ex. No.	Description	Sponsoring Witness	Stipulation to Admit	Objection	Date Admitted
1160	02/14/2025 Letter from Savitt to Toberoff re Your Letter Dated February 10, 2025 (OPENAI_MUSK00038591)	Sam Altman; Zico Kolter; Bret Taylor		FRE 402; FRE 403; FRE 802; MIL 3	
1161	02/27/2025 OpenAI blog post re Introducing GPT-4.5 (OPENAI_MUSK00038594)	Sam Altman; Greg Brockman; Chris Clark	Yes		
1162	04/15/2025 OpenAI Preparedness Framework (OPENAI_MUSK00038604)	Zico Kolter	Yes		
1163	05/05/2025 OpenAI blog post re Evolving OpenAI's structure (OPENAI_MUSK00039207)	Sam Altman; Bret Taylor	Yes		
1164	05/25/2025 Text message between Musk and Zilis (ZILIS-0007110)	Elon Musk; Shivon Zilis		FRE 402; FRE 403; FRE 802; Musk MIL 3	
1165	06/18/2025 Unanimous Written Consent of the Mission & Strategy Committee and the Transaction Committee of the Board of Directors of OpenAI, Inc. (OPENAI_MUSK00012104)	Sam Altman; Bret Taylor	Yes		
1166	08/07/2025 OpenAI blog post re Introducing GPT-5 (OPENAI_MUSK00038632)	Sam Altman; Greg Brockman	Yes		
1167	08/13/2025 GPT-5 System Card (OPENAI_MUSK00038653)	Zico Kolter	Yes		
1168	09/11/2025 OpenAI blog post re Statement on OpenAI's Nonprofit and PBC (OPENAI_MUSK00038592)	Sam Altman; Bret Taylor	Yes		
1169	09/11/2025 Memorandum of Understanding re Proposed Recapitalization of the OpenAI For-Profit Enterprise between Microsoft Corporation and OpenAI, Inc. (OPENAI_MUSK00037469)	Sam Altman; Bret Taylor; Appendix A	Yes		
1170	09/11/2025 Argos 3 Non-Binding Term Sheet among OpenAI OpCo, LLC, OpenAI, Inc., and Microsoft Corporation (OPENAI_MUSK00037449)	Sam Altman; Bret Taylor; Appendix A	Yes		
1171	09/24/2025 X post by Musk (OPENAI_MUSK00038601)	Elon Musk		FRE 402	

Ex. No.	Description	Sponsoring Witness	Stipulation to Admit	Objection	Date Admitted
1172	10/27/2025 Memorandum of Understanding re OpenAI's Recapitalization between OpenAI, Inc. and Elizabeth Kim, Deputy Attorney General of the California Department of Justice (OPENAI_MUSK00037810)	Sam Altman; Bret Taylor		FRE 402; FRE 403; FRE 802; Musk MIL 1	
1173	10/27/2025 OpenAI Model Spec (OPENAI_MUSK00038713)	Zico Kolter	Yes		
1174	10/28/2025 Project Watershed Transaction Review prepared by M. Klein & Company (OPENAI_MUSK00038991)	Sam Altman; Bret Taylor; Appendix A	Yes		
1175	10/28/2025 Letter from Goldman Sachs & Co. LLC to Board of Directors of OpenAI, Inc. (OPENAI_MUSK00039014)	Sam Altman; Bret Taylor; Appendix A	Yes		
1176	10/28/2025 Letter from The Klein Group, LLC to the Board of Directors of OpenAI, Inc. (OPENAI_MUSK00039039)	Sam Altman; Bret Taylor; Appendix A	Yes		
1177	10/28/2025 Project Watershed Discussion Materials prepared by Goldman Sachs (OPENAI_MUSK00039019)	Sam Altman; Bret Taylor; Appendix A	Yes		
1178	10/28/2025 OpenAI blog post re The next chapter of the Microsoft-OpenAI partnership (OPENAI_MUSK00038626)	Sam Altman; Bret Taylor; Appendix A	Yes		
1179	10/28/2025 OpenAI webpage re OpenAI Foundation (OPENAI_MUSK00038628)	Sam Altman; Bret Taylor	Yes		
1180	10/28/2025 Third Amended and Restated Joint Development and Collaboration Agreement among Microsoft Corporation, OpenAI Group PBC, and OpenAI OpCo, LLC (OPENAI_MUSK00038105)	Sam Altman; Bret Taylor; Appendix A	Yes		
1181	10/28/2025 Press Release by Attorney General Bonta re OpenAI's Recapitalization Plan (OPENAI_MUSK00038346)	Sam Altman; Bret Taylor		FRE 402; FRE 403; FRE 802; Musk MIL 1	
1182	10/28/2025 Letter from Owen Lefkon, Director of the Fraud and Consumer Protection Division at the Delaware Department of Justice to Che Chang, General Counsel of OpenAI, Inc. re OpenAI, Inc.'s Corporate Restructuring	Sam Altman; Bret Taylor		FRE 402; FRE 403; FRE 802; Musk MIL 1	

Ex. No.	Description	Sponsoring Witness	Stipulation to Admit	Objection	Date Admitted
	(OPENAI_MUSK00037816)				
1183	10/28/2025 Press Release by the Delaware Department of Justice, "AG Jennings completes review of OpenAI recapitalization" (OPENAI_MUSK00038347)	Sam Altman; Bret Taylor		FRE 402; FRE 403; FRE 802; Musk MIL 1	
1184	10/28/2025 Framework Agreement by and among OpenAI, Inc., OpenAI Global, LLC, and Microsoft Corporation, and Exhibits A - O thereto (OPENAI_MUSK00037786 through OPENAI_MUSK00037809; OPENAI_MUSK00037823 through OPENAI_MUSK00038104; OPENAI_MUSK00038196 through OPENAI_MUSK00038345; OPENAI_MUSK00038352)	Sam Altman; Bret Taylor; Appendix A	Yes		
1185	10/28/2025 OpenAI blog post re Built to benefit everyone (OPENAI_MUSK00038933)	Sam Altman; Bret Taylor	Yes		
1186	12/11/2025 OpenAI blog post re Introducing GPT-5.2 (OPENAI_MUSK00038935)	Sam Altman; Greg Brockman	Yes		
1187	02/02/2026 Articles of Merger for X.AI Holdings Corp. (OPENAI_MUSK00039043)	Jared Birchall; Elon Musk		FRE 402; FRE 403; Musk MIL 3	
1188-1249	(Intentionally Left Blank)				
1250	Entries from Brockman's personal files (OPENAI_MUSK00039212)	Greg Brockman		FRE 802; FRE 402; FRE 403	
1251	Memo re Altman (SUTSKEVER_MUSKSUB_00000528)	Ilya Sutskever	Yes		
1252	Memo re Brockman (SUTSKEVER_MUSKSUB_00000966)	Ilya Sutskever		FRE 402; FRE 802	
1253	Entries from Brockman's personal files (SUTSKEVER_MUSKSUB_00000384)	Greg Brockman; Ilya Sutskever		FRE 802; FRE 402; FRE 403	

Ex. No.	Description	Sponsoring Witness	Stipulation to Admit	Objection	Date Admitted
1254	Combined tax returns for Elon R. Musk for 2015 - 2023 (Catalyst0000014)	Jared Birchall; Elon Musk		FRE 402; FRE 403	
1255	Compilation of Fidelity Charitable contribution receipts to OpenAI, Inc. (Wiener Decl. Ex. 11)	Chris Clark; Appendix A	Yes		
1256	Fidelity Charitable Policy Guidelines (2017-2022) (Wiener Decl. Exs. 23-30)	Jared Birchall; Elon Musk; Appendix A	Yes		
1257	Compilation of Vanguard Charitable contribution receipts to YC.Org (Wiener Decl. Ex. 9)	Sam Altman; Chris Clark; Appendix A	Yes		
1258	Compilation of Vanguard Charitable contribution receipts to OpenAI, Inc. (Wiener Decl. Ex. 10)	Sam Altman; Chris Clark; Appendix A	Yes		
1259	OpenAI enterprise structure chart as of April 2023 (OPENAI_MUSK00006084)	Sam Altman; Chris Clark; Appendix A	Yes		
1260	OpenAI enterprise structure chart as of June 21, 2024 (OPENAI_MUSK00037714)	Sam Altman; Chris Clark; Appendix A	Yes		
1261	Bylaws of OpenAI, Inc. (OPENAI_MUSK00000452)	Sam Altman; Chris Clark; Appendix A	Yes		
1262	OpenAI enterprise structure chart as of May 2021 (MSFT_MUSK000053363)	Sam Altman; Chris Clark; Appendix A	Yes		
1263	Trophy presented to Josh Achiam following a February 2018 OpenAI all-hands meeting (physical object)	Josh Achiam		FRE 402; FRE 403	
1264	12/31/2016 OpenAI, Inc. Form 990 Return of Organization Exempt from Income Tax for the 2016 calendar year (OPENAI_MUSK00005365)	Sam Altman; Chris Clark; Appendix A	Yes		
1265	12/31/2017 OpenAI, Inc. Form 990 Return of Organization Exempt from Income Tax for the 2017 calendar year (OPENAI_MUSK00006040)	Sam Altman; Chris Clark; Appendix A	Yes		

Ex. No.	Description	Sponsoring Witness	Stipulation to Admit	Objection	Date Admitted
1266	12/31/2018 OpenAI, Inc. Form 990 Return of Organization Exempt from Income Tax for the 2018 calendar year (OPENAI_MUSK00005412)	Sam Altman; Chris Clark; Appendix A	Yes		
1267	12/31/2019 OpenAI, Inc. Form 990 Return of Organization Exempt from Income Tax for the 2019 calendar year (OPENAI_MUSK00005462)	Sam Altman; Chris Clark; Appendix A	Yes		
1268	12/31/2020 OpenAI, Inc. Form 990 Return of Organization Exempt from Income Tax for the 2020 calendar year (OPENAI_MUSK00005617)	Sam Altman; Chris Clark; Appendix A	Yes		
1269	12/31/2021 OpenAI, Inc. Form 990 Return of Organization Exempt from Income Tax for the 2021 calendar year (OPENAI_MUSK00005667)	Sam Altman; Chris Clark; Appendix A	Yes		
1270	12/31/2022 OpenAI, Inc. Form 990 Return of Organization Exempt from Income Tax for the 2022 calendar year (OPENAI_MUSK00005934)	Sam Altman; Chris Clark; Appendix A	Yes		
1271	12/31/2023 OpenAI, Inc. Form 990 Return of Organization Exempt from Income Tax for the 2023 calendar year (OPENAI_MUSK00005983)	Sam Altman; Chris Clark; Bret Taylor; Appendix A	Yes		
1272	11/17/2025 OpenAI, Inc. Form 990 Return of Organization Exempt from Income Tax for the 2024 calendar year (OPENAI_MUSK00039150)	Sam Altman; Bret Taylor; Appendix A	Yes		
1273	12/31/2016 OpenAI, Inc. Audited Financial Statements for the year ended December 31, 2016 (OPENAI_MUSK00010139)	Sam Altman; Chris Clark; Appendix A	Yes		
1274	12/31/2016 FY2016 Statement of Functional Expense vF (OPENAI_MUSK00028668)	Sam Altman; Chris Clark; Appendix A	Yes		
1275	12/31/2017 2017 Nonprofit FS vF (OPENAI_MUSK00028666)	Sam Altman; Chris Clark; Appendix A	Yes		
1276	OpenAI, Inc. Audited Financial Statements for the years ended December 31, 2017 and 2016 (OPENAI_MUSK00010152)	Sam Altman; Chris Clark; Appendix A	Yes		

Ex. No.	Description	Sponsoring Witness	Stipulation to Admit	Objection	Date Admitted
1277	OpenAI, Inc. Audited Financial Statements for the years ended December 31, 2018 and 2017 (OPENAI_MUSK00010167)	Sam Altman; Chris Clark; Appendix A	Yes		
1278	12/31/2019 OpenAI, Inc. Consolidating Financial Statements for the year ended December 31, 2019 (OPENAI_MUSK00010206)	Sam Altman; Chris Clark; Appendix A	Yes		
1279	12/31/2020 OpenAI, Inc. Consolidating Financial Statements for the year ended December 31, 2020 (OPENAI_MUSK00010332)	Sam Altman; Chris Clark; Appendix A	Yes		
1280	12/31/2021 OpenAI, L.P. Consolidated Financial Statements as of and for the year ended December 31, 2021 (MSFT_MUSK000090697)	Sam Altman; Chris Clark; Appendix A	Yes		
1281	12/31/2022 OpenAI, L.P. Consolidated Financial Statements as of and for the year ended December 31, 2022 (MSFT_MUSK000090724)	Sam Altman; Chris Clark; Appendix A	Yes		
1282	12/31/2023 OpenAI Global, LLC Consolidated Financial Statements as of and for the year ended December 31, 2023 (MSFT_MUSK000090750)	Sam Altman; Chris Clark; Bret Taylor; Appendix A	Yes		
1283	12/31/2024 OpenAI Global, LLC Consolidated Financial Statements as of and for the year ended December 31, 2024 (OPENAI_MUSK00012069)	Sam Altman; Appendix A	Yes		
1284	Vanguard Charitable Gift Agreement for Individuals or Trusts (VC000411)	Jared Birchall; Elon Musk; Appendix A	Yes		
1285	Vanguard Charitable Policies and Guidelines (2014-2017) (Wiener Decl. Exs. 17-20)	Jared Birchall; Elon Musk; Appendix A	Yes		
1286	OpenAI, Inc. SVB Analysis Checking Transaction Detail (January 1, 2015 - April 30, 2018) (OPENAI_MUSK00029105)	Sam Altman; Chris Clark; Appendix A	Yes		
1287	OpenAI, Inc. SVB Bank Statement (May-December 2018) (OPENAI_MUSK00028929)	Sam Altman; Chris Clark; Appendix A	Yes		

Ex. No.	Description	Sponsoring Witness	Stipulation to Admit	Objection	Date Admitted
1288	OpenAI, Inc. SVB Bank Statement (2019) (OPENAI_MUSK00028759)	Sam Altman; Chris Clark; Appendix A	Yes		
1289	OpenAI, Inc. SVB Bank Statement (2020) (OPENAI_MUSK00029049)	Sam Altman; Chris Clark; Appendix A	Yes		
1290	OpenAI, Inc. SVB Bank Statement (2021) (OPENAI_MUSK00028677)	Sam Altman; Chris Clark; Appendix A	Yes		
1291	OpenAI, Inc. SVB Bank Statement (2022) (OPENAI_MUSK00028867)	Sam Altman; Chris Clark; Appendix A	Yes		
1292	OpenAI, Inc. SVB Bank Statement (2023) (OPENAI_MUSK00028727)	Sam Altman; Chris Clark; Appendix A	Yes		
1293	OpenAI, Inc. SVB Bank Statement (January-May 2024) (OPENAI_MUSK00029035)	Sam Altman; Chris Clark; Appendix A	Yes		
1294	02/29/2024 Complaint, Musk v. Altman, No. CGC-24-612746 (Cal. Super. Ct. 2024)	Elon Musk		FRE 402; FRE 403	
1295	06/11/2024 Request for Dismissal, Musk v. Altman, No. CGC-24-612746 (Cal. Super. Ct. 2024)	Elon Musk		FRE 402; FRE 403	
1296	11/14/2024 Verified First Amended Complaint (Dkt. 32)	Elon Musk		FRE 402; FRE 403	
1297	12/27/2024 Declaration of Shivon Zilis In Support of Plaintiffs' Motion for a Preliminary Injunction (Dkt. 73-34)	Shivon Zilis		FRE 802	
1298	12/28/2024 Declaration of Elon Musk In Support of Plaintiffs' Motion for a Preliminary Injunction (Dkt. 74)	Elon Musk		FRE 402*; FRE 403; Musk MIL 3	
1299	02/12/2025 Plaintiffs' Opposition to Request for Leave to File Supplemental Material In Support of OpenAI Defendants' Opposition to Plaintiffs' Motion for a Preliminary Injunction (Dkt. 117)	Elon Musk		FRE 402; FRE 403	

Ex. No.	Description	Sponsoring Witness	Stipulation to Admit	Objection	Date Admitted
1300	04/28/2025 Plaintiff Musk's Responses and Objections to OpenAI Defendants' First Set of Requests for Admission	Elon Musk	Yes		
1301	05/22/2025 Second Amended Complaint (Dkt. 170)	Elon Musk		FRE 402*; Musk MIL 3	
1302	09/25/2025 Plaintiff Musk's Supplemental Responses and Objections to OpenAI Defendants' First Set of Interrogatories	Elon Musk	Yes		
1303	09/25/2025 Plaintiff Musk's Supplemental Responses and Objections to OpenAI Defendants' Second Set of Interrogatories	Elon Musk	Yes		
1304	Summary Exhibit 1 - Plaintiff Musk's Claimed Monetary Donations to OpenAI, Inc.	FRE 1006		TBD	
1305	Summary Exhibit 2 - Contributions to OpenAI, Inc. Per IRS Form 990 Schedule B (2016-2023)	FRE 1006		TBD	
1306	Summary Exhibit 3 - Contributions to OpenAI, Inc. Per IRS Form 990 Schedule B (2016-2023)	FRE 1006		TBD	
1307	Summary Exhibit 4 - Contributions to OpenAI, Inc. Per IRS Form 990 Schedule B (2016-2023)	FRE 1006		TBD	
1308	Summary Exhibit 5 - OpenAI, Inc. Expenses (2016-2017)	FRE 1006		TBD	
1309	Summary Exhibit 6 - OpenAI, Inc.'s Mission Form 990 Filings (2016-2023)	FRE 1006		TBD	
1310	Summary Exhibit 7 - OpenAI, Inc.'s Program Service Accomplishments Form 990 Filings (2016-2023)	FRE 1006		TBD	
1311	Summary Exhibit 8 - Plaintiff Musk's Claimed Financial Contributions to OpenAI, Inc.	FRE 1006		TBD	
1312	Summary Exhibit 9 - OpenAI Profit Interests Before Recapitalization	FRE 1006		TBD	
1313	Summary Exhibit 10 - Ownership of OpenAI Public Benefit Corporation	FRE 1006		TBD	

Ex. No.	Description	Sponsoring Witness	Stipulation to Admit	Objection	Date Admitted
1314	Summary Exhibit 11 - Combined Dataset of OpenAI, Inc.'s General Ledger and Bank Statements	FRE 1006		TBD	
1315	Summary Exhibit 12 - OpenAI, Inc. Lease Payments	FRE 1006		TBD	
1316-1499	(Intentionally Left Blank)				

Ex. No.	Description	Sponsoring Witness(es)	Stipulation to Admit	Objection	Date Admitted
1500	(Intentionally Left Blank)				
1501	2017.08.11 Emails including Elon Musk, Satya Nadella, Sam Altman, Greg Brockman, Ilya Sutskever, and Sam Teller, Re: Congrats (2024MUSK-0000669 - 2024MUSK-0000671)	Satya Nadella; Elon Musk; Sam Altman; Greg Brockman	Yes		
1502	2018.02.01 Emails including Greg Brockman, Elon Musk, Ilya Sutskever, Sam Altman, Sam Teller, and Shivon Zilis, Re: Top AI institutions today (2024MUSK-0001575 - 2024MUSK-0001605)	Elon Musk; Greg Brockman; Sam Altman; Shivon Zilis; Ilya Sutskever	Yes		
1503	2020.02.17 Elon Musk tweet (2024MUSK-0001681)	Elon Musk	Yes		
1504	2020.09.22 Microsoft blog titled “Microsoft teams up with OpenAI to exclusively license GPT-3 language model” (2024MUSK-0002583 - 2024MUSK-0002584)	Kevin Scott; Satya Nadella; Amy Hood	Yes		
1505	2016.12.12 Email from Elon Musk to Paul Merolla, Cc: Philip Sabes, Tim Hanson, Max Hodak, DJ Seo, and Sam Teller, Re: Communicative rhesus? (2024MUSK-0003264 - 2024MUSK-0003267)	Elon Musk; Sam Teller	Yes		
1506	2020.10.01 Messages between Sam Altman and Elon Musk (2024MUSK-0006301 - 2024MUSK-0006303)	Elon Musk; Sam Altman	Yes		

Ex. No.	Description	Sponsoring Witness(es)	Stipulation to Admit	Objection	Date Admitted
1507	2020.10.28 Messages between Sam Altman and Elon Musk (2024MUSK-0006317 - 2024MUSK-0006318)	Elon Musk; Sam Altman	Yes		
1508	2016.01.02 Emails among Elon Musk, Ilya Sutskever, Sam Altman, and Greg Brockman, Re: congrats on the falcon 9 (2024MUSK-0007982 - 2024MUSK-0007983)	Elon Musk; Ilya Sutskever; Sam Altman; Greg Brockman	Yes		
1509	2017.06.28 Emails between Greg Brockman and Elon Musk, Re: The 10,000 (2024MUSK-0008631)	Elon Musk; Greg Brockman; Sam Altman; Ilya Sutskever	Yes		
1510	2017.08.29 Emails between Elon Musk and Jared Birchall, Re: Q3 2017 Grant (2024MUSK-0009625)	Elon Musk; Jared Birchall	Yes		
1511	2019.07.22 Microsoft news release titled "OpenAI forms exclusive computing partnership with Microsoft to build new Azure AI supercomputing technologies" (2024MUSK-0013736 - 2024MUSK-0013739)	Satya Nadella; Kevin Scott; Amy Hood	Yes		
1512	2019.12.10 Messages between Elon Musk and unidentified number (2024MUSK-0014214 - 2024MUSK-0014215)	Elon Musk	Yes		
1513	2017.09.13 Message from Elon Musk ("Unknown Participant") to Shivon Zilis and Jared Birchall (BIRCHALL-0000055 - BIRCHALL-0000056)	Elon Musk; Jared Birchall; Sam Teller; Shivon Zilis	Yes		
1514	2017.09.13 Messages between Jared Birchall and Emma Gallagher (BIRCHALL-0000063 - BIRCHALL-0000066)	Jared Birchall	Yes		
1515	2020.06.09 Messages between Elon Musk ("Unknown Participant") and	Elon Musk; Jared	Yes		

Ex. No.	Description	Sponsoring Witness(es)	Stipulation to Admit	Objection	Date Admitted
	Jared Birchall (BIRCHALL-0000078 - BIRCHALL-0000079)	Birchall			
1516	2018.11.09 Email from Kevin Scott to Satya Nadella, Re: Open AI (MSFT_MUSK000000993 - MSFT_MUSK000000994)	Kevin Scott; Satya Nadella	Yes		
1517	2019.03.01 OpenAI, L.P. Contribution Agreement by and among OpenAI, Inc., OpenAI, L.P., and OpenAI GP, L.L.C. (MSFT_MUSK000036513 - MSFT_MUSK000036518)	Sam Altman; Greg Brockman	Yes		
1518	2016.09.01 Letter from OpenAI, Inc. to IRS enclosing tax exemption application (MSFT_MUSK000036519 - MSFT_MUSK000036571)	Sam Altman; Greg Brockman; Michael Wetter	Yes		
1519	2022.11.30 Memo to Microsoft Board of Directors from Amy Hood and Kevin Scott, Re: OpenAI Strategic Partnership and Investment (MSFT_MUSK000038215 - MSFT_MUSK000038222)	Amy Hood; Kevin Scott; Satya Nadella	Yes		
1520	2020.12.02 Microsoft Memo to Board of Directors from Amy Hood and Kevin Scott, Re: Investment in OpenAI LP (MSFT_MUSK000053457 - MSFT_MUSK000053463)	Amy Hood; Kevin Scott; Satya Nadella	Yes		
1521	2023.01.23 Second Amended and Restated Joint Development and Collaboration Agreement (MSFT_MUSK000055099 - MSFT_MUSK000055168)	Satya Nadella; Kevin Scott; Amy Hood; Michael Wetter; Sam Altman; Greg Brockman; Mira Murati	Yes		
1522	2019.07.02 Joint Development and Collaboration Agreement (MSFT_MUSK000055169 - MSFT_MUSK000055204)	Satya Nadella; Kevin Scott; Amy Hood;	Yes		

Ex. No.	Description	Sponsoring Witness(es)	Stipulation to Admit	Objection	Date Admitted
		Michael Wetter; Sam Altman; Greg Brockman; Mira Murati			
1523	2019.07.02 Amended and Restated Limited Partnership Agreement of OpenAI, L.P. (MSFT_MUSK000055382 - MSFT_MUSK000055474)	Satya Nadella; Kevin Scott; Amy Hood; Michael Wetter; Sam Altman; Greg Brockman; Mira Murati	Yes		
1524	2021.03.06 Subscription Booklet for a Convertible Limited Partnership Interest in OpenAI, L.P. (MSFT_MUSK000055895 - MSFT_MUSK000055920)	Satya Nadella; Kevin Scott; Amy Hood; Michael Wetter; Sam Altman; Greg Brockman; Mira Murati	Yes		
1525	2023.01.23 Amended and Restated Limited Liability Company Agreement of OpenAI Global, LLC (MSFT_MUSK000055937 - MSFT_MUSK000056027)	Satya Nadella; Kevin Scott; Amy Hood; Michael Wetter; Sam Altman; Greg Brockman; Mira Murati	Yes		
1526	2023.01.11 Memo to Microsoft Board of Directors from Satya Nadella, Brad Smith, Amy Hood, Kevin	Satya Nadella; Kevin Scott; Amy	Yes		

Ex. No.	Description	Sponsoring Witness(es)	Stipulation to Admit	Objection	Date Admitted
	Scott, and Dave O'Hara: "OpenAI Strategic Investment and Partnership - Summary of Key Terms" (MSFT_MUSK000060522 - MSFT_MUSK000060530)	Hood			
1527	2021.03.05 Amended and Restated Joint Development and Collaboration Agreement (MSFT_MUSK000064509 - MSFT_MUSK000064572)	Satya Nadella; Kevin Scott; Amy Hood; Michael Wetter; Sam Altman; Greg Brockman; Mira Murati	Yes		
1528	2019.06.10 Memo to the Board of Directors from Amy Hood and Kevin Scott, Re: Investment in Open AI LP (MSFT_MUSK000071339 - MSFT_MUSK000071348)	Amy Hood; Kevin Scott; Satya Nadella	Yes		
1529	2021.03.06 Amended and Restated Limited Partnership Agreement of OpenAI, L.P. (MSFT_MUSK000064573 - MSFT_MUSK000064684)	Satya Nadella; Kevin Scott; Amy Hood; Michael Wetter; Sam Altman; Greg Brockman; Mira Murati	Yes		
1530	2024.09.04 Investment Agreement by and among OpenAI Global, LLC and investors listed on Exhibit A (MSFT_MUSK000084387 - MSFT_MUSK000084434)	Satya Nadella; Kevin Scott; Amy Hood; Michael Wetter; Sam Altman; Greg Brockman; Mira Murati	Yes		

Ex. No.	Description	Sponsoring Witness(es)	Stipulation to Admit	Objection	Date Admitted
1531	2018.10.20 Action by Unanimous Written Consent of the Board of Directors of OpenAI, Inc. (MSFT_MUSK000084930 - MSFT_MUSK000084931)	Sam Altman; Greg Brockman; Ilya Sutskever	Yes		
1532	2019.02.11 Action by Unanimous Written Consent of the Reorganization Committee of OpenAI, Inc. (MSFT_MUSK000084932 - MSFT_MUSK000084936)	Sam Altman; Greg Brockman	Yes		
1533	2018.10.10 Limited Partnership Agreement of OpenAI, L.P. (MSFT_MUSK000084939 - MSFT_MUSK000085006)	Sam Altman; Greg Brockman	Yes		
1534	2018.10.10 Collaboration Agreement between OpenAI, Inc. and OpenAI, L.P. (MSFT_MUSK000085095 - MSFT_MUSK000085102)	Sam Altman; Greg Brockman	Yes		
1535	2017.08.11 Tweet from Elon Musk (MSFT_MUSK000085567)	Elon Musk; Satya Nadella	Yes		
1536	2025.08.07 Tweet from Elon Musk (MSFT_MUSK000085648)	Elon Musk; Satya Nadella	Yes		
1537	2020.09.24 Tweet from Elon Musk (MSFT_MUSK000085666)	Elon Musk	Yes		
1538	2024.11.20 Microsoft Ignite 2024: Why nearly 70% of the Fortune 500 now use Microsoft 365 Copilot (MSFT_MUSK000096929 - MSFT_MUSK000096934)	Kevin Scott; Satya Nadella; Yina Arenas		FRE 402, FRE 403, FRE 404, FRE 802	
1539	2025.10.15 Shareholder letter, "My annual letter: Thinking in decades, executing in quarters," Satya Nadella (MSFT_MUSK000096935 - MSFT_MUSK000096941)	Satya Nadella		FRE 402, FRE 403, FRE 404, Musk MIL 3	
1540	2019.10.16 Shareholder letter, "Our progress and impact," Satya Nadella (MSFT_MUSK000096942 - MSFT_MUSK000096949)	Satya Nadella		FRE 402, FRE 403, FRE 404	
1541	2025.09.29 Microsoft Azure	Kevin		FRE 402,	

Ex. No.	Description	Sponsoring Witness(es)	Stipulation to Admit	Objection	Date Admitted
	Blog, Grok 4 is now available in Microsoft Azure AI Foundry (MSFT_MUSK000096950 - MSFT_MUSK000096956)	Scott; Satya Nadella		FRE 403, Musk MIL 3	
1542	2023.01.23 Microsoft Blog, Microsoft and OpenAI extend partnership (MSFT_MUSK000096957 - MSFT_MUSK000096958)	Satya Nadella; Kevin Scott; Amy Hood; Michael Wetter	Yes		
1543	2022.06.01 Microsoft Responsible AI Standard, v2: General Requirements (MSFT_MUSK000096959 - MSFT_MUSK000096985)	Satya Nadella; Kevin Scott		FRE 402, FRE 403, FRE 404	
1544	2025 Microsoft Responsible AI Transparency Report: How we build support our customers, and grow (MSFT_MUSK000096986 - MSFT_MUSK000097020)	Satya Nadella; Kevin Scott		FRE 402, FRE 403, FRE 404	
1545	2024.05 Microsoft Responsible AI Transparency Report: How we build support our customers, and grow (MSFT_MUSK000097021 - MSFT_MUSK000097060)	Satya Nadella; Kevin Scott		FRE 402, FRE 403, FRE 404	
1546	2025.06.20 Microsoft Blog, Our 2025 Responsible AI Transparency Report: how we build, support our customers, and grow (MSFT_MUSK000097061 - MSFT_MUSK000097064)	Satya Nadella; Kevin Scott		FRE 402, FRE 403, FRE 404	
1547	2023.05.01 Microsoft Blog: Reflecting on our responsible AI program: three critical elements for progress, Microsoft on the Issues (MSFT_MUSK000097065 - MSFT_MUSK000097068)	Satya Nadella; Kevin Scott		FRE 402, FRE 403, FRE 404	
1548	2022.12.05 Sam Altman, post on X (MSFT_MUSK000097069)	Sam Altman		FRE 402	
1549	2025.08.05 Satya Nadella, post on X (MSFT_MUSK000097071)	Satya Nadella		FRE 402	
1550	2025.09.29 Satya Nadella,	Satya		FRE 402,	

Ex. No.	Description	Sponsoring Witness(es)	Stipulation to Admit	Objection	Date Admitted
	post on X (MSFT_MUSK000097073)	Nadella		FRE 403, Musk MIL 3	
1551	2023.10.16 Shareholder Letter from Satya Nadella (MSFT_MUSK000097075 - MSFT_MUSK000097083)	Satya Nadella		FRE 402, FRE 403, FRE 404	
1552	2024.10.18 Shareholder Letter from Satya Nadella (MSFT_MUSK000097084 - MSFT_MUSK000097092)	Satya Nadella		FRE 402, FRE 403, FRE 404	
1553	2018.05.07 Using AI to empower people with disabilities - Microsoft On the Issues, Brad Smith (MSFT_MUSK000097093 - MSFT_MUSK000097094)	Satya Nadella; Kevin Scott		FRE 402, FRE 403, FRE 404	
1554	2018.09.24 Using AI to help save lives - Microsoft On the Issues, Brad Smith, dated September 24, 2018 (MSFT_MUSK000097095 - MSFT_MUSK000097097)	Satya Nadella; Kevin Scott		FRE 402, FRE 403, FRE 404	
1555	2026.02.02 [last accessed] Microsoft Responsible AI: Principles and approach, Defining what's important (MSFT_MUSK000097098)	Satya Nadella; Kevin Scott		FRE 402, FRE 403, FRE 404	
1556	2016.06.28 Slate, Satya Nadella, The Partnership of the Future: Microsoft's CEO explores how humans and A.I. can work together to solve society's greatest challenges (MSFT_MUSK000097099 - MSFT_MUSK000097104)	Satya Nadella		FRE 402, FRE 403, FRE 404, FRE 802	
1557	2017.08.15 Email from Shivon Zilis to Jared Birchall, Re: OpenAI conversion (OPENAI_MUSK00003807)	Shivon Zilis; Jared Birchall; Sam Teller	Yes		
1558	2019.02.19 OpenAI, Inc. Valuation of Selected Assets for the Purpose of Transferring those Assets to a For Profit Entity as of December 31, 2018 (OPENAI_MUSK00009845 -	Sam Altman; Greg Brockman	Yes		

Ex. No.	Description	Sponsoring Witness(es)	Stipulation to Admit	Objection	Date Admitted
	OPENAI_MUSK00009913)				
1559	2019.07.02 Subscription Booklet for a Convertible Limited Partnership Interest in OpenAI, L.P. (OPENAI_MUSK00011908 - OPENAI_MUSK00011972)	Satya Nadella; Kevin Scott; Amy Hood; Michael Wetter; Sam Altman; Greg Brockman; Mira Murati	Yes		
1560	2018.09.19 Operating Agreement of Summersafe GP, L.L.C. (OPENAI_MUSK00013307 - OPENAI_MUSK00013309)	Sam Altman; Greg Brockman	Yes		
1561	2019.01.03 Certificate of Amendment to the Certificate of Limited Partnership of Summersafe, L.P. (OPENAI_MUSK00013310 - OPENAI_MUSK00013311)	Sam Altman; Greg Brockman	Yes		
1562	2020.12.16 Emails between Chris Clark and Shivon Zilis, Re: OpenAI Board Negotiation Authorization (OPENAI_MUSK00014761)	Shivon Zilis; Sam Altman; Tasha McCauley	Yes		
1563	2019.07.22 Messages between Shivon Zilis and Sam Altman (OPENAI_MUSK00018000 - OPENAI_MUSK00018001)	Sam Altman; Shivon Zilis	Yes		
1564	2020.10.03 Messages between Sam Altman and Shivon Zilis (OPENAI_MUSK00018199)	Sam Altman; Shivon Zilis	Yes		
1565	2020.11.12 Messages between Shivon Zilis and Sam Altman (OPENAI_MUSK00018221 - OPENAI_MUSK00018222)	Sam Altman; Shivon Zilis	Yes		
1566	2021.03.05 Messages between Sam Altman and Shivon Zilis (OPENAI_MUSK00018304 - OPENAI_MUSK00018305)	Sam Altman; Shivon Zilis		FRE 802	
1567	2023.03.06 Messages between Sam Altman and	Sam Altman;		FRE 802	

Ex. No.	Description	Sponsoring Witness(es)	Stipulation to Admit	Objection	Date Admitted
	Shivon Zilis (OPENAI_MUSK00018526 - OPENAI_MUSK00018527)	Shivon Zilis			
1568	2017.10.22 Emails between Shivon Zilis and Sam Teller, Re: Greg + Ilya (OPENAI_MUSK00023887 - OPENAI_MUSK00023888)	Shivon Zilis; Sam Teller		FRE 802	
1569	2023.01.20 Unanimous Written Consent of the Board of Directors of OpenAI, Inc. (OPENAI_MUSK00026481 - OPENAI_MUSK00026496)	Sam Altman; Greg Brockman; Ilya Sutskever; Tasha McCauley; Shivon Zilis;	Yes		
1570	2018.12.26 Email from Elon Musk to Ilya Sutskever, Greg Brockman, Sam Altman, and Shivon Zilis (OPENAI_MUSK00026645)	Elon Musk; Ilya Sutskever; Greg Brockman; Sam Altman; Shivon Zilis	Yes		
1571	2018.03.01 Emails including Jakub Pachocki, Szymon Sidor, and Sam Altman (OPENAI_MUSK00029929 - OPENAI_MUSK00029930	Satya Nadella; Sam Altman	Yes		
1572	2021.03.06 Email from Sam Altman to Reid Hoffman, Adam D'Angelo, Shivon Zilis, Holden Karnofsky, Tasha McCauley, Greg Brockman, and Ilya Sutskever, Cc Brad Lightcap and Mira Murati, Re: MSFT investment and commercial deal (OPENAI_MUSK00030225)	Sam Altman; Shivon Zilis; Tasha McCauley; Greg Brockman; Ilya Sutskever; Mira Murati	Yes		
1573	2019.07.22 Microsoft invests in and partners with OpenAI to support us building beneficial AGI (OPENAI_MUSK00037558 - OPENAI_MUSK00037560)	Sam Altman; Greg Brockman	Yes		
1574	2025.10.28 Third Amended and Restated Joint	Satya Nadella;	Yes		

Ex. No.	Description	Sponsoring Witness(es)	Stipulation to Admit	Objection	Date Admitted
	Development and Collaboration Agreement (OPENAI_MUSK00038105 - OPENAI_MUSK00038195)	Kevin Scott; Amy Hood; Michael Wetter; Sam Altman; Greg Brockman			
1575	2018.08.31 Email from Sam Altman to Elon Musk, Cc: Sam Teller and Shivon Zilis, Subject: OpenAI term sheet (SPX-001642)	Elon Musk; Sam Altman; Shivon Zilis; Sam Teller	Yes		
1576	2018.08.31 OpenAI LP - Summary Term Sheet (SPX-001643)	Elon Musk; Sam Altman; Shivon Zilis; Sam Teller	Yes		
1577	2023.02.25 Messages between Shivon Zilis and Shahini Rubicon Fluffer (ZILIS-0000937-ZILIS - 0000939)	Shivon Zilis		FRE 402, FRE 403, FRE 802, Musk MIL 4	
1578	2017.09.19 Messages between Shivon Zilis and Jared Birchall (ZILIS-0001032 - ZILIS-0001033)	Shivon Zilis; Jared Birchall	Yes		
1579	2018.08.31 Emails involving Jared Birchall, Shivon Zilis, Sam Altman, Elon Musk, Sam Teller, and Shivon Zilis, Re: OpenAI term sheet (ZILIS-0004162)	Jared Birchall; Shivon Zilis		FRE 402	
1580	2021.10.12 Emails involving Helen Toner, Shivon Zilis, Sam Altman, Adam D'Angelo, and Tasha McCauley, Fwd: your review (ZILIS-0004599-ZILIS - 0004601)	Shivon Zilis; Sam Altman		FRE 802	
1581	2025.12.05 Exhibit 12 to the Deposition of C. Paul Wazzan	Paul Wazzan	Yes		
1582	2025.12.05 Exhibit 14 to the Deposition of C. Paul Wazzan	Paul Wazzan	Yes		

Ex. No.	Description	Sponsoring Witness(es)	Stipulation to Admit	Objection	Date Admitted
1583	2019.02.11 Email including Shivon Zilis, Elon Musk, and Sam Teller, Re: OpenAI and this upcoming week (2024MUSK-0004516)	Shivon Zilis; Elon Musk; Sam Teller	Yes		
1584	2018.02.01 Emails including Greg Brockman, Elon Musk, Ilya Sutskever, Sam Altman, Sam Teller, and Shivon Zilis, Re: Top AI institutions today (2024MUSK-0005444 - 2024MUSK-0005447)	Elon Musk; Greg Brockman; Sam Altman; Shivon Zilis; Ilya Sutskever	Yes		
1585	2018.04.23 Email including Shivon Zilis, Elon Musk, and Sam Teller, Re: AI Updates (2024MUSK-0005616 - 2024MUSK-0005617)	Shivon Zilis; Elon Musk; Sam Teller	Yes		
1586	2016.01.02 Emails among Elon Musk, Ilya Sutskever, Sam Altman, and Greg Brockman, Re: congrats on the falcon 9 (2024MUSK-0005755 - 2024MUSK-0005756)	Elon Musk; Ilya Sutskever; Sam Altman; Greg Brockman	Yes		
1587	2017.07.12 Emails including Ilya Sutskever, Elon Musk, and Greg Brockman, Re: The Business of Building AGI (2024MUSK-0006991 - 2024MUSK-0006992)	Ilya Sutskever; Elon Musk; Greg Brockman	Yes		
1588	2017.07.18 Emails including Shivon Zilis, Elon Musk, and Sam Teller, Re: OpenAI notes in advance of tonight's meeting (2024MUSK-0010721)	Shivon Zilis; Elon Musk; Sam Teller	Yes		
1589	2020.12.02 Minutes from Microsoft Board meeting (MSFT_MUSK000053786 - MSFT_MUSK000053790)	Satya Nadella; Kevin Scott; Amy Hood	Yes		
1590	2023.11.05 Emails including Brad Smith, Penny Pritzer, and Satya Nadella, Re: Update on OpenAI (MSFT_MUSK000053805 - MSFT_MUSK000053806)	Satya Nadella; Amy Hood	Yes		
1591	2022.11.29 Minutes from Microsoft Board meeting (MSFT_MUSK000083873 -	Satya Nadella; Kevin	Yes		

Ex. No.	Description	Sponsoring Witness(es)	Stipulation to Admit	Objection	Date Admitted
	MSFT_MUSK000083878)	Scott; Amy Hood			
1592	2019.06.12 Minutes from Microsoft Board meeting (MSFT_MUSK000092370 - MSFT_MUSK000092374)	Satya Nadella; Kevin Scott; Amy Hood	Yes		
1593	2017.08.30 Emails including Shivon Zilis and Sam Teller, Re OpenAI Starting Sketch (NEURALINK_0000729)	Shivon Zilis; Sam Teller	Yes		
1594	2025.10.28 Framework Agreement by and among OpenAI, Inc., OpenAI Global, LLC, and Microsoft Corporation (OPENAI_MUSK00037914 - OPENAI_MUSK00037951)	Satya Nadella; Amy Hood; Michael Wetter; Sam Altman; Greg Brockman	Yes		
1595	2017.08.22 Text messages between Shivon Zilis and unidentified participant (ZILIS-00000955 - ZILIS-00000958)	Jared Birchall; Shivon Zilis	Yes		

Dated: March 12, 2026

MOLOLAMKEN LLP

By: */s/ Steven F. Molo*
Steven F. Molo (*pro hac vice*)

Attorneys for Plaintiffs Elon Musk and X.AI Corp.

Dated: March 12, 2026

WACHTELL, LIPTON, ROSEN & KATZ

By: */s/ William Savitt*
William Savitt (*pro hac vice*)

MORRISON & FOERSTER LLP

By: */s/ William Frentzen*
William Frentzen (SBN 343918)

Attorneys for the OpenAI Defendants

Dated: March 12, 2026

DECHERT LLP

By: */s/ Russell P. Cohen*
Russell P. Cohen (SBN 213105)

Attorneys for Defendant Microsoft Corporation

SIGNATURE ATTESTATION

Pursuant to Civil L.R. 5-1, I hereby attest that the signatories listed above, on whose behalf this Joint Exhibit List is submitted, concur in the filing's content and have authorized the filing.

Dated: March 12, 2026

/s/ Steven F. Molo
Steven F. Molo (*pro hac vice*)