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UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

SAN JOSE DIVISION

CONCORD MUSIC GROUP, INC., ET AL., Plaintiffs, v. ANTHROPIC PBC, Defendant.	Case Number: 5:24-cv-03811-EKL-SVK **UPDATED JOINT CASE MANAGEMENT STATEMENT** Judge Eumi K. Lee Magistrate Judge Susan van Keulen

Pursuant to Fed. R. Civ. P. 16, Civil L.R. 16-9, the Standing Order for All Judges of the Northern District of California, this Court's Standing Order for Civil Cases, and the Clerk's March 5, 2025 notice (ECF No. 300), counsel for the Parties in the above-captioned case hereby submit this Updated Joint Case Management Statement in advance of the Case Management Conference on April 23, 2025.[1]

4. MOTIONS

a. Prior and Pending Motions (filed since February 26, 2025)

Movant	Motion	Date Filed	Status
Publishers	Admin. Motion to Consider Whether Another Party's Material Should Be Sealed	Mar. 3, 2025 (ECF No. 301)	Granted (ECF No. 319)
Publishers	Joint Discovery Dispute Statement Regarding Anthropic's Searches and Production of Claude Prompts and Output	Mar. 3, 2025 (ECF No. 302)	Resolved (ECF No. 318) by Magistrate Judge van Keulen
Parties	Stipulation with Proposed Order to Extend Case Deadlines	Mar. 10, 2025 (ECF No. 304)	Granted, as modified (ECF No. 305)
Publishers	Admin. Motion to Consider Whether	Mar. 14, 2025 (ECF No. 309)	Granted (ECF No. 319)

[1] Consistent with the Clerk's Notice Resetting Case Management Conference, ECF No. 300, the Parties have not included herein matters discussed in the prior submitted Joint Case Management Statement, ECF No. 299.

	Another Party's Material Should Be Sealed		
Publishers	Joint Discovery Dispute Statement Regarding Anthropic User Information Associated with Claude Prompts and Output	Mar. 14, 2025 (ECF No. 310)	Resolved (ECF No. 318) by Magistrate Judge van Keulen
Anthropic	Motion to Substitute Attorney	Mar. 28, 2025 (ECF No. 323)	Granted (ECF No. 324)
Parties	Stipulation with Proposed Order to Extend Joint Discovery Submission Regarding Sampling Deadline	Apr. 4, 2025 (ECF No. 325)	Granted (ECF No. 326)

5. AMENDMENT OF PLEADINGS

On March 26, 2025, the Court granted Anthropic's motion to dismiss Publishers' non-direct infringement claims with leave to amend. ECF No. 322. Publishers intend to amend their Complaint by April 25, 2025, per the Court's order. Anthropic's response is due 14 days from Plaintiffs' filing of the Amended Complaint consistent with Federal Rule of Civil Procedure 15(a)(3).

8. DISCOVERY

The Court granted the Parties' Joint Stipulation and [Proposed] Order to Extend Case Deadlines on March 10, 2025, ECF No. 305, which extended the fact discovery deadline to September 11, 2025.

Stipulations and Protocols. The Parties have been engaged in discussions regarding a stipulated protocol concerning the inspection of Anthropic's training data and source code, and expect to file the proposed protocol shortly.

Discovery Disputes. Magistrate Judge van Keulen has addressed certain discovery disputes regarding (1) Publishers' requests for production to Anthropic regarding Claude prompts and output relating to song lyrics and (2) Publishers' requests for production regarding Claude users names and email information. *See* ECF Nos. 302, 306, 310, 318. Additionally, pursuant to Magistrate Judge van Keulen's Order Resolving Discovery Disputes, ECF No. 318, the Parties are engaged in discussions to develop a sampling protocol of Claude prompt and output records. The

Parties have discussed additional discovery issues and will file joint dispute statements on ripe issues, including one such statement that will be filed later today, before Magistrate Judge van Keulen as necessary.

12. SETTLEMENT AND ADR

Pursuant to the Parties' stipulation to extend case deadlines, the Court granted an extension to the ADR deadline to June 30, 2025. ECF No. 305.

13. SCHEDULE

The Court entered the Parties' proposed extended case schedule, as modified, on March 10, 2025. ECF No. 305.

14. TRIAL

Publishers have requested a trial by jury on all claims. Trial is currently scheduled on August 17, 2026. The Parties anticipate trial will last approximately **ten (10) days**.

20. CASE SUMMARY (since February 26, 2025)

b. Summary of Claims

Publishers filed their Complaint on October 18, 2023, asserting the following claims: Count I—Direct Copyright Infringement; Count II—Contributory Infringement; Count III—Vicarious Infringement; Count IV—Removal or Alteration of Copyright Management Information. On March 26, 2025 the Court granted Anthropic's motion to dismiss Publishers' non-direct infringement claims and granted Publishers' leave to amend, ECF No. 322. Publishers intend to amend their Complaint, as stated *supra*. Anthropic has not yet filed an Answer in this litigation.

c. Procedural History

The Court denied without prejudice Publishers' preliminary injunction motion on March 25, 2025 (ECF No. 321), and granted Anthropic's motion to dismiss Publishers' non-direct infringement claims with leave to amend on March 26, 2025 (ECF No. 322).

Dated: April 9, 2025

By: /s/ Timothy Chung

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SIGNATURE ATTESTATION

Pursuant to Civil L.R. 5-1(i)(3), I hereby attest that concurrence in the filing of this document was obtained from all other signatories of this document. I declare under penalty of perjury that the foregoing is true and correct.

Dated: April 9, 2025

/s/ Timothy Chung
Timothy Chung