

EXHIBIT 27

CONFIDENTIAL

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

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ANDREA BARTZ, ANDREA BARTZ,)
INC., CHARLES GRAEBER, KIRK)
WALLACE JOHNSON, MJ + KJ,)
INC., individually and on)
behalf of others similarly)
situated,)
Plaintiffs,)
vs.) No. 3:24-cv-05417
ANTHROPIC PBC,)
Defendant.)
_____)

TRANSCRIPT DESIGNATED "CONFIDENTIAL"

VIDEO-RECORDED DEPOSITION OF
ANDREA MARIE BARTZ,
Taken in her individual capacity and as
a 30(b)(6) WITNESS FOR ANDREA BARTZ, INC.
Volume I - Pages 1 through 258

Friday, March 7, 2025
San Francisco, California

Reported By: JANE GROSSMAN, CSR No. 5225
Job No. SF 7222289

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I N D E X

VIDEO-RECORDED DEPOSITION OF ANDREA BARTZ, INDIVIDUALLY,
AND AS A 30(b)(6) WITNESS FOR ANDREA BARTZ, INC.

FRIDAY, MARCH 7, 2025

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E X H I B I T S

DEPOSITION EXHIBITS MARKED FOR IDENTIFICATION

[* Document designated "HIGHLY CONFIDENTIAL."]

[** Document designated "CONFIDENTIAL"]

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1 Q. Okay. How long is your longest book, 09:56:30
2 approximately? 09:56:32
3 You don't have to give me a page number. 09:56:33
4 A. In the neighborhood of a hundred thousand 09:56:35
5 words. 09:56:37
6 Q. Okay. And how long was your shortest 09:56:38
7 book, approximately? 09:56:43
8 A. Maybe 90,000 words. 09:56:46
9 Q. Okay. Do you think the amount you'd be 09:56:48
10 willing to license your works as training data to an 09:56:52
11 LLM for would depend on the number of words in the 09:56:55
12 book? 09:56:57
13 MS. GEMAN: Objection. 09:56:57
14 THE WITNESS: I don't know. 09:56:57
15 BY MR. FARRIS: 09:56:58
16 Q. You understand you brought this lawsuit on 09:57:17
17 behalf of a class of individuals? 09:57:18
18 A. My understanding is it's a class of, yeah, 09:57:22
19 individuals and entities that own copyrights. 09:57:24
20 Q. Okay. And you know you are -- you are a 09:57:29
21 representative of that class? 09:57:31
22 A. Yes. 09:57:32
23 Q. All right. Can you describe for me who 09:57:33
24 the members of the class are, as you understand it? 09:57:35
25 A. My understanding is that it's the 09:57:38

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1 individuals and entities that are owners of the 09:57:41
2 copyrighted books that have been used by Anthropic 09:57:45
3 without licensing as training data for their LLMs. 09:57:50
4 Q. Okay. As far as you understand, is there 09:57:55
5 just one class of people or entities or more than 09:58:01
6 one? 09:58:04
7 MS. GEMAN: Objection. 09:58:05
8 THE WITNESS: I'm not sure. 09:58:05
9 BY MR. FARRIS: 09:58:06
10 Q. Okay. What do you understand your role 09:58:07
11 to be as the representative of that class? 09:58:09
12 A. I believe my role is to represent the 09:58:16
13 class and ensure a equitable outcome for -- to the 09:58:19
14 best of my ability for all the people I'm 09:58:31
15 representing. 09:58:33
16 Q. Anything else? 09:58:35
17 A. Can you repeat the original question? 09:58:44
18 Q. Sure. 09:58:46
19 I just wanted to know what -- what do you 09:58:47
20 understand about your -- your role as the class 09:58:48
21 representative? 09:58:50
22 What -- what types of duties do you have, 09:58:51
23 other than what you've told me? 09:58:53
24 MS. GEMAN: Objection. 09:58:54
25 THE WITNESS: So what kind of duties? 09:58:58

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1 That was a different question. 09:59:00

2 BY MR. FARRIS: 09:59:01

3 Q. Yeah, you're right. 09:59:01

4 So let me just -- if I ask it a different 09:59:03

5 way, do you understand that you have any duties to 09:59:05

6 the class other than anything you've already said? 09:59:07

7 A. No. I -- I believe I covered it. 09:59:12

8 Q. Okay. Did you review the original 09:59:14

9 Complaint in this case before it was filed? 09:59:21

10 A. Yes. 09:59:24

11 Q. Without telling me the substance of 09:59:26

12 anything you said to your lawyers, did you provide 09:59:27

13 input about what the allegations would be? 09:59:29

14 MS. GEMAN: I'm just going to caution you 09:59:34

15 not to reveal any discussions with counsel. 09:59:36

16 So if you can answer that question without 09:59:38

17 describing the content of communications, you're 09:59:41

18 free to answer. 09:59:44

19 THE WITNESS: Can you repeat the question, 09:59:46

20 please? 09:59:48

21 BY MR. FARRIS: 09:59:49

22 Q. Yeah. 09:59:49

23 Did you feel like you provided input on 09:59:50

24 what the allegations should be? 09:59:52

25 MS. GEMAN: Sorry. The question was, did 09:59:55

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1 you -- okay. 09:59:57

2 THE WITNESS: Yes. 10:00:00

3 BY MR. FARRIS: 10:00:01

4 Q. Do you know how many versions of the 10:00:02

5 Complaint have been filed? 10:00:04

6 A. I'm not positive. 10:00:07

7 Q. Okay. Did you -- well, how did you get 10:00:09

8 connected with the lawyers that represent you in 10:00:16

9 this case? 10:00:18

10 A. I had contacted counsel after discovering 10:00:20

11 that my works appeared to be part of a dataset that 10:00:26

12 Anthropic had used. 10:00:30

13 Q. How did you discover that your works 10:00:35

14 appeared to be part of a dataset that Anthropic had 10:00:38

15 used? 10:00:41

16 A. There was an article in The Atlantic that 10:00:43

17 talked about the dataset and included a sort of 10:00:47

18 search function for checking what books were likely 10:00:50

19 in there. 10:00:56

20 Q. Do you remember, did you read that in a 10:00:58

21 print edition of The Atlantic or an online version? 10:01:00

22 A. I believe it was online. 10:01:06

23 Q. How did the article come to your 10:01:07

24 attention? 10:01:09

25 A. I -- I am not sure. 10:01:11

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1	A. I'm not sure.	10:02:31
2	Q. Okay. Did you get a referral to those	10:02:32
3	lawyers somehow, the lawyers you reached out to in	10:02:35
4	the first place?	10:02:38
5	A. I don't remember how I found them.	10:02:43
6	Q. When was the first time, if any, you met	10:02:57
7	in person with a lawyer to discuss this case?	10:02:59
8	A. Yesterday.	10:03:06
9	Q. Okay. Before the case was filed in	10:03:07
10	August of this year [sic], how -- had you done phone	10:03:13
11	calls with your lawyers?	10:03:18
12	MS. GEMAN: I'm just reminding you not to	10:03:22
13	disclose the content of any calls or communications.	10:03:24
14	THE WITNESS: The question was, did I have	10:03:27
15	phone calls?	10:03:29
16	BY MR. FARRIS:	10:03:29
17	Q. Yes.	10:03:30
18	A. Yes.	10:03:30
19	Q. Okay. Do you recall how many times you've	10:03:31
20	talked to your lawyers on the phone before the case	10:03:32
21	was filed?	10:03:35
22	A. I would estimate three to five times.	10:03:39
23	Q. Okay. Do you understand that as a named	10:03:43
24	plaintiff that you could be called as a witness to	10:04:08
25	testify at a jury trial if this goes that far?	10:04:10

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1	A. Yes.	10:04:14
2	Q. Would you be willing to travel to	10:04:15
3	San Francisco to do that if you were required to?	10:04:17
4	A. Yes.	10:04:19
5	Q. Did you sign a written agreement with your	10:04:27
6	lawyers about their representation of you in this	10:04:30
7	case?	10:04:32
8	A. I believe so.	10:04:39
9	Q. Do you recall when you signed it?	10:04:42
10	A. I believe it would be August '24.	10:04:49
11	Q. Okay. Do you know if you have signed any	10:04:53
12	other written agreements with your lawyers other	10:04:56
13	than that one time?	10:04:58
14	A. Of any kind?	10:05:01
15	Q. Yeah.	10:05:03
16	A. You're asking if I've signed any documents	10:05:06
17	or specifically --	10:05:09
18	Q. Agreements with your lawyers -- not,	10:05:10
19	like, just generally documents in the case; like,	10:05:12
20	something that actually sets forth the terms of your	10:05:14
21	representation by counsel.	10:05:17
22	A. Not that I can recall.	10:05:20
23	Q. Okay. Are your lawyers paying your	10:05:26
24	expenses related to this litigation?	10:05:27
25	A. My lawyers booked my travel for this	10:05:32

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1	BY MR. FARRIS:	10:57:23
2	Q. Did you sign up?	10:57:24
3	A. No.	10:57:25
4	Q. Why not?	10:57:25
5	A. This happened recently. And I'm still	10:57:28
6	thinking about it.	10:57:32
7	Q. Okay. Okay. Have you had any	10:57:32
8	communication or interaction with Certified Made	10:57:44
9	by Humans other than the webinar?	10:57:46
10	A. No.	10:57:50
11	Q. Have you ever heard of an organization	10:57:55
12	called the Authors Alliance?	10:57:57
13	A. No.	10:58:00
14	MR. FARRIS: Okay. Sorry. I had this	10:58:00
15	issue with Ms. Salinas the other day. The table is	10:58:25
16	really long, so it's sort of hard to throw things at	10:58:29
17	you, and it's not -- it's not aggressive.	10:58:31
18	MS. GEMAN: That's okay. I know.	10:58:33
19	THE REPORTER: This is Exhibit 48.	10:58:36
20	(Deposition Exhibit 48 was marked for	10:58:37
21	identification.)	10:58:37
22	MR. FARRIS: Okay. Exhibit 48 is -- is	10:58:43
23	one of the documents from the litigation record in	10:58:45
24	this case, which is titled "PLAINTIFF ANDREA BARTZ	10:58:48
25	AND ANDREA BARTZ, INC.'S FIRST SUPPLEMENTAL	10:58:52

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1 RESPONSES TO FIRST SET OF REQUEST FOR PRODUCTION OF 10:58:55
2 DOCUMENTS..." 10:58:59
3 Q. Do you see that, ma'am? 10:58:59
4 A. Yes. 10:59:01
5 Q. Okay. I'm not going to quiz you about 10:59:01
6 everything in this document. 10:59:05
7 But I want to ask, generally, do you 10:59:06
8 recall seeing something that was called a Request 10:59:08
9 for Production of Documents to you and -- and 10:59:10
10 working with your lawyers to respond to it? 10:59:13
11 A. Yes. 10:59:15
12 Q. Okay. Did you go out and then, 10:59:16
13 thereafter, look for documents to -- to produce 10:59:23
14 in this case? 10:59:25
15 MS. GEMAN: Objection. 10:59:26
16 THE WITNESS: Yes. 10:59:29
17 BY MR. FARRIS: 10:59:31
18 Q. Okay. What places did you search? 10:59:32
19 A. Generally, I searched my own e-mail. 10:59:38
20 And, also, I worked with a third-party 10:59:40
21 vendor to give them access to my e-mail, my social 10:59:43
22 media, and other similar things. 10:59:50
23 Q. Okay. Do you recall the name of the 10:59:54
24 vendor? 10:59:55
25 A. I don't recall. 10:59:56

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EXHIBIT 28

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UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

---oOo---

ANDREA BARTZ, ANDREA BARTZ,)

INC., CHARLES GRAEBER, KIRK)

WALLACE JOHNSON, MJ + KJ,)

INC., individually and on)

behalf of others similarly)

situated,)

Plaintiffs,)

vs.)

No. 3:24-cv-05417

ANTHROPIC PBC,)

Defendant.)

_____)

TRANSCRIPT DESIGNATED "CONFIDENTIAL"

VIDEO-RECORDED DEPOSITION OF

CHARLES ANDREW GRAEBER

Volume I

Pages 1 through 235

Wednesday, March 5, 2025

San Francisco, California

Reported By: JANE GROSSMAN, CSR No. 5225

Job No. SF 7222284

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I N D E X

VIDEO-RECORDED DEPOSITION OF CHARLES ANDREW GRAEBER
 WEDNESDAY, MARCH 5, 2025
 VOLUME I

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AFTERNOON SESSION	146
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E X H I B I T S

DEPOSITION EXHIBITS MARKED FOR IDENTIFICATION

[* Document designated HIGHLY CONFIDENTIAL.]

[** Document designated "CONFIDENTIAL"]

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Proceedings Commenced: 9:11 a.m.

RECESSES

10:16 a.m. until 10:27 a.m.

11:38 a.m. until 11:47 a.m.

Luncheon Recess: 12:44 p.m. until 1:21 p.m.

2:11 p.m. until 2:19 p.m.

3:17 p.m. until 3:31 p.m.

Proceedings Adjourned: 3:44 p.m.

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

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ANDREA BARTZ, ANDREA BARTZ,)
INC., CHARLES GRAEBER, KIRK)
WALLACE JOHNSON, MJ + KJ,)
INC., individually and on)
behalf of others similarly)
situated,)
)
Plaintiffs,)
)
vs.) No. 3:24-cv-05417
)
ANTHROPIC PBC,)
)
Defendant.)
_____)

BE IT REMEMBERED that, pursuant to Notice of
Taking Video-recorded Deposition, and on Wednesday,
March 5, 2025, commencing at the hour of 9:11 a.m., and
ending at the hour of 3:44 p.m., at the Law Offices of
ARNOLD & PORTER KAYE SCHOLER LLP, Three Embarcadero
Center, Tenth Floor, San Francisco, California
94111-4024, before me, JANE GROSSMAN, a Certified
Shorthand Reporter of the State of California,
personally appeared

CHARLES ANDREW GRAEBER,
produced as a witness in said action, who, being first
duly sworn by the Certified Shorthand Reporter, was
thereupon examined as a witness in said cause.

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A P P E A R A N C E S

FOR PLAINTIFFS ANDREA BARTZ, ANDREA BARTZ, INC.,
CHARLES GRAEBER, KIRK WALLACE JOHNSON, MJ + KJ, INC.,
individually and on behalf of others similarly
situated:

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(Present via Zoom)
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A P P E A R A N C E S

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(Present via Zoom)

ALLY MYERS, Attorney at Law
Ally.Myers@arnoldporter.com

ALSO PRESENT:

REILLY LEET, Videographer

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1 BY MR. FARRIS: 09:59:36

2 Q. Okay. Do you believe there are authors of 09:59:37

3 very short books in this class? 09:59:43

4 A. I don't know. 09:59:47

5 Q. What do you understand your role as the 09:59:55

6 class representative to be? 09:59:57

7 A. I'm simply here to tell my -- my truth and 10:00:02

8 to explain what happened to me and what was -- and 10:00:08

9 how my work was stolen and state my complaint. 10:00:15

10 Q. Okay. Do you understand that you have any 10:00:22

11 duties to the other people in your class? 10:00:24

12 A. I hope to -- to help the Court bring a 10:00:26

13 resolution that they would be -- they would be happy 10:00:35

14 with. 10:00:38

15 Q. Okay. Do you -- do you understand any 10:00:39

16 other duties you might have to them? 10:00:41

17 A. I have no conflicts that I'm aware of. 10:00:43

18 I feel that I can represent them well. 10:00:49

19 Q. Okay. Did you review the original 10:00:51

20 Complaint in this case before it was filed? 10:01:03

21 A. Before it was filed? Yes, I -- I 10:01:05

22 believe -- yes, I believe so. 10:01:07

23 Q. Without telling me the substance of any 10:01:09

24 communications with your lawyer, did you provide 10:01:11

25 input on what the allegations should be before it 10:01:12

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CONFIDENTIAL

1	was filed?	10:01:15
2	A. I don't believe -- well, I'm not -- I'm,	10:01:21
3	frankly, not sure.	10:01:25
4	Q. Okay. Do you know how many versions of	10:01:27
5	the Complaint have been filed?	10:01:31
6	A. No.	10:01:33
7	Q. Did you meet in person with the lawyers	10:01:36
8	who filed this case before it was filed?	10:01:39
9	A. No.	10:01:42
10	Q. Did you have phone calls or Zoom calls	10:01:46
11	with the lawyers in this case before it was filed?	10:01:49
12	A. I -- yes, I believe so.	10:01:57
13	Q. How many phone calls did you have with	10:02:00
14	your lawyers before this case was filed?	10:02:02
15	A. I don't know.	10:02:05
16	Q. Okay. If you had to approximate how long	10:02:06
17	you spent actually discussing this case with a	10:02:10
18	lawyer before it was filed, could you give me an	10:02:12
19	estimate?	10:02:15
20	A. No.	10:02:20
21	Q. Would it be more than a few hours?	10:02:22
22	A. I honestly don't know.	10:02:25
23	Q. All right. How did you first get	10:02:31
24	connected with the lawyers that represent you in	10:02:38
25	this lawsuit?	10:02:39

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CONFIDENTIAL

1 The principal was Donovan Leitch, 10:54:00
2 L-e-i-t-c-h, yeah, like Mellow Yellow, Donovan. 10:54:03
3 Q. Around when did you enter the option 10:54:13
4 agreement? 10:54:15
5 A. It's been many years. 10:54:16
6 MR. FARRIS: Okay. I'll mark Exhibit 3. 10:54:52
7 Oh, I'm sorry. I forgot our protocol. 10:54:56
8 (Deposition Exhibit 3 was marked for 10:54:59
9 identification.) 10:54:59
10 BY MR. FARRIS: 10:55:07
11 Q. You get the official one. 10:55:07
12 A. I see. 10:55:09
13 MR. FARRIS: Exhibit 3 is a document from 10:55:18
14 this litigation called (as read) "PLAINTIFF CHARLES 10:55:24
15 GRAEBER'S FIRST SUPPLEMENTAL RESPONSES TO FIRST SET 10:55:28
16 OF REQUESTS FOR PRODUCTION OF DOCUMENTS (NOS. 1 10:55:30
17 THROUGH 83)." 10:55:34
18 Q. Do you see that, sir? 10:55:35
19 A. I do. 10:55:43
20 Q. Do you know if you have reviewed the 10:55:44
21 Request for Production of Documents to you in this 10:55:46
22 case? 10:55:48
23 A. I have. 10:55:48
24 Q. Okay. Did you go and search for certain 10:55:49
25 documents to provide to your attorneys in -- to 10:55:52

CONFIDENTIAL

1	produce in this case?	10:55:56
2	A. Yes.	10:55:58
3	Q. Okay. Where did you search for -- what	10:55:58
4	locations did you search for documents?	10:56:03
5	A. On hard drives and in physical files and	10:56:07
6	on e-mail.	10:56:13
7	Q. How many hard drives?	10:56:15
8	A. All of them.	10:56:19
9	Q. You have -- you have many?	10:56:22
10	A. I have many.	10:56:23
11	Q. Okay. Okay. Do you own a computer?	10:56:23
12	A. I do.	10:56:41
13	Q. Did you search the computer itself?	10:56:41
14	A. Yes.	10:56:43
15	Q. So one of the hard drives was the	10:56:45
16	computer's hard drive?	10:56:47
17	A. That's correct.	10:56:48
18	Q. Okay. How many computers do you own?	10:56:49
19	A. Can you define "computer"?	10:57:00
20	Q. Well, I'm thinking of, like, a PC or,	10:57:06
21	like, a laptop, that sort of thing.	10:57:08
22	A. I have one PC functional, one laptop	10:57:10
23	functional, one functional desktop, and one iPad.	10:57:20
24	Q. Did you search all three of those devices	10:57:35
25	for documents that might be responsive in this case?	10:57:37

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EXHIBIT 29

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

)
ANDREA BARTZ, ANDREA BARTZ,)
INC., CHARLES GRAEBER, KIRK)
WALLACE JOHNSON, MJ + KJ,)
INC., individually and on)
behalf of others similarly)
situated,)

)
)
Plaintiffs,)

)
vs.)

No. 3:24-cv-05417

)
ANTHROPIC PBC,)

)
Defendant.)

VIDEOTAPED DEPOSITION OF KIRK WALLACE JOHNSON
Los Angeles, California
Thursday, March 6, 2025

Reported by:

RENEE A. PACHECO, RPR, CLR

CSR No. 11564

Job No. 7222286

PAGES 1 - 227

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

)
ANDREA BARTZ, ANDREA BARTZ,)
INC., CHARLES GRAEBER, KIRK)
WALLACE JOHNSON, MJ + KJ,)
INC., individually and on)
behalf of others similarly)
situated,,)
Plaintiffs,)
vs.) No. 3:24-cv-05417
ANTHROPIC PBC,)
Defendant.)

Videotaped deposition of KIRK WALLACE JOHNSON,
taken on behalf of Defendant, taken at 777 South
Figueroa Street, Los Angeles, California, beginning at
9:17 a.m. and ending at 5:21 p.m. on Thursday,
March 6, 2025, before RENEE A. PACHECO, Certified
Shorthand Reporter No. 11564, RPR, CLR.

1 APPEARANCES:

2
3 For Plaintiffs:

4 SUSMAN GODFREY LLP

5 BY: JORDAN W. CONNORS, ESQ.

6 401 Union Street, Suite 3000

7 Seattle, Washington 98101

8 (206) 516-3880

9 Jconnors@susmangodfrey.com

10
11 SUSMAN GODFREY L.L.P

12 By: COLLIN FREDRICKS, ESQ.

13 1000 Louisiana Street, Suite 5100

14 Houston, Texas 77002-5096

15 (713) 651-9366

16 Cfredricks@susmangodfrey.com

17
18 For Defendant:

19 ARNOLD & PORTER KAYE SCHOLER LLP

20 BY: OSCAR D. RAMALLO, ESQ.

21 777 South Figueroa Street, 44th Floor

22 Los Angeles, California 90017-5844

23 (213) 243-4290

24 oscar.ramallo@arnoldporter.com

1 APPEARANCES (Continued) :

2

3 Also Present: (Via Zoom)

4 Ally Myers

5 Cameron Klein

6 Joe Farris

7 Jessica Gillotte

8 Reetu Sinha

9

10 Videographer:

11 Tristen Knudsen

12

13

14

15

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24

25

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INSTRUCTION NOT TO ANSWER

(None)

1 be valued at over \$60 billion.

2 Q Is there anything else you can recall
3 reading about Anthropic?

4 A Not that I can recall right now.

5 Q You are a plaintiff in this case; correct? 09:40AM

6 A Yes.

7 Q And you are suing my client, Anthropic?

8 A Yes.

9 Q Can you tell me in your own words what this
10 case is about from your perspective? 09:40AM

11 A Yes. This case is about Anthropic's
12 unlicensed use of pirated copies of my work and of
13 thousands of other authors' work in order to train
14 their LLMs.

15 Q Do you know what the legal claims or causes
16 of action are in the case? 09:41AM

17 A I'm not a lawyer, but my understanding is
18 that this is copyright infringement.

19 Q What type of company do you understand
20 Anthropic to be? 09:42AM

21 A Sorry. What type of company?

22 Q Yes.

23 A Do you mean like the -- the legal structure
24 of it or what? I guess I'm trying to understand
25 what you're asking. 09:42AM

1 that they didn't even try.

2 BY MR. RAMALLO:

3 Q Do you understand that you brought this
4 lawsuit on behalf of a class of individuals?

5 A I do. 11:15AM

6 Q And you're a class representative; is that
7 correct?

8 A Yes.

9 Q Who would you say you represent as a
10 plaintiff in this lawsuit? 11:15AM

11 A You're asking me to describe or define the
12 class?

13 Q I'm asking you who you view as -- as the
14 group that you are representing?

15 A I'm representing myself, my own work, and 11:15AM
16 the work of thousands of other authors whose work
17 has been infringed upon.

18 Q What do you understand to be your role as a
19 class representative?

20 A In a very reductive sense, to not just look 11:16AM
21 out for my own interest, but to consider the best
22 interest of the class and to provide information
23 that was requested by you all in discovery and to
24 sit in a deposition like this.

25 Q Did you review the original Complaint 11:16AM

1 before it was filed?

2 A I did.

3 Q And without telling me the substance of any
4 of your communications with your lawyers, did you
5 provide input on what the allegations should be? 11:17AM

6 A I can't recall.

7 Q Did you meet with your lawyers before the
8 case was filed?

9 A In person.

10 Q We'll start with in person. 11:17AM

11 Did you meet with them in person?

12 A No.

13 Q Did you meet with your lawyers before the
14 case was filed over Zoom or similar technology?

15 A I had phone calls with them, and my wife 11:17AM
16 did as well, acting as my personal attorney.

17 Q How many phone calls did you have with your
18 attorneys prior to filing the lawsuit?

19 A I don't know the exact number, but if you
20 want an estimate, I would be guessing, but in the 11:18AM
21 five to ten range. I could be wrong about that.

22 Q Did your wife have calls separate with you,
23 or were you always on calls together when she was
24 involved?

25 A If I recall, she was on the initial call, 11:18AM

1 with Jonathan Franzen?

2 A I didn't say I had a conversation with him
3 about -- I saw an article that he was suing. In
4 that article, I believe I read that it was Susman.

5 Q Oh. 11:22AM

6 A Yeah.

7 Q Okay. Thanks for the clarification.

8 So you didn't contact Jonathan Franzen; is
9 that correct, to talk about this case?

10 A Before -- before suing? 11:22AM

11 Q Before suing, yes.

12 A No, I don't believe so.

13 Q Have you talked to Jonathan Franzen about
14 this case after suing?

15 A I asked him a question about his experience 11:22AM
16 in his case, which is a separate case, but it was
17 only about the discovery process.

18 Q Do you understand as named plaintiff, you
19 can be called as witness to testify at trial if the
20 case goes to trial? 11:23AM

21 A I do.

22 Q Would you be willing to do that if it
23 requires you to travel to San Francisco?

24 A Yes.

25 Q Do you have any understanding about whether 11:23AM

EXHIBIT 30

ASSIGNMENT AND WORK FOR HIRE

In exchange for good and valuable consideration, the receipt and sufficiency of which are acknowledged, Kirk Johnson, having an address at 6927 Paseo Del Serra, Los Angeles, CA 90068 ("Author"), hereby acknowledges and agrees that Author hereby irrevocably sells, transfers, and assigns the entire right, title, and interest, including the right to sue for past infringement, in and to the work(s) as described in Schedule A attached hereto (the "Works") to MJ+KJ, Inc., having a principle place of business at 6927 Paseo Del Serra, Los Angeles, CA 90068 ("MJ+KJ") for all purposes under the Copyright Act. MJ+KJ shall own all rights in the Works including without limitation the right to transfer or license any of its rights and to prepare derivative works based upon the Works (including without limitation all worldwide rights under copyright) in all media now known or as may hereafter be developed.

If and to the extent that Author adds to, updates, modifies, edits, adapts, creates derivative works from, or otherwise creates new copyrightable material relating to the Works ("New Material"), Author acknowledges and agrees that all such New Material is expressly commissioned by MJ+KJ, will be considered "work made for hire" as defined under the US Copyright Act, and shall be owned solely and exclusively by MJ+KJ. In the event that any such copyrightable New Material may be held not to be work made for hire, Author agrees that this Agreement is and shall be deemed to be a sufficient assignment of Author's entire right and interest in that copyrightable New Material to MJ+KJ.

All trademarks and copyrights with respect to the Works and New Material shall be registered in the name of MJ+KJ. Author further agrees to take all actions and execute and deliver all documents requested by MJ+KJ in order to evidence the assignment of Author's rights in and to the Works and New Material.

MJ+KJ shall accord credit to Author, or cause Author to be accorded credit as the author of the Works. Casual or inadvertent failure to accord such credits shall not constitute a breach of this agreement; provided, however, that after receipt of notice of such failure, MJ+KJ agrees to take all reasonable and necessary steps to cure such failure. Author hereby grants to MJ+KJ the perpetual worldwide right to use and permit others to use Author's name, likeness, and biographical material in any promotions and advertisements relating to the Works or MJ+KJ.

This Agreement shall be governed according to the laws and exclusively in the state and federal courts of the State of California. Author and MJ+KJ accept the personal jurisdiction and waive any objections to the venue of such courts. In no event shall Author be entitled to seek or obtain injunctive or other equitable relief in respect of any breach hereof.

IN WITNESS WHEREOF, the undersigned have set their hands and seals as of the date written below.

AGREED:

Author

MJ+KJ, Inc.

Signed By:

Signed By:

Kirk Johnson

Kirk Johnson
President,
MJ+KJ, Inc.

SSN:

399-76-7947

Date Signed:

1/28/2025

Date Signed:

1/28/2025

SCHEDULE AThe Works

To Be A Friend Is Fatal, copyright 2013

The Feather Thief, copyright 2015

The Fishermen and the Dragon, copyright 2019

Certificate of Recordation



This is to certify that the attached document was recorded on the date and in the place shown below.

This certificate is issued under the seal of the United States Copyright Office.

Shirley P. Matter

United States Register of Copyrights and Director

March 14, 2025

Date of Recordation

15033

264

Volume

Doc.No.

Certificate of Registration



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Shirley Perlmutter

United States Register of Copyrights and Director

Registration Number

TX 8-912-519

Effective Date of Registration:

November 12, 2020

Registration Decision Date:

November 23, 2020

Title

Title of Work: THE HERD A Novel

Completion/Publication

Year of Completion: 2019

Date of 1st Publication: March 24, 2020

Nation of 1st Publication: United States

International Standard Number: ISBN 9781984826367

Author

• Author: Andrea Bartz
Author Created: text
Citizen of: United States

Copyright Claimant

Copyright Claimant: Andrea Bartz Inc.
c/o ICM Partners LLC, 65 East 55th Street, New York, NY, 10022, United States
Transfer statement: By written agreement

Rights and Permissions

Organization Name: Ballantine Books
Address: 1745 Broadway
5th Floor
New York, NY 10019 United States

Certification

Name: Deborah Foley

Registration #: TX0008912519
Service Request #: 1-9810286462

Ballantine Books
Deborah Foley
1745 Broadway
14th Floor
New York, NY 10019 United States

Certificate of Registration



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Shirley Perlmutter

United States Register of Copyrights and Director

Registration Number

TX 8-858-704

Effective Date of Registration:

November 07, 2019

Registration Decision Date:

March 31, 2020

Title

Title of Work: THE LOST NIGHT: A Novel

Completion/Publication

Year of Completion: 2019

Date of 1st Publication: February 26, 2019

Nation of 1st Publication: United States

International Standard Number: ISBN 9780525574712

Author

• Author: Andrea Bartz
Author Created: text
Work made for hire: No
Citizen of: United States

Copyright Claimant

Copyright Claimant: Andrea Bartz Inc.
c/o ICM Partners LLC, 65 East 55th Street, New York, NY, 10022
Transfer statement: By written agreement

Rights and Permissions

Organization Name: Crown Archetype
Address: c/o Penguin Random House LLC
1745 Broadway
New York, NY 10019

Certification

Registration #: TX0008858704
Service Request #: 1-8235002322

Penguin Random House LLC
Michele Park
1745 Broadway, 14th Fl.
New York, NY 10019

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Shirley Perlmutter

United States Register of Copyrights and Director

Registration Number

TX 9-301-448

Effective Date of Registration:

June 27, 2023

Registration Decision Date:

August 21, 2023

Title

Title of Work: THE SPARE ROOM A Novel

Completion/Publication

Year of Completion: 2022

Date of 1st Publication: June 20, 2023

Nation of 1st Publication: United States

International Standard Number: ISBN 9781984820495

Author

- Author: Andrea Bartz
Author Created: text
Citizen of: United States

Copyright Claimant

Copyright Claimant: Andrea Bartz Inc.
c/o International Creative Management Partners LLC, 65 East 55th Street, New York, NY, 10022, United States

Transfer statement: By written agreement

Rights and Permissions

Organization Name: Ballantine Books
Address: 1745 Broadway
New York, NY 10019 United States

Certification

Name: Deborah Foley

Registration #: TX0009301448
Service Request #: 1-12697667368

Ballantine Books
Deborah Foley
1745 Broadway
14th Floor
New York, NY 10019 United States

Certificate of Registration



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Spina Perlmutter

United States Register of Copyrights and Director

Registration Number

TX 9-000-657

Effective Date of Registration:

August 10, 2021

Registration Decision Date:

September 01, 2021

Title

Title of Work: WE WERE NEVER HERE A Novel

Completion/Publication

Year of Completion: 2021

Date of 1st Publication: August 03, 2021

Nation of 1st Publication: United States

International Standard Number: ISBN 9781984820464

Author

• Author: Andrea Bartz
Author Created: text
Citizen of: United States

Copyright Claimant

Copyright Claimant: Andrea Bartz Inc,
c/o International Creative Management Partners LLC, 65 E. 55th Street, New
York, NY, 10022, United States

Transfer statement: By written agreement

Rights and Permissions

Organization Name: Ballantine Books
Address: 1745 Broadway
5th Floor
New York, NY 10019 United States

Certification

Registration #: TX0009000657
Service Request #: 1-10746725413

Ballantine Books
Deborah Foley
1745 Broadway
14th Floor
New York, NY 10019 United States

Certificate of Registration



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Shirley P. Mannarino
United States Register of Copyrights and Director

Registration Number

TX 8-680-299

Effective Date of Registration:

December 12, 2018

Title _____

Title of Work: The Breakthrough

Completion/Publication _____

Year of Completion: 2018

Date of 1st Publication: November 13, 2018

Nation of 1st Publication: United States

International Standard Number: ISBN 9781455568505

Author _____

- Author: Charles Graeber
Author Created: text
Citizen of: United States

Copyright Claimant _____

Copyright Claimant: Charles Graeber
c/o Hachette Book Group, 1290 Avenue of the Americas, 4th Floor, New York,
NY, 10104, United States

Certification _____

Name: Jillian P Mannarino
Date: December 11, 2018

Certificate of Registration



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Shirley Perlmutter

United States Register of Copyrights and Director

Registration Number
TX 7-731-544

Effective date of
registration:

May 30, 2013

Title

Title of Work: The Good Nurse: A True Story of Medicine, Madness, and Murder

Completion/Publication

Year of Completion: 2013

Date of 1st Publication: April 15, 2013

Nation of 1st Publication: United States

International Standard Number: ISBN

9780446505291

Author

Author: Charles Graeber

Author Created: text

Citizen of: not known

Domiciled in: not known

Copyright claimant

Copyright Claimant: Charles Graeber

c/o Hachette Book Group, 237 Park Ave, New York, NY, 10017, United States

Certification

Name: Stephanie Robinson

Date: May 28, 2013

Copyright Office notes: Regarding limitation of claim: statement on deposit indicates some text preexisting.

Certificate of Registration



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Shirley R. Prummett
United States Register of Copyrights and Director

Registration Number

TX 8-590-664

Effective Date of Registration:

June 21, 2018

Title

Title of Work: THE FEATHER THIEF: BEAUTY, OBSESSION, AND THE NATURAL HISTORY HEIST OF THE CENTURY by Kirk Wallace Johnson

Completion/Publication

Year of Completion: 2017
Date of 1st Publication: April 24, 2018
Nation of 1st Publication: United States
International Standard Number: ISBN 978-1-101-98161-0

Author

• Author: MJ + KJ, Inc. (employer of Kirk Wallace Johnson)
Author Created: text
Work made for hire: Yes
Citizen of: United States

Copyright Claimant

Copyright Claimant: MJ + KJ, Inc.
c/o Kneerim & Williams, 90 Canal Street, Boston, MA, 02114

Certification

Name: Tsuyako Uehara
Date: June 19, 2018

Certificate of Registration



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Shirley Perlmutter

United States Register of Copyrights and Director

Registration Number

TX 9-212-326

Effective Date of Registration:

October 14, 2022

Registration Decision Date:

January 12, 2023

Title

Title of Work: THE FISHERMEN AND THE DRAGON: Fear, Greed, and a Fight for Justice on the Gulf Coast

Completion/Publication

Year of Completion: 2022

Date of 1st Publication: August 09, 2022

Nation of 1st Publication: United States

International Standard Number: ISBN 978-1-9848-8012-3

Author

• **Author:** MJ + KJ, Inc. (employer of Kirk Wallace Johnson)
Author Created: text
Work made for hire: Yes
Domiciled in: United States

Copyright Claimant

Copyright Claimant: MJ + KJ, Inc.
c/o The Kneerim & Williams Agency LLC, 90 Canal Street 1st Fl, Boston, MA, 02114

Limitation of copyright claim

Material excluded from this claim: Brief quotes and images from other sources.

New material included in claim: text

Rights and Permissions

Organization Name: Viking

Address: c/o Penguin Random House LLC
1745 Broadway

Registration #: TX0009212326
Service Request #: I-11783525502

Penguin Random House LLC
Anna Scheithauer
1745 Broadway
14th Floor
New York, NY 10019

Certificate of Registration



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Shirley R. Krumholz

United States Register of Copyrights and Director

Registration Number
TX 7-764-797

Effective date of
registration:
September 6, 2013

Title _____

Title of Work: To Be A Friend Is Fatal

Completion/Publication _____

Year of Completion: 2013

Date of 1st Publication: September 3, 2013

Nation of 1st Publication: United States

International Standard Number: ISBN

9781476710488

Author _____

■ Author: Kirk W. Johnson

Author Created: text, compilation

Work made for hire: No

Citizen of: United States

Copyright claimant _____

Copyright Claimant: Kirk W. Johnson

c/o Simon & Schuster, Inc., 1230 Avenue of the Americas, New York, NY,
10020, United States

Limitation of copyright claim _____

Material excluded from this claim: Quotes and photos from various sources

New material included in claim: text, compilation

Rights and Permissions _____

Organization Name: Simon & Schuster Permissions Dept.

Address: c/o Simon & Schuster, Inc.

1230 Avenue of the Americas

New York, NY 10020 United States

Certification _____

Registration #: TX0007764797

Service Request #: 1-989049183

Simon & Schuster, Inc.
Stacy Skolnik
1230 Avenue of the Americas
17th Floor
New York, NY 10020 United States

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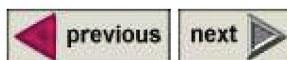
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Date of Recordation: 2025-03-14

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Notes: Assignment And Work For Hire.

Party 1: Kirk Johnson

MJ+KJ, Inc.

Names: [Johnson, Kirk](#)

[MJ+KJ, Inc.](#)



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EXHIBIT 31

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UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

Before The Honorable William H. Alsup, Judge

ANDREA BARTZ, individually and)
on behalf of others similarly)
situated,)

Plaintiffs,)

VS.)

NO. C 24-05417 WHA

ANTHROPIC PBC,)

Defendant.)

San Francisco, California
Tuesday, February 25, 2025

TRANSCRIPT OF PROCEEDINGS

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Remotely Reported: Marla F. Knox, CSR No. 14421, RPR, CRR, RMR
U.S. District Court - Official Reporter

1 was the output. There was no dispute about comparing the
2 output that was there to the output that was in the book. They
3 were the same. That was the whole point. They wanted a copy
4 and for a different use. And the circuit -- the Second Circuit
5 said that you ought to -- this was -- you ought to first
6 consider the fair use arguments because that is going to inform
7 you -- even if you reject them, that will inform your class
8 certification at a minimum.

9 And the one example that you gave right there in the
10 earlier questions about good faith is exactly an example of
11 that.

12 **THE COURT:** How would you even know who to move for
13 summary judgment for since there are two different scenarios
14 and play for the --

15 **MR. WINTHROP:** We will move for summary judgment on
16 the Plaintiffs before the Court, the Plaintiffs who sued us,
17 and whatever their particular facts are and however their book
18 was used.

19 **THE COURT:** How many Plaintiffs do we have?

20 **MR. WINTHROP:** There are three Plaintiffs essentially.
21 And can I just comment on one thing on your -- the example you
22 gave is perfect because this good faith/bad faith issue; okay.

23 So, I would like to read from your decision in the *Google*
24 *versus Oracle* case, the end of the case, the JMOL motions. You
25 said there was a respectable view that good or bad faith should

1 no longer be a consideration after the Supreme Court's decision
2 in *Campbell versus Acuff-Rose* -- citations. Put differently,
3 either a use is objectively fair or it is not; and subjective
4 worry over the issue arguably should not penalize the user.

5 In that very case the Supreme Court -- in your case, the
6 *Google versus Oracle*, the Supreme Court said (as read:) "As for
7 bad faith, our decision in *Campbell* expressed some skepticism
8 about whether bad faith has any role in a fair use analysis" --
9 citation. "We find this skepticism justifiable as, quote,
10 copyright is a not a privileged reserved for the well-behaved,"
11 quote, quoting Judge Leval.

12 We believe we acted in good faith. Please, let me make
13 that clear; that we disagree fundamentally everything they have
14 said about pirated and all that. "Pirated" is just a jury
15 phrase. In the *Google versus Oracle*, Google and Oracle had
16 license negotiations and they fell apart and Google decided to
17 proceed and use what they were discussing in their license
18 negotiations. Was that pirated? It was just unauthorized, and
19 it is unauthorized because every fair use case is, quote,
20 "unauthorized." If it was authorized, it wouldn't be copyright
21 infringement. You wouldn't get to fair use.

22 My point is our view is good faith, bad faith, none of
23 that is going to matter. Their view is different. You are
24 going to have to decide that, and how you decide will implicate
25 the class issues. That's my point.