UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

IN RE OPENAI, INC. COPYRIGHT INFRINGEMENT LITIGATION This Document Relates To: *The New York Times Company v. Microsoft Corp., et al.*, 23-cv-11195 *Daily News, LP, et al. v. Microsoft Corp., et al.*, 24-cv-3285	:	No. 1:25-md-03143-SHS-OTW

JOINT STIPULATION AND [PROPOSED] ORDER

WHEREAS, OpenAI served a Subpoena to Testify at a Deposition in a Civil Action upon Professor Tom Goldstein ("Professor Goldstein") on February 13, 2026;

WHEREAS, OpenAI noticed Professor Goldstein's subpoena for February 27, 2026, at 9:00 a.m.;

WHEREAS, The New York Times Company, Daily News Plaintiffs, and OpenAI met and conferred on February 20, 2026 regarding OpenAI's subpoena and were unable to resolve their dispute;

WHEREAS, Professor Goldstein, The New York Times and Daily News Plaintiffs indicated their intent to file a motion for a protective order, opposing OpenAI's subpoena;

WHEREAS, Professor Goldstein and the parties agreed to continue Professor Goldstein's deposition date until the Court resolves the motion for a protective order;

THEREFORE, the Parties, through counsel, agree that Professor Goldstein's deposition shall be held over until the Court resolves the motion for a protective order.

IT IS SO STIPULATED.

Dated: February 26, 2026

/s/ *Steven Lieberman*
ROTHWELL FIGG P.C.
Counsel for Daily News Plaintiffs

/s/ *Ian B. Crosby*
SUSMAN GODFREY LLP
Counsel for The New York Times

/s/ *Michelle Ybarra*

KEKER, VAN NEST & PETERS LLP

Counsel for OpenAI

SO ORDERED.

/s/
ONA T. WANG
United States Magistrate Judge

Dated: _____
New York, New York