UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

IN RE:

OPENAI, INC.,

COPYRIGHT INFRINGEMENT LITIGATION

This Document Relates To:

News Cases

1:23-cv-11195-SHS-OTW
1:24-cv-01515-SHS-OTW
1:24-cv-03285-SHS-OTW
1:24-cv-04872-SHS-OTW
1:25-cv-04315-SHS-OTW

25-md-3143 (SHS) (OTW)

HON. SIDNEY H. STEIN

HON. ONA T. WANG

NEWS PLAINTIFFS' MOTION TO SEAL PORTIONS OF THEIR REPLY SUMMARY JUDGMENT BRIEFING AND REPLY RULE 56.1 STATEMENT

Under paragraph 34 of the Stipulated Protective Order (Dkt. 367), and paragraph 9 of the Amended Stipulated Omnibus Sealing Order (Dkt. 2101), News Plaintiffs respectfully seek to file under seal portions of their Omnibus Reply Memorandum of Law in Support of their Motion for Summary Judgment ("Reply Brief") and their Reply to Defendants' Response to News Plaintiffs' Rule 56.1 Statement ("56.1 Reply"). The motion includes News Plaintiffs' requests to file under seal (1) limited portions of materials previously designated as Protected Discovery Material, and (2) materials that Defendants have identified as Protected Discovery Material, as set forth below.

First, News Plaintiffs affirmatively seek to seal limited portions of their Reply Brief. These materials are:

- The New York Times Company
    - A reference to a Times confidential internal presentation (pp. 24–25) and a single statistic (p. 20) in News Plaintiffs' Reply Brief.
- The Daily News Plaintiffs
    - Three statistics on page 24 of News Plaintiffs' Reply Brief.

The other News Plaintiffs do not seek to file any portions of their Reply Brief under seal.

Second, News Plaintiffs seek to provisionally file under seal portions of their Reply Brief and 56.1 Reply which cite to or attach information and documents that have been designated as Protected Discovery Material by Defendants. For this latter category of information, Defendants have until December 2, 2026 to file a statement of reasons for why these materials should remain under seal. Dkt. 2101 ¶ 9.

For the Court's convenience, statements which News Plaintiffs seek to affirmatively seal in their Reply Brief and supporting papers have been highlighted in green. Passages which are

being provisionally sealed because of reference to Defendants' or a third party's confidential material have been highlighted in yellow.

[*Remainder of page intentionally left blank*]

Dated: November 19, 2026

/s/ Ian Crosby

Ian Crosby *(pro hac vice)*
Katherine M. Peaslee *(pro hac vice)* Susman Godfrey L.L.P.
401 Union Street, Suite 3000
Seattle, WA 98101
Telephone: (206) 516-3880
Facsimile: (206) 516-3883
icrosby@susmangodfrey.com
kpeaslee@susmangodfrey.com
Davida Brook *(pro hac vice)*
Emily K. Cronin (*pro hac vice*)
Adnan Muttalib *(pro hac vice)*
Susman Godfrey L.L.P.
1900 Ave of the Stars, Suite 1400
Los Angeles, CA 90067 Telephone:
(310) 789-3100
Facsimile: (310) 789-3150
dbrook@susmangodfrey.com
ecronin@susmangodfrey.com
amuttalib@susmangodfrey.com

Elisha Barron (5036850)
Zachary B. Savage (ZS2668)
Alexander Frawley (5564539)
Eudokia Spanos (5021381)
Susman Godfrey L.L.P.
One Manhattan West
New York, NY 10001
Telephone: (212) 336-8330
Facsimile: (212) 336-8340
ebarron@susmangodfrey.com
zsavage@susmangodfrey.com
afrawley@susmangodrey.com
espanos@susmangodfrey.com

Steven Lieberman (SL8687)
Jennifer B. Maisel (5096995)
Kristen J. Logan *(pro hac vice)*
Rothwell, Figg, Ernst & Manbeck, P.C.
901 New York Avenue, N.W., Suite 900 East
Washington, DC 20001
Telephone: (202) 783-6040
Facsimile: (202) 783 6031
slieberman@rothwellfigg.com

jmaisel@rothwellfigg.com
klogan@rothwellfigg.com

Attorneys for Plaintiff
The New York Times Company

/s/ Steven Lieberman

Steven Lieberman (SL8687)
Jennifer B. Maisel (5096995)
Robert Parker *(admitted pro hac vice)*
Jenny L. Colgate *(admitted pro hac vice)*
Alexandra Hughes *(admitted pro hac vice)*
Mark Rawls *(admitted pro hac vice)*
Michael H. Jones *(admitted pro hac vice)*
Kristen J. Logan *(admitted pro hac vice)*
Bryan B. Thompson (6004147)
Mary L. Mullins *(pending pro hac vice)*
ROTHWELL, FIGG, ERNST & MANBECK, P.C.
901 New York Avenue, N.W., Suite 900 East
Washington, DC 20001
Telephone: (202) 783-6040
Facsimile: (202) 783-6031
slieberman@rothwellfigg.com
jmaisel@rothwellfigg.com
rparker@rothwellfigg.com
jcolgate@rothwellfigg.com
ahughes@rothwellfigg.com
mrawls@rothwellfigg.com
mjones@rothwellfigg.com
klogan@rothwellfigg.com
bthompson@rothwellfigg.com
mmullins@rothwellfigg.com

Attorneys for Daily News Plaintiffs

/s/ Matthew Topic

Jon Loevy (*pro hac vice*)
Michael Kanovitz (*pro hac vice*)
Matthew Topic (*pro hac vice*)
Thomas Kayes (*pro hac vice*)
Steven Art (*pro hac vice*)
Kyle Wallenberg (*pro hac vice*)
Shelley Geiszler *(pro hac vice*)
LOEVY & LOEVY
311 North Aberdeen, 3rd Floor
Chicago, IL 60607
312-243-5900 (p)
312-243-5902 (f)
jon@loevy.com
mike@loevy.com
matt@loevy.com
kayes@loevy.com
steve@loevy.com
wallenberg@loevy.com
geiszler@loevy.com

Stephen Stich Match (No. 5567854)
Lauren Sonnenberg *(pro hac vice)*
LOEVY & LOEVY
222 Sutter Street, Suite 600A
San Francisco, CA 94108
(312) 243-5900
match@loevy.com
sonnenberg@loevy.com

Attorneys for Plaintiffs The Center for Investigative Reporting, Inc. and The Intercept Media, Inc.

/s/ Brendan T. Kehoe

Brendan T. Kehoe
Lacy H. ("Lance") Koonce, III
Matthew A. Leish
Lucy Hoffman
Maya Katalan

Klaris Law PLLC
161 Water Street
New York, NY 10038
Telephone: (646) 779-4882
lance.koonce@klaris.com
matthew.leish@klarislaw.com
brendan.kehoe@klarislaw.com
lucy.hoffman@klarislaw.com
maya.katalan@klarislaw.com

Guy Ruttenberg (*pro hac vice*)
Ruttenberg IP Law, A Professional Corporation
1801 Century Park East
Suite 1920
Los Angeles, CA 90067
Telephone: (310) 627-2270
ZD-AICopyright@ruttenbergiplaw.com

Attorneys for Plaintiffs Ziff Davis, Inc., Ziff Davis, LLC, IGN Entertainment, Inc., Everyday Health Media, LLC, Mashable, Inc., and CNET Media, Inc.