

EXHIBIT A

WILMERHALE

March 18, 2026

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**Re: *Concord Music Group, Inc. et al. v. Anthropic PBC et al.*, No. 5:26-cv-00880
 (N.D. Cal.)**

Counsel:

We are writing to inform you that on March 30, 2026, Anthropic will move to dismiss portions of the Complaint related to alleged outputs-based infringement. To allege copyright infringement, Publishers “must plead some non-speculative facts about what [the defendant] infringed and how,” and must “submit at least ‘a representative sampling of infringed content,’” demonstrating “what parts” or “portions” of Publishers’ lyrics “were copied” and “in what [Claude output] such copying is manifest.” *Becton, Dickerson & Co. v. Cytex Biosciences Inc.*, 2020 WL 1877707, at *6 (N.D. Cal. Apr. 15, 2020) (alteration in *Becton*) (citations omitted). Publishers’ Complaint lacks any allegations of specific examples of outputs that purportedly infringe Publishers’ works, and likewise fails to include the requisite representative sampling—relying only on conclusory allegations that Claude “generate[s] output[] copying Publishers’ works.” See Compl. ¶ 10; *see also id.* ¶¶ 12, 113, 114, 116, 119, 120. The Complaint also suffers the same defects that led this Court to dismiss the initial *Concord I* complaint. Publishers fail to plead nonconclusory allegations identifying “who submitted the prompts that resulted in [allegedly] infringing output,” including whether such prompts originated from third parties or Publishers. *Concord Music Group, Inc. et al. v. Anthropic PBC*, 2025 WL 1487988, at *4 (N.D. Cal. Mar. 26, 2025) (Dkt. 322 at 6). In light of these pleading deficiencies, Anthropic will seek dismissal of Count II (Direct Copyright Infringement) as it relates to allegedly infringing outputs, and Count III (Contributory Infringement) and Count IV (Vicarious Infringement) in full.

We are providing you with advance notice in accordance with the meet-and-confer requirement set forth in VIII.A. of Judge Lee’s Civil Standing Order, the purpose of which is to reduce motion practice where possible. If there are any additional allegations or amendments that you believe would cure the defects in your claims, please let us know immediately so that the parties can discuss a timeline for your amendment before Anthropic spends more time and money preparing its motion to dismiss. If you do not amend your complaint, we will understand that Publishers have pleaded their best case, and that we, and more importantly the Court, can evaluate

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that complaint to conclusively determine whether it can plausibly state a claim for outputs-based infringement under applicable legal standards.

Best,

/s/ Sonal N. Mehta
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