

Chat GPT Is Eating the World

AI COPYRIGHT WARS, COPYRIGHT, LAWSUITS, STATUS

Status of all 20 copyright lawsuits v. AI (Mar. 22, 2024)

March 22, 2024

Here’s the latest on all 20 copyright lawsuits against AI companies. The wheels of justice churn slowly. Notable developments:

- Plaintiffs in **Sarah Andersen v. Stability AI** filed their oppositions to the motions to dismiss.
- Plaintiffs in **J.L. (now disclosed as Jill Leovy) v. Google** filed their opposition to the motion to dismiss.
- The Joseph Saveri Law Firm continues to try to wrest control of the class actions for book authors by intervening in Authors Guild v. OpenAI and Alter v. OpenAI in the Southern District of New York, and trying to stay the actions or have them transferred.
- Some case management scheduling orders in the recently filed cases, as well as the assignment of judges.

Please visit our [Master List of all lawsuits organized by jurisdictions](#).

Case name	Jurisdiction	Judge	Latest status
<u>Thomson Reuters Enterprise Centre GmbH et al v. ROSS Intelligence Inc.</u>	D. Del.	Bibas	Trial on the copyright issues will begin on August 26, 2024, at 9:00 a.m. in Wilmington, Delaware and will last five days. Jury selection on August 23, 2024, at 10:00 a.m.

			Pending motions for SJ on defendant’s antitrust claims
<u>Getty Images (US), Inc. v. Stability AI Ltd</u>	D. Del.	Hall	<u>NOTICE to Take Deposition</u> of Peter O’Donoghue on February 22, 2024 filed by Getty Images. Defendants’ Motion to Dismiss or Transfer (D.I. 16) is DISMISSED without prejudice to re-file after the conclusion of jurisdictional discovery. Case reassigned to Judge Jennifer Hall.
<u>Doe 1 v. Github, Inc.</u>	ND Cal.	Tigar	<p><u>Joint Case Management Statement</u> Videoconference with Judge Tigar on Mar. 22, 2024, 1:30 PM</p> <p><u>Defendants moved to dismiss 2d amended complaint claims</u> under 1202 of DMCA and breach of contract.</p> <p><u>Stipulated order:</u> 1. Plaintiffs’ oppositions to any motion(s) filed by Defendants in response to the SAC shall be due March 27, 2024. 2. Defendants’ replies to any such motions shall be due April 10, 2024. Plaintiffs filed Second Amended Complaint (Jan. 24, 2024) after <u>Judge Tigar granted in part</u> Github, Microsoft’s motion to dismiss, leaving only 3 claims for breach of contract and unfair competition. [<u>Summary</u>]</p>
<u>Sarah Andersen v. Stability AI Ltd</u>	ND Cal.	Orrick	<p><u>Plaintiffs’ Opp. to Runway AI’s MTD</u> (Mar. 21,2024) <u>Plaintiffs’ Opp. to DeviantArt’s MTD</u> (Mar. 21, 2024) <u>Plaintiffs’ Opp. to Stability AI’s MTD</u> (Mar. 21, 2024) <u>Plaintiffs’ Opp. to Midjourney’s MTD</u> (Mar. 21, 2024)</p> <p><u>Runway AI filed MTD</u> (Feb. 8, 2024). <u>DeviantArt filed MTD</u> (Feb. 8, 2024). <u>Stability AI filed MTD</u> (Feb. 8,</p>

			<p>2024).</p> <p><u>Midjourney filed MTD</u> (Feb. 8, 2024).</p> <p>1) The deadline for Plaintiffs to respond to motions to dismiss is March 21, 2024</p> <p>2) The deadline for Defendants to file Replies in support of any motions to dismiss is April 18, 2024.</p> <p>3) Hearing on any Motion to Dismiss set for 5/8/2024 02:00 PM via Videoconference before Judge William H. Orrick, regarding <u>First Amended Complaint</u>.</p>
<p><u>Richard Kadrey v. Meta Platforms, Inc.</u></p> <p><u>Chabon v. Meta Platforms</u> consolidated with Kadrey v. Meta Platforms above</p>	<p>ND Cal.</p>	<p>Chhabria</p>	<p>For the reasons discussed at the 1/25/2024 hearing, the 65 Motion to Appoint Lead Plaintiff and Lead Counsel is denied without prejudice.</p> <p><u>Meta Answer</u> (filed Jan. 10, 2024)</p> <p><u>First Amended Complaint</u> filed Dec. 11, 2023.</p>
<p>In re OpenAI ChatGPT Litigation, Case No. 23-cv-03223.</p> <p>Three cases consolidated and recaptioned above:</p> <p><u>Paul Tremblay v. OpenAI, Inc.</u></p> <p><u>Sarah Silverman v. OpenAI, Inc.</u> consolidated</p> <p><u>Chabon v. OpenAI</u> consolidated</p>	<p>ND Cal.</p>	<p>Araceli Martinez-Olguin</p>	<p>Motion to Appoint Lead Plaintiff and Lead Counsel Hearing set for 5/2/2024 at 02:00 PM in San Francisco, Courtroom 10, 19th Floor before Judge Araceli Martinez-Olguin.</p> <p><u>Plaintiffs' First Consolidated Amended Complaint filed (Mar. 13, 2024)</u></p> <p><u>Order Denying Motion by Tremblay to Enjoin Defendants from Litigating in SDNY</u></p> <p><u>Order Granting in Part OpenAI's motion</u> to dismiss vicarious infringement claim, Section 1202 CMI claims, negligence, and unjust enrichment.</p> <p>Granted leave to amend for the plaintiffs to file an amended complaint consolidating three cases into one proceeding now captioned In re OpenAI</p>

			<p>ChatGPT Litigation: the claims in 23-cv-3223-AMO (Tremblay et al. v. OpenAI, Inc. et al.), 23-cv-04625-AMO (Chabon et al. v. OpenAI, Inc. et al.), 23-cv-03416 (Silverman et al. v. OpenAI, Inc. et al.).</p> <p><u>Pretrial Order No. 1 with stipulation</u> and <u>Order to consolidate cases</u></p>
<u>J.L. v. Alphabet Inc</u>	ND Cal.	Araceli Martinez-Olguin	<p><u>Plaintiffs' Opp. to Google MTD</u> (filed Mar. 15, 2024, hearing set for May 16, 2024, 2 PM PDT, Courtroom 10)</p> <p><u>Google filed motion to dismiss</u> some claims (Feb. 9, 2024)</p> <p>ORDER GRANTING AS MODIFIED 31 STIPULATION to Continue Case Management Conference and Authorize Briefs in Excess of Default Page Limits. Case Management Statement due by noon on 5/30/2024. Initial Case Management Conference set for 6/6/2024 at 10:00 AM in San Francisco, Courtroom 10, 19th Floor.</p> <p><u>First Amended Complaint</u> filed on January 5, 2024.</p>
<u>Abdi Nazemian v. NVIDIA Corp.</u>	N.D. Cal.	Tigar	<p>CLERKS NOTICE SETTING ZOOM HEARING. Case Management Statement due by 6/11/2024. Initial Case Management Conference set for 6/18/2024 02:00 PM in Oakland, – Videoconference Only. This proceeding will be held via a Zoom webinar. Webinar Access: All counsel, members of the public, and media may access the webinar information at https://www.cand.uscourts.gov/jst Court Appearances: Advanced notice is required of counsel or parties who wish to be identified by the court as making an appearance or will be participating in the argument at the hearing.</p>

			<u>Complaint filed</u> (Mar. 8, 2024)
O’Nan v. Databricks, Mosaic ML	N.D. Cal.	Kang, MJ	Initial Case Management Scheduling Order with ADR Deadlines: Case Management Statement due by 5/30/2024. Initial Case Management Conference set for 6/6/2024 10:30 AM in San Francisco, Courtroom F, 15th Floor. (cjl, COURT STAFF) (Filed on 3/11/2024) (Entered: 03/11/2024) <u>Complaint filed</u> (Mar. 8, 2024)
<u>Huckabee v. Meta Platforms Inc</u> (dismissed without prejudice and tolling). *SDNY case v. Bloomberg oingooing	ND Cal. (transferred from SDNY)	Tse	Order by Judge Vince Chhabria granting #105 Stipulation of Dismissal without Prejudice and Tolling Agreement
<u>Concord Music Group, Inc. et al v. Anthropic PBC</u>	M.D. Tenn.	Crenshaw Jr.	Various motions and oppositions for leave to file amicus curiae brief re: motion for preliminary injunction. ORDER SETTING CASE FOR TRIAL: Jury Trial is set for 11/18/2025 at 09:00 AM in Courtroom 6B before Chief Judge Waverly D. Crenshaw Jr. Exhibit List due by 11/3/2025 . Witness List due by 11/3/2025 . Pretrial Conference is set for 11/10/2025 at 10:00 AM in Courtroom 6B before Chief Judge Waverly D. Crenshaw Jr. Proposed Pretrial Order due by 11/3/2025 . <u>Anthropic’s Motion to Dismiss</u> (Nov. 22, 2023) <u>Plaintiffs’ Response</u> (Jan. 22, 2024) <u>Anthropic’s Reply</u> (Feb. 14, 2024) <u>Plaintiffs’ Motion for Preliminary Injunction</u> (Nov. 16, 2023) <u>Anthropic’s opposition</u> (Jan. 15, 2024) <u>Plaintiffs’ Reply</u> (Feb. 14, 2024)

<p><u>Authors Guild v. Open AI</u></p> <p><u>Alter v. OpenAI, Microsoft</u>, formerly <u>Julian Sancton v. OpenAI, Microsoft</u> consolidated with Authors Guild v. OpenAI</p> <p>plus Basbanes v. Microsoft below</p>	<p>SDNY</p>	<p>Stein</p>	<p>https://storage.courtlistener.com/recap/gov.uscourts.nysd.606655/gov.uscourts.nysd.606655.96.0.pdfLetter of Joseph Saveri to file reply to sur-reply of Authors Guild (Mar. 15, 2024)</p> <p><u>Letter from Plaintiffs' counsel seek leave to submit this letter as a sur-reply in opposition to Proposed Intervenor's Motion to Intervene and Dismiss, Stay or Transfer</u></p> <p><u>Letter from Microsoft counsel re: Judge Martinez-Olguin's order denying motion to enjoin litigating in SDNY</u></p> <p><u>Answer filed by OpenAI</u> (Feb. 16, 2024) <u>Answer filed by Microsoft</u> (Feb. 16, 2024)</p> <p><u>CONSOLIDATED COMPLAINT filed</u> (Feb. 2, 2024).</p> <p>Fact discovery, expert discovery, and the briefing of any motion for summary judgment will be completed on or before February 28, 2025.</p>
<p><u>Basbanes v. Microsoft</u> consolidated for pretrial purposes pursuant to Fed. R. Civ. P. 42. with Authors Guild v. OpenAI above</p>	<p>SDNY</p>	<p>Stein</p>	<p><u>Letter from Microsoft counsel re: Judge Martinez-Olguin's order denying motion by Tremblay to enjoin litigating in SDNY</u></p> <p><u>Complaint filed</u> (Jan. 5, 2024)</p>
<p><u>New York Times v. Microsoft</u></p>	<p>SDNY</p>	<p>Stein</p>	<p><u>New York Times opposition to OpenAI's motion to dismiss</u> (Mar. 18, 2024)</p> <p><u>New York Times letter requesting oral argument on motion to dismiss</u> (Mar. 11, 2024).</p> <p><u>Defendant filed motion to dismiss</u> (Feb. 26, 2024). <u>Complaint filed</u> (Dec. 28, 2023)</p>

<u>Huckabee v. Bloomberg</u>	SDNY	Garnett	<p>ORDER: As discussed during the conference on March 19, 2024, it is hereby ORDERED that Defendants' anticipated motion to dismiss shall proceed on the below briefing schedule: Defendants' motion to dismiss shall be due March 22, 2024; Plaintiffs' opposition to the motion to dismiss shall be due April 19, 2024; Defendants' reply in support of their motion to dismiss shall be due May 3, 2024.</p> <p>It is further ORDERED that discovery shall be stayed during the pendency of briefing on the motion to dismiss. Any party seeking to lift the stay on discovery may seek such relief by letter to the Court filed on ECF after Defendants' reply is submitted. SO ORDERED. (Signed by Judge Margaret M. Garnett on 3/20/2024) (tg) (Entered: 03/20/2024)</p>
<u>Raw Story Media, Inc. v. OpenAI</u>	SDNY	McMahon	<p>ORDER SCHEDULING AN INITIAL PRETRIAL CONFERENCE: Initial Conference set for 4/18/2024 at 10:45 AM in Courtroom 24A, 500 Pearl Street, New York, NY 10007 before Judge Colleen McMahon. (Signed by Judge Colleen McMahon on 3/6/2024)</p> <p><u>Complaint filed</u> (Feb. 28, 2024)</p>
<u>Intercept Media Inc. v. OpenAI</u>	SDNY	Rakoff	<p>NOTICE OF COURT CONFERENCE: Initial Conference set for 4/4/2024 at 11:00 AM before Judge Jed S. Rakoff. The dial-in information for the call will be as follows: USA Toll-Free (888) 363-4735; USA Caller Paid/International Toll: (215) 446-3657; Access Code: 1086415. SO ORDERED (Signed by Judge Jed S. Rakoff on 3/19/2024) (ks) (Entered: 03/19/2024)</p>

			Complaint filed (Feb. 28, 2024)
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ELVIS Act text
(PDF). Tennessee
passes law to stop
AI deepfakes of
voice, in addition
to name,
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