

July 31, 2025

VIA ECF

Hon. Ona T. Wang
U.S. Magistrate Judge for the Southern District of New York
Daniel Patrick Moynihan United States Courthouse
500 Pearl Street
New York, NY 10007

RE: Request for Confidential Settlement Conference in Lieu of Further Briefing; *In Re:*
OpenAI, Inc., Copyright Infringement Litigation, No. 1:25-md-3143, This Document
Relates To: *The New York Times Company v. Microsoft Corp., et al.*, No. 1:23-cv-11195

Dear Judge Wang:

OpenAI and the News Plaintiffs (the “Parties”) jointly request that the Court convene a confidential settlement conference the week of August 4, 2025 in lieu of further briefing or oral argument on the motions filed yesterday relating to the preserved data sampling protocol. *See* ECF 398 and ECF 403.

While the Parties are available at the Court’s convenience, the Parties suggest that the conference occur on August 7, 2025. Because counsel for OpenAI is unable to attend in person due to a previously scheduled travel commitment, the Parties request that the conference be held remotely via Zoom.

Respectfully submitted,

KEKER, VAN NEST
& PETERS LLP

ROTHWELL, FIGG,
ERNST & MANBECK, P.C.

*/s/ Edward A. Bayley*¹

/s/ Jennifer B. Maisel

Edward A. Bayley
On behalf of OpenAI
Defendants

Jennifer B. Maisel
On behalf of News Plaintiffs

cc: All Counsel of Record (via ECF)

¹ All parties whose electronic signatures are included herein have consented to the filing of this document.