

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

IN RE:

OPENAI, INC.,
COPYRIGHT INFRINGEMENT
LITIGATION

25-md-03143 (SHS) (OTW)

Hon. Ona T. Wang

This Document Relates To:

THE NEW YORK TIMES COMPANY v.
MICROSOFT CORPORATION, et al., No.
23-cv-11195

**STIPULATION AND ORDER TO
TERMINATE OPENAI'S
ONGOING OBLIGATIONS
UNDER THE PRESERVATION
ORDER AT ECF 33**

News Plaintiffs and OpenAI (the “Parties”), by and through their respective counsel of record, hereby submit this stipulation to terminate OpenAI’s ongoing obligations under the order entered at ECF 33 (the “Preservation Order”) with the following terms:

1. Subject to Paragraphs 3–4 below, OpenAI’s ongoing obligation to “preserve and segregate all output log data that would otherwise be deleted on a going forward basis” is terminated as of September 26, 2025.

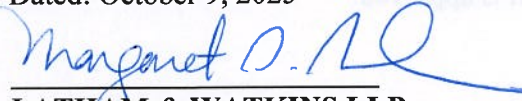
2. OpenAI will continue to preserve the output log data already preserved and segregated pursuant to the Preservation Order prior to September 26, 2025, except for output log data corresponding to user requests originating from within the European Economic Area, Switzerland, or the United Kingdom.

3. Notwithstanding the above, OpenAI has confirmed that it has conducted a search for accounts associated with the domains identified by News Plaintiffs (listed in Appendix A) and will preserve on a going-forward basis output log data associated with those accounts irrespective of originating location. OpenAI agrees to meet and confer in good faith regarding requests by News Plaintiffs to preserve output log data originating from accounts associated with additional domains.

4. For avoidance of doubt, this stipulation relates entirely to the segregated data tables that OpenAI created in response to the Preservation Order. It does not purport to waive, modify, or otherwise affect the parties' obligations under Federal Rule of Civil Procedure 37(e). The Parties reserve all rights, including to seek further relief on this issue.

IT IS SO STIPULATED.

Dated: October 9, 2025



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*On behalf of The Center for Investigative
Reporting*

IT IS ORDERED that the foregoing Agreement is approved.

Dated: October 9, 2025



HONORABLE ONA P. WANG
United States Magistrate Judge

APPENDIX A

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