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 9 ENCODE

10 UNITED STATES DISTRICT COURT  
 11 NORTHERN DISTRICT OF CALIFORNIA  
 12 OAKLAND DIVISION

13 ELON MUSK, *et al.*,  
 14 Plaintiffs,  
 15 v.  
 16 SAMUEL ALTMAN, *et al.*,  
 17 Defendants.

Case No.: 4:24-cv-04722-YGR  
 Assigned to: Hon. Yvonne Gonzalez Rogers  
**[PROPOSED] ORDER GRANTING  
 MOTION FOR LEAVE TO FILE  
 AMICUS CURIAE BRIEF IN SUPPORT  
 OF THE PART OF PLAINTIFFS’  
 MOTION FOR A PRELIMINARY  
 INJUNCTION SEEKING TO ENJOIN  
 THE RESTRUCTURING OF OPENAI  
 INTO A FOR-PROFIT ENTERPRISE**  
*(Filed concurrently with Motion for Leave  
 and Proposed Amicus Brief)*

1           Upon consideration of the Motion of Proposed *Amicus Curiae* Encode for Leave to  
2 File *Amicus Curiae* Brief in Support of the Part of Plaintiffs’ Motion for a Preliminary  
3 Injunction Seeking to Enjoin the Restructuring of OpenAI into a For-Profit Enterprise, and  
4 the entire record herein, it is hereby:

- 5           1.       ORDERED that the Motion is GRANTED; and it is
- 6           2.       FURTHER ORDERED that the Brief of Encode as *Amicus Curiae* in Support  
7 of the Part of Plaintiffs’ Motion for a Preliminary Injunction Seeking to Enjoin the  
8 Restructuring of OpenAI into a For-Profit Enterprise be filed on the docket by counsel.

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DATED: \_\_\_\_\_

By: \_\_\_\_\_  
Hon. Yvonne Gonzalez Rogers

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**PROOF OF SERVICE**

I am over the age of 18 and not a party to the within action; I am employed by Raines Feldman Littrell LLP and its business address is 1900 Avenue of the Stars, 19th Floor, Los Angeles, California 90067; [amkawasi@raineslaw.com](mailto:amkawasi@raineslaw.com).

On December 27, 2024, I served the following document(s) described as **[PROPOSED] ORDER GRANTING MOTION FOR LEAVE TO FILE AMICUS CURIAE BRIEF IN SUPPORT OF THE PART OF PLAINTIFFS’ MOTION FOR A PRELIMINARY INJUNCTION SEEKING TO ENJOIN THE RESTRUCTURING OF OPENAI INTO A FOR-PROFIT ENTERPRISE** by placing the true copies thereof enclosed in sealed envelopes addressed as stated on the attached mailing list.

SEE ATTACHED SERVICE LIST

- BY ELECTRONIC SERVICE:** Based on a court order or an agreement of the parties to accept service by electronic transmission, I caused the documents to be sent to the persons at the electronic notification addresses listed in the attached service list.
- (Federal) I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made. I declare under penalty of perjury that the above is true and correct.

Executed December 27, 2024, at Los Angeles, California.

/s/ Addy Mkawasi Welch  
Addy Mkawasi Welch

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