π PLAINTIFF π
United States District Court
Northern District of California
Case No. 4:24-CV-04722-YGR
Case Title Musk et al. v. Altman et al.
Exhibit No. 244
Date Entered
Mark Busby, Clerk
By: , Deputy Clerk

Message

From: Mira Murati [mira@openai.com]
Sent: 5/11/2019 7:00:32 AM
To: Phil Waymouth [[redacted]@microsoft.com]
Subject: OpenAI Edits
Attachments: MSFT - Odyssey Joint Dev and Collab Agr 5-10-19 (OpenAI Edits) .docx

Hi Phil,

Thank you very much for making the time to discuss the agreement in person today. Hope you had a smooth flight back.

I apologize for taking longer than expected in getting the digital copy of the redlines back to you. Everything should reflect what we discussed, with the exception of the open source issue under the language model. I discussed it more with the team and this continues to be sensitive because we plan to open source the current version and it is not unreasonable that we may continue to open source future versions of the language model. However, I am wondering if we could provide you with say 6 months or 1 year of exclusivity prior to open sourcing what may be considered a better version of the technology. And if we choose to commercially license future versions then of course you would have first right of negotiation anyway. Let me know your thoughts.

Please see attached the document and I am happy to discuss over the phone during the weekend, if helpful.

Thank you!
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Mira