



AI litigation: Lawsuits by GEMA against providers of AI models and systems

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AGENDA

1. Overview of GEMA AI activities
2. Exercising the right to opt-out
3. GEMA licence model
4. AI lawsuit against Open AI
5. AI lawsuit against Suno Inc.

May 2022: GEMA General Meeting: Granting of the right to opt out

January 2024: GEMA and SACEM publish a **study** on "AI and music"

November 2024: GEMA presents its **AI Charter** which defines ten principles for a fair and sustainable interaction between human creativity and generative AI

January 2025: GEMA sues another AI provider: **Suno AI**

2022-2025: Exercising the right to opt-out

September 2024: GEMA is the first collecting society worldwide to present its **AI licensing model**

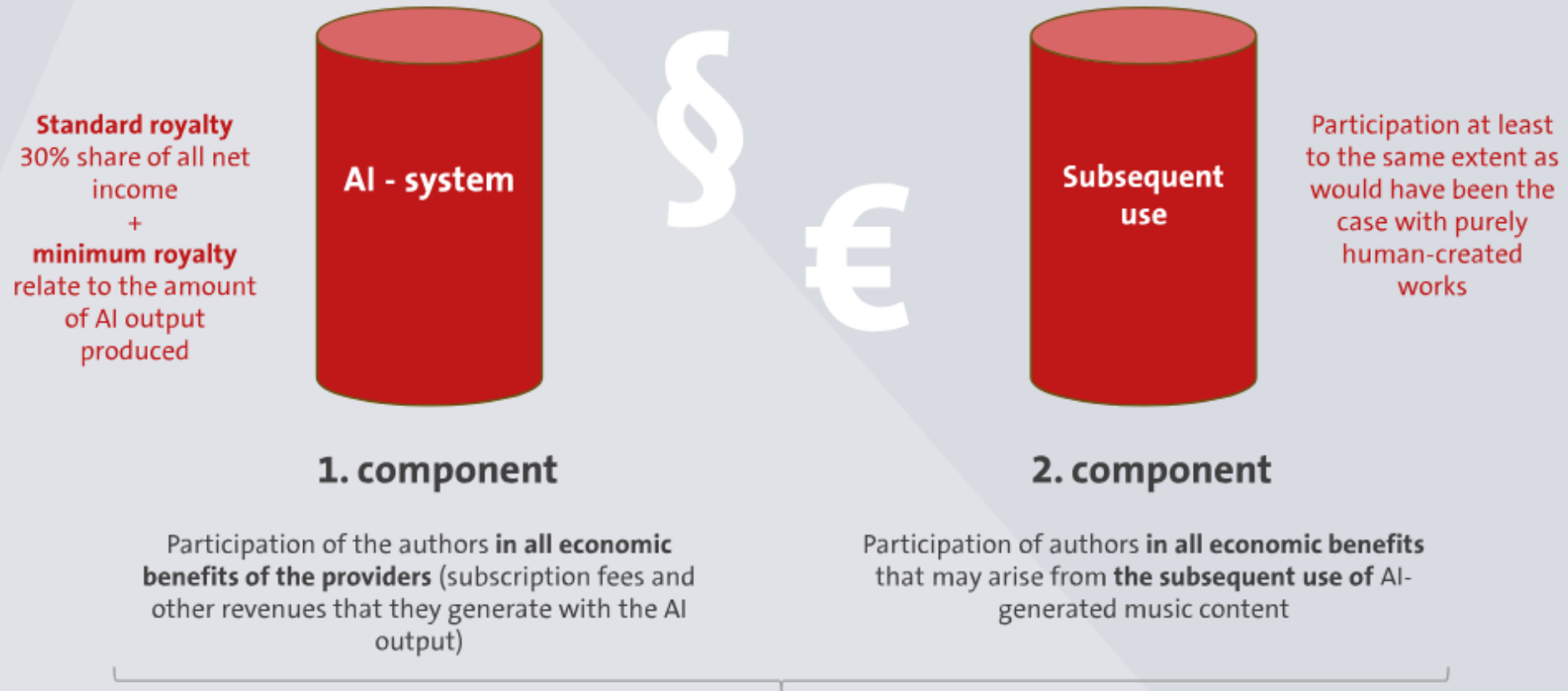
November 2024: GEMA is the first collecting society worldwide to sue an AI provider, specifically **OpenAI**

EXERCISING THE RIGHT TO OPT-OUT?

1. Machine-readable?
 - Location-based?
2. Where?
 - Asset-based?
3. How?
 - Asset-based?



GEMAs two components modell



GEMA's two components licence model



creates a **reliable licence basis**, both for the **training** and for the **subsequent uses of AI content**



at the same time, the **creatives receive an appropriate share of all economic benefits** arising from the utilisation of their artistic work during AI training and subsequent uses

GEMA VS. OPENAI

Wie lautet der Text von Atemlos



"Atemlos durch die Nacht" ist ein Hit von Helene Fischer. Hier ist der komplette Liedtext:

Atemlos durch die Nacht

Strophe 1:

Wir zieh'n durch die Straßen und die Clubs dieser Stadt
Das ist unsre' Nacht, wie für uns beide gemacht, oh oh, oh oh
Ich schließe meine Augen, lösche jedes Tabu
Küsse auf der Haut, so wie ein Liebes-Tattoo, oh oh, oh oh

Bridge:

Was das zwischen uns auch ist,
Bilder, die man nie vergisst,
Und dein Blick hat mir gezeigt,
Das ist unsre' Zeit

Refrain:

Atemlos durch die Nacht,
Bis ein neuer Tag erwacht
Atemlos, einfach raus,
Deine Augen zieh'n mich aus
Atemlos durch die Nacht,
Spür' was Liebe mit uns macht
Atemlos, schwindelfrei,
Großes Kino für uns zwei



Sende eine Nachricht an Liedtexte



Objective

- Securing royalties for authors and music publishers whose works are used by AI models and systems
- Enforcing GEMA's licensing model for AI models and systems
- Building pressure for action for an appropriate legal framework vis-à-vis European and national legislation

Status of proceedings

- Filed against OpenAI Ireland Ltd and OpenAI LLC on 13 November at Munich Regional Court
- Complaint has been served -> awaiting defence filing from OpenAI

Subject

- Numerous works from GEMA's original repertoire obviously used for training ChatGPT
- The complaint only concerns the graphic rights (i.e. the lyrics in written form)

Copyright infringements

- Unauthorized reproduction and communication to the public of the original lyrics, without obtaining the necessary licences
- Unauthorized adaption/ alteration of original works
- Violation of the general right to personality

GEMA VS. SUNO INC.

Forever young SUNO

Let's dance in style, let's dance for a while, heaven can wait
we're on-ly wat-ting the skies. Ho-ping for the best, but ex-pec-ting the worst
are you gon-na drop thbomb or not. Let us die young or let us live for-e-
ver, we don't have the po- wer but we ne-ver say ne- ver, sit-ting in a
sand-pit, life is a short trip, the mu-sic's for the sad,men. Can you i - ma
gine when this race is won,
prai-sing our lea - ders, we're
mad-man. For-e - ver young



BONEY M.
Daddy Cool

Listen to AI version:

▶ 0:00 / 4:00

[Leadsheet AI version](#)
[Leadsheet original song](#)

ALPHAVILLE
Forever Young

Listen to AI version:

▶ 0:00 / 0:00

[Leadsheet AI version](#)
[Leadsheet original song](#)

Objective

- Securing royalties for authors and music publishers whose works are used by AI models and systems
- Enforcing GEMA's licensing model for AI models and systems
- Building pressure for action for an appropriate legal framework vis-à-vis European and national legislation

Status of proceedings

- Filed against Suno Inc. on 21 January at Munich Regional Court
- Complaint is currently being served in the US -> awaiting defence filing from Suno Inc.

Subject

- Numerous works from GEMA's original repertoire obviously used for training Suno's AI model

Copyright infringements

- Unauthorized reproduction and communication to the public, without obtaining the necessary licences
- No neighbouring rights involved



THANK YOU!
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