



COPYRIGHT CLAIMS BOARD

Docket number: 23-CCB-0368

April 12, 2024

Natasha Todorovic-Cowan,
National Values Center Consulting

CLAIMANTS

v.

Said E Dawlabani

RESPONDENT

SECOND ORDER TO AMEND NONCOMPLIANT CLAIM

The Copyright Claims Board (Board) finds that your claim, as amended, still does not comply with the requirements of the CASE Act and related regulations. The claim cannot move forward unless it is properly amended.

If you wish to proceed with this claim, you must file a second amended claim by **May 13, 2024**. If you do not, the Board must dismiss your claim without prejudice, although you may file again in the future before the Board or in federal court. There is no additional filing fee for an amended claim. If you file a second amended claim and it is found compliant, you will be notified and directed to proceed with service. However, if your second amended claim also is found not to comply, the Board will dismiss the proceeding without prejudice. 17 U.S.C. § 1506(f)(1)(B); [37 C.F.R. § 224.1\(d\)](#).

To make your second amended claim compliant, you must resolve the issues identified below. [37 C.F.R. § 224.1\(c\)\(2\)](#). You may also choose to correct or edit any errors or other information in your amended claim before you file it again. You do not need to provide a legal argument in your claim – just a statement of facts and circumstances. Being specific in your description gives the other party and the Board more information about your claim. There is no character limit, so please be as detailed as possible.

Infringed Work — Clarity

Your copyright infringement claim includes conflicting allegations about the work(s) that you alleged have been infringed. To initiate a claim before the CCB, a registration or application for registration of an allegedly infringing work must be on file. 17 U.S.C. 1505.

In the “Describe the infringement” section of your claim you allege that “[t]he work infringed upon that is the subject of this complaint is the Video interview with Dr. Clare Graves and it was available for sale to the public since 1986 through NVC Inc. and from NVCC beginning in 1998.” You subsequently state that “[t]he entire video infringes from start to finish.” However, you have not included a corresponding registration for this motion picture/audiovisual material. Further, you state that “[t]here is no record in the National Values Center, Inc. files that the [1986 video] was officially registered with the Copyright Office.”

Instead, you list four other works in the “Works infringed” section of the claim. Three of the works describe

print materials that include text, photograph, 2-D artwork, and compilation authorship. The fourth work is described as “[r]ecordings and sounds from interviews with Clare Graves performed by Chris Cowan and the National Values Center Consulting.” These works appear to be derivative works of the original 1986 video created in the 2000s. In order for your claim to proceed you must clarify the which work(s) are the subject of the alleged infringement.

To correct this issue, you must amend the “Works infringed” section of the claim. If the original 1986 video *is* registered, you will need to list video in the “Works Infringed” section of the claim. If the original 1986 video *is not registered*, you will need to submit an application to register the 1980s video and then refile a CCB claim for infringement of the 1980s video.

Final Amendment

Your amended claim resolved some, but not all, of the compliance issues raised in the November 15, 2023, Order to Amend Noncompliant Claim. **This is your third and final opportunity to submit a compliant claim in this proceeding. If your claim remains noncompliant, the entire proceeding will be dismissed.** 17 U.S.C. § 1506(f)(1)(B).

To submit a second amended claim, log into your eCCB account and take the following steps:

1. From your dashboard, click the “**Amend claim**” button and select your docket number from the dropdown list.
2. Your claim will unlock for editing. The information you originally entered will appear in the same order as in your original claim.
3. Make the necessary edits. If you have filed supplemental documents, you must re-upload any documents you wish to include in the amended claim on the “**Documentation**” page. Please include only documents directly related to your claim, and label them clearly.
4. Once you have completed your edits, continue to click through the fillable claim form until you reach the “**Review**” page. The Review page includes all the information that you have provided in the claim up to this point. Carefully double-check the information on this page. If you have any corrections, you can select “**Edit**” to revise any entries necessary. Each section of information has an “**Edit**” button, which will take you back to that section so you can make changes. After you make changes, you can click “**Save & review**” to return to the Review page. Please review your claim carefully. Once you submit your amended claim, you will be unable to edit the claim while it is in compliance review.
5. Once you have completed your review and any revisions, you must confirm that the information in your claim is accurate and truthful to the best of your knowledge. To complete the declaration, type your full name into the “**Digital signature**” box near the bottom of the “**Review filing**” page and click “**Agree & submit.**”

If you have questions, please contact asktheboard@ccb.gov. Include your docket number in the subject line. The Board is unable to provide legal advice. We can only provide legal information and assistance concerning Board procedures and requirements. If you would like to seek further guidance from a lawyer or a law student at reduced or no cost, please visit the [Pro Bono Assistance](#) page on ccb.gov. You may also refer to the [Compliance Review](#) chapter of the CCB Handbook for more assistance.

Copyright Claims Attorney