



COPYRIGHT CLAIMS BOARD

Docket number: 22-CCB-0011

United States Copyright Claims Board

Dennis Carbo

CLAIMANT

v.

Luchs Consulting Engineers, LLC

RESPONDENT

ORDER TO AMEND NONCOMPLIANT CLAIM

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

If you wish to proceed with this claim, you must file an amended claim by **August 22, 2022**. If you do not, the Board must dismiss your claim without prejudice, although you may file again in the future before the CCB or in federal court. If you file an amended claim and it is found compliant, you will be notified and directed to proceed with service. There is no extra filing fee for an amended claim. 17 U.S.C. § 1506(f)(1)(B).

To make your 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 claim before you file it again.

Issue – Improper Pleading Form

The Board claim form is a standardized form, available on [eCCB](#), where claimants must enter all relevant information. Allegations in support of the claim must be made through the standard form. You submitted, as supplemental material, a document entitled “Complaint for Copyright Infringement” that appears to be patterned on a complaint that may be filed in federal court. Submitting a complaint is not an acceptable way to plead a claim before the CCB.

In several fields of the claim form, you entered “See supplemental material.” Referring to such a document without providing the details in the claim form is not sufficient. If factual allegations stated in the supplemental document would be responsive to the claim form, you may include those allegations in an amended claim by stating them in the claim form.

In addition, your “Complaint for Copyright Infringement” document made reference to several exhibits that were not filed with that document. If those exhibits or other documents would support the claim, you may upload them with your amended claim as supplemental materials through the eCCB claim form.

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.

To submit an 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. To edit the “**Wrongful activities**” information, click the blue bar to show the fields. To add or change factual information about your claim, add your text to the “**Describe the infringement**” section.
4. Once you have completed your edits, continue to click through the claim flow 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 CCB is unable to provide legal advice. We can only provide legal information and assistance concerning CCB procedures and requirements. You may also refer to the [Compliance Review](#) chapter of the Copyright Claims Board Handbook for more assistance.

Copyright Claims Attorney

July 21, 2022