Jordan Reeder		Acuity Network Services
CLAIMANT	*v.*	**RESPONDENT**

ORDER DISMISSING CLAIM WITHOUT PREJUDICE

On September 21, 2022, the claimant filed claim 22-CCB-0158 with the Copyright Claims Board (Board). On October 28, 2022, the Board issued an Order to Amend Noncompliant Claim, and the claimant filed an amended claim on November 27. On December 19, the Board filed a second Order to Amend Noncompliant claim, and the claimant filed an amended claim on January 18, 2023. On February 2, 2023, the Board found this claim compliant and filed a Notice of Compliance and Direction to Serve.

A claimant has 90 days after receiving the Notice of Compliance to file a proof of service or waiver of service form with the Board. 17 U.S.C. § 1506(g); 37 C.F.R. § 222.5(b)(3)(i); 37 C.F.R. § 222.5(c)(5).

The claimant filed a proof of service form on March 31, 2023. The proof of service stated that service was made on respondent, by "hand delivery to Anthony Doe . . . who is an officer, a managing or general agent, or any other agent of Respondent authorized by appointment or by law to receive service of process in an action brought in California." The Board corresponded with the claimant by email requesting a new proof of service with further explanation about Anthony Doe's status and how the claimant or process server knew that the address on the proof of service was the correct address to serve the respondent. *See* Docket No. 11.

On May 30, 2023, the Board issued an Order to Show Cause noting that the proof of service submitted did not appear to reflect effective service, and giving the claimant the opportunity to explain why the proceeding should not be dismissed. The Board received no new proof of service document and no response to the Order to Show Cause. Therefore, the case is dismissed without prejudice and will be closed. 17 U.S.C. § 1506(v)(1). Dismissal without prejudice means the claimant may raise the allegations again by filing a new claim.

Copyright Claims Board